

Planning and Amenity Delegated Committee Meeting

Council Chamber
Civic Centre – Boxshall Street Brighton

Tuesday 12 September 2023
at 6.30pm



Minutes

PRESENT:

Chairperson: Cr Jo Samuel-King MBBS (Deputy Mayor)

Councillors: Cr Alex del Porto
Cr Hanna El Moullem (Mayor)
Cr Laurence Evans OAM
Cr Clarke Martin
Cr Fiona Stitfold

Officers: Matthew Cripps – Director City Planning and Amenity
Terry Callant – Manager Governance
John Coates – Manager Amenity Protection
Michael Kelleher – A/Manager Development Services
James Roscoe – Manager Climate, Waste and Integrated Transport
Jordan Allan – Transport Safety and Engineering Coordinator
Sarah Bovalino – Statutory Planning Coordinator
Alana Mitchelson – A/Investigations Coordinator
Ronan Hamill – Principal Statutory Planner (Arborist)
Robert Lamb – Governance Officer

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Prayer

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The Chair, Cr Samuel-King declared the Planning and Amenity Delegated Committee Meeting open at 6:30pm and advised members of the public gallery that the meeting is being recorded and streamed live on the internet to enhance the accessibility of Council meetings to the broader Bayside community.

The Chair invited Cr Evans to read the prayer.

Prayer

O God

Bless this City, Bayside,

Give us courage, strength and wisdom,

So that our deliberations,

May be for the good of all,

Amen

Acknowledgement of Country

Cr del Porto read the acknowledgement of Country.

- ◆ Bayside City Council proudly acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners and Custodians of this land, and we pay our respects to their Elders, past, present and emerging as well as any Aboriginal or Torres Strait Islander community members with us today.
- ◆ Council acknowledges the Bunurong's continuing relationship to the land and waterways and respects that their connection and spiritual identity is maintained through ancient ceremonies, songlines, dance, art and living culture.
- ◆ Council pays tribute to the invaluable contributions of the Bunurong and other Aboriginal and Torres Strait Island Elders who have guided and continue to guide the work we do.

1. Apologies

It is recorded that Cr Castelli was an apology for the 12 September 2023 Planning and Amenity Delegated Committee Meeting.

Moved: Cr del Porto

Seconded: Cr Evans

That Council notes the apology of Cr Sonia Castelli for the 12 September 2023 Planning and Amenity Delegated Committee Meeting.

CARRIED

2. Disclosure of Conflict of Interest of any Councillor

- The Mayor, Cr El Moullem declared a General Conflict of Interest in Item 4.3 (2 St James Mews, Brighton) given Cr El Moullem has a family member who owns a property in close proximity to the subject site.

3. Adoption and Confirmation of the minutes of previous meeting

- 3.1 Confirmation of the Minutes of the Planning and Amenity Delegated Committee Meeting held on 8 August 2023.

Moved: Cr Martin

Seconded: Cr del Porto

That the minutes of the Planning and Amenity Delegated Committee Meeting held on 8 August 2023, as previously circulated, be confirmed as an accurate record of proceedings.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

4. Matters of Decision

4.1 HAILEYBURY COLLEGE TRAFFIC AND PARKING STUDY - COMMUNITY ENGAGEMENT OUTCOMES

Environment, Recreation and Infrastructure - Climate, Waste and Integrated Transport
File No: PSF/23/176 – Doc No: DOC/23/233495

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council:

1. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the north-east side of Imbros Street, Hampton from #4 to #34
2. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the south-west side of Lagnicourt Street, Hampton from Villeroy Street to #7
3. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the west side of Favril Street, Hampton from Villeroy Street to Ludstone Avenue
4. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the north side of Villeroy Street, Hampton from Hampton Street to #17
5. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the south-east side of Villeroy Street, Hampton from Lagnicourt Street to Imbros Street
6. installs 2-HOUR parking restrictions operating 8am to 4pm SCHOOL DAYS on the north-west side of Villeroy Street, Hampton from Imbros Street to Avelin Street
7. installs NO STOPPING at all times on the north-east side of Imbros Street, Hampton from South Road to #2
8. maintains the 2-MINUTE parking restrictions on the north side of Villeroy Street, Hampton
9. maintains the NO STOPPING restriction on the south side of Villeroy Street, Hampton.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

**4.2 49–51 ABBOTT STREET, SANDRINGHAM
TRAFFIC IMPACT ASSESSMENT**

Environment, Recreation and Infrastructure - Climate, Waste and Integrated Transport
File No: PSF/23/176 – Doc No: DOC/23/243728

Moved: Cr Stitfold

Seconded: Cr Martin

That Council:

1. notes the outcomes of the traffic, parking and pedestrian movement and safety study
2. seeks approval from the Department of Transport and Planning for the installation of a Shared Zone treatment on Gipsy Way, Sandringham.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

It is recorded that the Mayor, Cr El Mouallem declared a General Conflict of Interest in this item given Cr El Mouallem has a family member who owns a property in close proximity to the subject site. Cr El Mouallem left the meeting at 6.47 pm.

**4.3 2 ST JAMES MEWS, BRIGHTON
NOMINATION FOR SIGNIFICANT TREE REGISTER**

City Planning and Amenity - Amenity Protection
File No: PSF/23/179 – Doc No: DOC/23/251378

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council:

1. grants significant tree status for a Pin Oak (*Quercus palustris*), located approximately 2m from the east boundary and approximately 2m from the north boundary at 2 St James Mews, Brighton
2. includes the nominated tree on Council's Significant Tree Register
3. writes to the nominator and tree owner to inform them of Council's decision.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor) and Fiona Stitfold (5)
AGAINST: Nil (0)

CARRIED

The Mayor, Cr El Mouallem was not present in the meeting during debate or when the vote was taken on the above item.

It is recorded that the Mayor, Cr El Mouallem returned to the meeting at 6:54 pm.

**4.4 2 CHURCH STREET, BEAUMARIS
LOCAL LAW TREE REMOVAL
APPLICATION: 2023/142**

City Planning and Amenity - Development Services
File No: PSF/23/179 – Doc No: DOC/23/203207

Moved: Cr Evans OAM

Seconded: Cr del Porto

That Council resolves to Refuse to Issue a Local Law Tree Removal Permit for removal of one *Ulmus glabra* 'Lutescens' (Golden elm) tree, as a protected tree at 2 Church Street, Beaumaris.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo
 Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna
 El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

NOTE: Item 4.4 was **CARRIED** as part of a block motion.

**4.5 17 CAVELL COURT, BEAUMARIS
LOCAL LAW TREE REMOVAL
APPLICATION: TP2023/166**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/235297

It is recorded that Mr Adam Simmonds spoke for 2 minutes in relation to this item.

Moved: Cr Martin

Seconded: Cr Evans OAM

That Council resolves to Refuse to Issue a Local Law Tree Removal Permit for removal of one Liquidambar styraciflua (Sweet gum) at 17 Cavell court, Beaumaris.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo
 Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna
 El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

**4.6 2A RUXTON RISE, BEAUMARIS
LOCAL LAW TREE REMOVAL
APPLICATION: TP2023/184**

City Planning and Amenity - Development Services
File No: PSF/23/179 – Doc No: DOC/23/266130

Moved: Cr Evans OAM

Seconded: Cr del Porto

That Council resolves to Issue a Local Law Tree Removal Permit for removal of one *Hesperocyparis macrocarpa* (Monterey cypress) tree, as a protected tree at 2A Ruxton Rise, Beaumaris.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

NOTE: Item 4.6 was **CARRIED** as part of a block motion.

**4.7 117 WICKHAM ROAD, HAMPTON EAST
NOTICE OF DECISION TO GRANT A PERMIT
APPLICATION: 2022/288/1 WARD: IVISON**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/260555

It is recorded that Mrs Kerrie Stielow submitted a written statement in relation to this item.

It is recorded that Mrs Kerrie Stielow and Mr Mick Meyer spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr El Moullem (Mayor)

That Council resolves to issue a Notice of Decision to Grant a Permit under the provisions of the Bayside Planning Scheme in respect of planning application 2022/288/1 for the land known and described as 117 Wickham Road, Hampton East, for the construction of two dwellings on a lot in accordance with the endorsed plans and subject to the following conditions from the standard conditions:

1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions. The plans must be generally in accordance with the Section 57a Amended Plans prepared by Crowhurst Building Design, referenced Ground Floor, First Floor, Roof Plan, Elevations, date April 2023 but modified to show:
 - a) the western driveway to Dwelling 2 to be at least 3m wide
 - b) screening of the ground floor gallery, dining and bed 4 windows associated with Dwelling 2 complying with Standard B22, alternatively the provision of a 1.8 metre high visual barrier in accordance with Clause 55.04-6
 - c) a Sustainable Design Assessment in accordance with Condition 10
 - d) a Landscaping Plan in accordance with Condition 11
 - e) a Tree Management and Protection Plan in accordance with Condition 14
 - f) provision of the development contributions fee in accordance with Condition 25
 - g) the proposed ground floor front setback, increased to comply with Standard B6 (street setback) with the changes to be absorbed within the proposed footprintall to the satisfaction of the Responsible Authority.
2. The layout of the site and the size, levels, design and location of buildings and works shown on the endorsed plans must not be modified for any reason (unless the Bayside Planning Scheme specifies that a permit is not required) without the prior written consent of the Responsible Authority.
3. Before the occupation of the site commences or by such later date as is approved in writing by the Responsible Authority, all buildings and works must be carried out and completed to the satisfaction of the Responsible Authority.
4. No plant, equipment, services or architectural features other than those shown on the endorsed plans are permitted above the roof level of the building/s without

the written consent of the Responsible Authority.

5. All pipes (excluding downpipes), fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from view to the satisfaction of the Responsible Authority.
6. Before the occupation of the site commences, screening of windows including fixed privacy screens be designed to limit overlooking as required by Standard B22 and be installed and maintained to the satisfaction of the Responsible Authority thereafter for the life of the building.
7. The walls on the boundary of the adjoining properties shall be cleaned and finished to the satisfaction of the Responsible Authority.
8. Vehicle Crossings must be constructed to Council's Standard Vehicle Crossover Guidelines and standard drawing unless otherwise approved by the Responsible Authority. Separate consent/permit for crossovers is required from Council's Asset Protection Unit. Kerb and channel to be constructed or reinstated to the satisfaction of Council.
9. All basic services, including water, electricity, gas, sewerage, telephone, NBN and cable TV but excluding any substation, meters or hydrants must be installed underground and located to the satisfaction of the relevant servicing authority and the Responsible Authority.

Sustainable Design Assessment

10. Prior to the endorsement of plans pursuant to Condition 1, a Sustainable Design Assessment (SDA) must be submitted to and approved by the Responsible Authority. All Environmentally Sustainable Design (ESD) measures within the SDA must be documented appropriately on revised plans. The SDA should include information such as:
 - a) a BESS report with a minimum 50% score overall and achieve the 50% minimum scores for water, energy and indoor environment quality (IEQ) and 100% for stormwater
 - b) a commitment that the development achieves a 6.5-star average NatHERS Rating. Each new dwelling must meet the minimum 6-star NatHERS rating requirement and not exceed the cooling load of 21 MJ/sqm for NatHERS Climate Zone 62 Moorabbin
 - c) preliminary building energy rating certificates that align with plans
 - d) provision of double glazing to all new windows
 - e) appropriate shading to all north, east and west facing windows
 - f) maximum internal lighting density of 4W/m²
 - g) water efficient plumbing fixtures with minimum WELS rating of 5-star for taps, 3-star for shower and 4 star for WC
 - h) water and energy efficient appliances (dishwasher, washing machine, dryer etc.) within one star of best available in the market, if installed
 - i) provision of external dry lines for each dwelling
 - j) bicycle parking space in each garage/ private open space area
 - k) provisions such as Junction box/ Power Point to accommodate infrastructure for charging electric vehicles in future

- l) a STORM Report with minimum score 100% showing calculations to demonstrate the Urban Stormwater Best Practice Environmental Management Guidelines are achieved as required by planning clause 53.18
 - m) the type of water sensitive urban design / stormwater treatment measure/s to be used and their location in relation to buildings, sealed surfaces and landscaped areas, providing design details and cross sections
 - n) rainwater tank/s for new dwellings connected for WC flushing and irrigation that are accessible for maintenance
 - o) provisions for renewable energy systems such as Solar PV
 - p) commitment to recycle at least 70% of construction and demolition waste
 - q) measures to reduce urban heat island impact such as light or medium coloured roof and driveway
 - r) use of sustainable materials such as low VOC paints for the internal walls
 - s) use of timber certified by the Forest Stewardship Council (FSC) or Program for the Endorsement of Forest Certification (PEFC) certified or recycled / reused
 - t) provision of green walls / vertical gardens
- all to the satisfaction of the Responsible Authority.

Landscaping

11. Prior to the endorsement of plans pursuant to Condition 1, a detailed landscape plan to the satisfaction of the Responsible Authority must be submitted to and be endorsed by the Responsible Authority. The plan must be generally in accordance with the landscape plan drawn by Bayview Landscaping, reference TP LS, dated April 2023 and the Bayside Landscaping Guidelines and be drawn to scale with dimensions. The plan must show:
- a) a survey, including, botanical names of all existing trees to be retained on the site including Tree Protection Zones calculated in accordance with AS4970-2009
 - b) a survey including botanical names, of all existing trees on neighbouring properties where the Tree Protection Zones of such trees calculated in accordance with AS4970-2009 fall partially within the subject site
 - c) a planting schedule of all proposed trees and shrubs, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant
 - d) landscaping and/or planting within all areas of the site not covered by buildings or hard surfaces
 - e) details of surface finishes of pathways and driveways
 - f) where practicable, the inclusion of green walls at appropriate locations
 - g) planting schedule to be a minimum of 80% indigenous species
 - h) any new canopy tree to be located at least 1m away from any property boundary

- i) existing tree to be retained on the eastern side within Dwellings 2's private open space to be identified on the plans.
12. Before the occupation of the development the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the Responsible Authority.
 13. The landscaping shown on the endorsed plans must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced.

Tree Protection Management Plan (TPMP) for Private & Public Open Space Trees

14. Prior to the endorsement of plans pursuant to Condition, including any related demolition or removal of vegetation, a **TPMP**, prepared by a suitably qualified arborist, to the satisfaction of the Responsible Authority, must be submitted to and be endorsed by the Responsible Authority. This report must be made available to all relevant parties involved with the site.

The **TPMP** must include:

- a) details of Tree Protection Zones, as per AS4970-2009, for all trees to be retained on the site and for all trees on neighbouring properties (including public open space trees) where any part of the Tree Protection Zone falls within the subject site
- b) protection measures to be utilised and at what stage of the development they will be implemented
- c) appointment of a project arborist detailing their role and responsibilities
- d) stages of development at which the project arborist will inspect tree protection measures
- e) monitoring and certification by the project arborist of implemented protection measures.

Before any works associated with the approved development, a project arborist must be appointed and the name and contact details of the project arborist responsible for implementing the endorsed TPMP must be submitted to the Responsible Authority.

Any modification to the TPMP must be approved by the project arborist. Such approval must be noted and provided to the Responsible Authority within seven days.

The TPMP must include a Tree Protection Plan (TPP) in accordance with AS4970-2009 Protection of Trees on Development Sites.

The TPP must :

- f) be legible, accurate and drawn to scale
 - g) indicate the location of all tree protection measures to be utilised
 - h) include the development stage (demolition, construction, landscaping) of all tree protection measures to be utilised
 - i) include a key describing all tree protection measures to be utilised.
15. All actions and measures identified in the Tree Management Report must be implemented.

16. Before any works associated with the approved development, the contact details of the project arborist responsible for implementing the endorsed Tree Management Report must be submitted to the Responsible Authority.

Protection of trees for services

17. All underground services must be located outside of Tree Protection Zones (TPZ) of all trees to be retained. If this is not possible, any underground service installations within a TPZ must be bored beneath the entire TPZ to a minimum depth 800mm. If this is not possible, any excavation within the TPZ required for the connection of services must be undertaken by approved non-destructive digging techniques, under the supervision of a project arborist and with the written approval of the Responsible Authority.

Street tree protection

18. Before the development starts, tree protection fencing is to be established around the street trees marked for retention prior to demolition and maintained until all works on site are complete. The fencing is to be constructed and secured so its positioning cannot be modified by site workers. The Tree Protection Zone is to be established and maintained in accordance with AS 4970–2009. The fencing is to be as close to the TPZ boundary as practically possible provided that it does not encroach onto the road, footpath, crossover or proposed works.
19. Street trees must not be removed, lopped, damaged or pruned by any party other than Bayside City Council authorised contractors. There is to be no soil excavation within 3.0 metres of the street tree *Platanus orientalis* Digitata, asset Id 436760 measured from the edge of the trunk. Any installation of services and drainage within the TPZ must be undertaken using root-sensitive, non-destructive techniques.
20. Root pruning within the TPZ (Tree Protection Zone)
 - a) Prior to soil excavation, a trench along the line of the proposed crossover must be dug by hand.
 - b) All roots that will be affected must be correctly pruned in accordance with AS4373-2007 'Pruning of Amenity Trees'.
 - c) Roots greater than 50mm must not be cut unless authorised by Bayside's Open Space Arborist in writing.

Drainage

21. Before the development starts, the permit holder must apply to Council for the Legal Point of Discharge for the development from where stormwater is drained under gravity to the Council network.
22. Before the development, detailed plans indicating, but not limited to, the method of stormwater discharge to the nominated Legal Point of Discharge (and On-Site Detention System where applicable) must be submitted to and approved by Council's Infrastructure Assets Department.
23. Council records indicate that there is a 1.83m wide drainage and sewerage easement along the western property boundary as indicated on the drawings provided. The plans indicate no proposals to encroach into the easement with any buildings or structures of note. Proposals to be built over the easement will require Build Over Easement consent from the responsible Authority/Authorities.
24. The surface of all balconies and terraces are to be sloped to collect the stormwater run-off into stormwater drainage pipes that connect into the

underground drainage system of the development to the satisfaction of the Responsible Authority.

Development Contribution

25. Prior to endorsement of the plan/s required under Condition 1 of this permit, the permit holder must pay a drainage levy in accordance with the amount specified under the Bayside Drainage Development Contributions Plan. The levy amount payable will be adjusted to include the Building Price Index applicable at the time of payment.

The levy payment shall be submitted to Council with the Bayside Drainage Development Levy Charge Sheet and it must include the Building Price Index applicable at the time of payment.

Permit Expiry

26. This permit will expire if one of the following circumstances applies:
- a) the development is not started within two years of the date of this permit
 - b) the development is not completed within four years of the date of this permit.

In accordance with Section 69 of the *Planning and Environment Act 1987*, a request may be submitted to the Responsible Authority within the prescribed timeframes for an extension of the periods referred to in this condition.

Permit Notes:

- Council would be supportive of the applicant and/or owner making a tax deductible donation equal to 0.1% of the sale price of any dwelling approved under this permit to Homes for Homes Limited (CAN 143 141 544) or equivalent social and/or affordable housing not-for-profit organisation.
- Council is the responsible authority for the allocation of street addressing in accordance with the "Rural and Urban Addressing Standards (4819:2011)". It is the applicant/property owner's obligation to comply with the Street address allocations prior to the completion of construction.

Rear (Northern) Dwelling – 117A Wickham Road HAMPTON EAST 3188

Front (Southern) Dwelling – 117B Wickham Road HAMPTON EAST 3188

For more information on street numbering, please contact Council's Revenue Services Team on 9599 4444.

- This permit does not constitute any authority to carry out any building works or occupy the building or part of the building unless all relevant building permits are obtained.
- A permit must be obtained from Council for all vehicular crossings. These must be constructed under Council's supervision for which 24 hours' notice is required.
- Construction of any fence / wall / letterbox structures may necessitate removal / damage of some sections of footpath. If this is the case, a 'Road Opening Permit' must be obtained to facilitate such work.
- A 'Road Opening / Stormwater Tapping Permit' is to be obtained from the Infrastructure Department prior to the commencement of the connection to the Council Drain / kerb / channel.

- The permit holder must obtain approval from the relevant authorities to build over the easement(s).
- Subsurface water must be treated in accordance with Council's Policy for "Discharge of Pumped Subterranean Water Associated with Basements or Below Ground Structures.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo
 Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna
 El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

**4.8 18 MARRIAGE ROAD, BRIGHTON EAST
SECONDARY CONSENT - APPROVE
APPLICATION: 2018/335/2 WARD: CASTLEFIELD**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/243053

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council resolves:

1. to Approve the amended plans in accordance with secondary consent provisions of Planning Permit 2018/335/2
2. that the updated Ground Floor Plan prepared by Franklin Design Studio and dated 18/8/2023 be endorsed
3. that the updated Landscape Plan prepared by Franklin Design Studio and dated 18/8/2023 be endorsed
4. that these plans are to be read in conjunction with sheets 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, and 15 of 15 endorsed on 18/10/2019
5. that sheets 2 and 13 of 15 of the plans previously endorsed on 18/10/2019 be superseded.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

NOTE: Item 4.8 was **CARRIED** as part of a block motion.

**4.9 135 BEACH ROAD, SANDRINGHAM
SECONDARY CONSENT - APPROVE
APPLICATION: 2014/55/1 WARD: BOYD**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/260389

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council resolves:

1. to Approve the amended plans in accordance with secondary consent provisions of Planning Permit 2014/55/1
2. that plans identified as P04-07 & P09 Rev.H, P10 Rev.G, P20, Landscape Plan L01 and LO2 dated 1/09/2023 & STORM Report dated 3/08/2023 and drawing P20 prepared by APA Architecture and be endorsed
3. that plans 1 to 6 endorsed on 23/07/2020, Landscape plan endorsed on 21 November 2016, and STORM Report endorsed on 21/11/2016 be superseded.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Moullem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

NOTE: Item 4.9 was **CARRIED** as part of a block motion.

**4.10 695–707 HAWTHORN ROAD, BRIGHTON EAST
EXTENSION OF TIME - APPROVE
APPLICATION: 2017/523/1 WARD: BLEAZBY**

City Planning and Amenity - Development Services
File No: PSF/23/179 – Doc No: DOC/23/229092

It is recorded that Mr Mathew Wilson submitted a written statement and spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr El Mouallem (Mayor)

That Council resolves to Approve the Extension of Time of one (1) year to Planning Permit 2017/523/1 for commencement and three (3) years for completion, so that the development must now commence no later than 1 February 2025 and be completed no later than 1 February 2029. The use must now commence no later than 1 February 2029.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

**4.11 604–608 HAMPTON STREET, BRIGHTON
EXTENSION OF TIME - APPROVE
APPLICATION: 2015/148/2 WARD: CASTLEFIELD**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/243363

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council resolves to Approve the Extension of Time of two (2) years to Planning Permit 2015/148/2, so that the development and use must now commence no later than 11 August 2025 and must be completed no later than 11 August 2027.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo
 Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna
 El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

NOTE: Item 4.11 was **CARRIED** as part of a block motion.

**4.12 108–110 WERE STREET, BRIGHTON
EXTENSION OF TIME - APPROVE
APPLICATION: 2016/99/1 WARD: DENDY**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/251864

It is recorded that Mr Jack O'Neil spoke for 2 minutes in relation to this item.

Moved: Cr del Porto

Seconded: Cr El Mouallem (Mayor)

That Council resolves to Approve the Extension of Time of two (2) years to Planning Permit 2016/99/1 so that the development must now commence no later than 12 April 2025 and be completed no later than 12 April 2027.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo
 Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna
 El Mouallem (Mayor) (6)
AGAINST: Nil (0)

CARRIED

**4.14 3–5 THISTLE GROVE, HIGHETT
EXTENSION OF TIME - APPROVE
APPLICATION: 2016/679/1 WARD:IVISON**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/255065

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council resolves to Approve the Extension of Time of two (2) years to Planning Permit 2017/156/1, so that the development must now commence no later than 21 June 2025 and be completed no later than 21 June 2027.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

NOTE: Item 4.14 was **CARRIED** as part of a block motion.

**4.15 20 NORTH ROAD, BRIGHTON
EXTENSION OF TIME - APPROVE
APPLICATION: 2016/338/1 WARD: DENDY**

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/263677

Moved: Cr del Porto

Seconded: Cr Evans OAM

That Council resolves to Approve the Extension of Time of two (2) years to Planning Permit 2016/338/1, so that the development must now commence no later than 28 August 2025 and be completed no later than 28 August 2027.

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stitfold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

NOTE: Item 4.15 was **CARRIED** as part of a block motion.

4.16 STATUTORY PLANNING - MONTHLY REPORT (JULY 2023)

City Planning and Amenity - Development Services
File No: PSF/23/171 – Doc No: DOC/23/260722

Moved: Cr Martin

Seconded: Cr del Porto

That Council resolves to:

- receive and note the report
- note the outcome of VCAT decisions on the planning applications handed down during July 2023

The Motion was PUT and a **DIVISION** was called:

DIVISION: **FOR:** Crs Alex del Porto, Laurence Evans OAM, Clarke Martin, Jo Samuel-King MBBS (Deputy Mayor), Fiona Stiffold and Hanna El Mouallem (Mayor) (6)

AGAINST: Nil (0)

CARRIED

The Chair declared the meeting closed at 7.40pm.