# APPROVED DEVELOPMENT PLAN

### DPO4

Pursuant to Clause 43.04 Schedule 4 of the Greater Dandenong Planning Scheme, this is a copy of the Development Plan for the land defined as DPO4 on the Planning Scheme map. This Development Plan has been prepared to the satisfaction of the Responsible Authority.

This Development Plan supersedes the previously approved Development Plan dated 27 August 2008

Signed \_\_\_\_\_\_ and Planning and Design, City of Greater Dandenong.

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and dated 23 June 2009 by Manager

This document has been made available for the purposes as set out in the Planning and Environment Act 1987. The information must not be used for any other purpose.

# PLANTING SCHEDULE:









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COMPLIES WITH THE GREATER DANDENONG PLANNING SCHEME REFERENCE DP04 3016 FOR AND ON BEHALF OF CITY OF GREATER, DANDENONG DATE: 23/06/09



MSM & Associates Pty Ltd

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## Schedule 4 to the Development Plan Overlay 4 DPO4

6<sup>th</sup> April 2009

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Planning & Design City of Gracier Dandsbond	

#### Minaret College, Lewis Street, Springvale

In response to the 'Requirements for the Development Plan' we enclose the following:

The purpose for this submission is to request an amendment to the Development Plan Overlay 4 for Minaret College. In a brief outline the amendment we are proposing is for the extension of the existing first floor facility above the existing 'Domestic & Science Wing'. This facility will be the Language Centre of Minaret College.

This project has developed due to the needs of the multi-cultural requirements at Minaret College and the opportunity to develop this facility has been encouraged by the recent Commonwealth Government commitment to provide funding under the Building the Education Revolution (BER) program. Of which Minaret College hopes to be apart of with the development of this Language Centre, part of the 'Science and Language Centres for 21<sup>st</sup> Century Secondary Schools'

#### 1. Existing Conditions

Refer to Approved 'Master Plan Amended Overlay as at 14-04-08' DPO4 Rev B., approved on 27-8-08 by council. (Copy attached)

#### 2. The size and dimensions of the Land

Refer to 'Master Plan - as at 10-04-08 DPO4-RevC' as previously submitted to council for boundary details.

#### 3. Proposed future Boundaries if applicable.

At the point in time there are no future plans to alter the boundaries of the land.

#### 4. Contours and levels of the Site

Refer to 'Master Plan – Amended Overlay as at 14-04-08 DPO4-RevB' as already submitted to council for site levels and contours.

5. Setbacks from all boundaries and buildings to be removed or retained

The Language Centre will be developed above the existing ground floor Domestic & Science Facility, a continuation of the existing first floor facility, refer to '**Proposed Building Works Plan SK-01'**. The setbacks of the Language Centre will reflect the existing facilities.

6. The location, layout and height of all buildings.

Refer to 'Master Plan – Amended Overlay as at 14-04-08 DPO4-RevB' as already submitted to council, and 'Proposed Development Overlay as at 30-03-09' DPO-4 RevC drawing.

410.5m<sup>2</sup>

7. Anticipated Floor area needs

Language Centre floor area:

IT Room -	58.3m <sup>2</sup>
Staff Room -	57.4m <sup>2</sup>
Language Rm 1 -	67.7m <sup>2</sup>
Language Rm 2 -	66.8m <sup>2</sup>
Language Rm 3 -	68.5m <sup>2</sup>
Language Rm 4 -	53m <sup>2</sup>
Corridor -	38.8m <sup>2</sup>
Total Hall	Extension Area:

COMPLIES WITH THE GREATER DANDENONG PLANNING SCHEME REFERENCE DECA. 4 of 6 FOR AND ON BEHALF OF CITY OF GREATER DANDENONG DATE: 23,06,09

8. Anticipated student enrolments and staff members

Refer to attached schedule, 'Minaret Enrolment'

9. The treatment of any residential interfaces

At the point in time there will be no changes to any residential interfaces.

10. Proposed circulation and access for both vehicles and pedestrians including the location and layout of all car parking areas

There will be no changes to the car parking. A majority of the students arrive and leave via bus services managed by the college terminating at the end of Birch Street, within the school grounds. Staff and visitor car parking is currently to the north of the Administration Building, along Birch Street, as indicated on 'Master Plan – Amended Overlay as at 14-04-08 DPO4-RevB' as already approved by council.

#### 11. The location of all open space including areas available to the public

There will be no changes to the open space or areas available to the public. Refer to **'Master Plan – Amended Overlay as at 14-04-08 DPO4-RevB'** as already submitted and approved by council for open space details, with the public access area indicated as Glendale Reserve as well as the Playing Field – open to the public.

#### 12. The location of existing vegetation and proposed landscaping

Refer to 'Master Plan – Amended Overlay as at 14-04-08 DPO4-RevB' as already submitted and approved by council, indicating the extent of existing and proposed landscaping.

COMPLIES WITH THE GREATER DANDENONG PLANNING SCHEME REFERENCE DP04 5016 -----FOR AND ON BEHALF OF CITY OF GREATER DANDENONG DATE: 23/06/09

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DANDENONG PLANNING SCHEME REFERENCE DPO 4 6 of 6

FOR AND ON BEHALF OF CITY OF GREATER DANDENONG DATE: 23/06/09

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#### 1.1 TOWN PLANNING

#### 1.1.1 Amended Development Plan for Minaret College - No. 36-38 Lewis Street, Springvale

Attachments:	Submitted Plans
Responsible Officer:	Director Development Services

#### Application Summary

Applicant:	MSM & Associates
Proposal:	Amend Development Plan for Minaret College
Zone:	Residential 1 Zone (R1Z)
Ward:	Lightwood

The application proposes to amend the Development Plan for Minaret College at 36-38 Lewis Street, Springvale to provide for a first floor extension to the existing Domestic Science Wing. A permit is required pursuant to Clause 32.01-6 of the Greater Dandenong Planning Scheme to construct a building or construct or carry out works.

Pursuant to Clause 43.04-1 of the Planning Scheme, a permit cannot be granted to use, subdivide, construct a building or construct and carry out works until a development plan has been prepared to the satisfaction of the responsible authority. Accordingly the existing Development Plan requires amendment to enable a Permit to be granted for the proposed extension.

The proposed extension to the existing Domestic Science Wing is to provide a Language Centre facility to meet the needs of Minaret College's culturally and linguistically diverse school community.

The proposed extension will provide a continuation of the existing first floor of the adjoining Arts/Technology Wing and will not result in an increase the existing building foot print.

#### **Objectors Summary**

The application was advertised to the adjoining owner and occupier of 59 Whitworth Avenue, Springvale. No submission was received.

#### **Recommendation Summary**

This report recommends that the submitted amended Development Plan, described as 'Proposed Development Plan' as at 30/03/2009 (DPO-4 REV. C), be approved.

#### **Subject Site and Surrounds**

The site is located within a Residential 1 Zone on the western side of Lewis Street, Springvale. The southern boundary of the site abuts the rear of the residential properties on Whitworth Avenue and the side of properties on Birch Street and Ashdale Court. Adjoining the western boundary is Council's Glendale Reserve.

An existing primary and secondary school occupies the site and it contains a variety of existing educational buildings.



#### Background

Minaret College operates from the site at 36-38 Lewis Street, Springvale, which was once occupied by a state primary school. The College also operates a junior-level campus in Noble Park and provides education from prep to year 12. It attracts students from the regional area relying on small buses for a large part of its student transportation network.

A Development Plan Overlay Schedule 4 (DPO4) affects the site. The DPO4 was adopted by Council on 13 March 2001 with the purpose of requiring the college to prepare a Development Plan for the entire site prior to the granting of any further planning permits to use or subdivide the land, construct a building or construct or carry out works (with a few limited exceptions). The purpose of the Development Plan is also to address the interface between the College and the adjoining Glendale Reserve, to ensure that the use of the Reserve is managed appropriately and provides access to the public as required by a Section 173 Agreement.

The original Development Plan was approved by Council on 9 May 2005. An amended Development Plan was approved on 25 August 2008 to provide for an extension to the existing Multi-purpose Hall, provision of entry gates, blade walls and signage to the northern side of the school property and façade treatment to the building known as Block A.

On 13 October 2008 Council approved a request to amend a Section 173 Agreement, subject to conditions. The request sought to further fence off part of the land so that it is secure during college times, with access around it during these times and gates and lights to provide public access after college times. The affected land was sold by Council to the College, subject to a Section 173 Agreement being entered into to allow the general public use of part of the land for passive recreational activities.

Conditions placed upon the approval to amend the Section 173 Agreement required that the Agreement detail the times that the area is open to the public and provision of a mechanism to ensure the gates are locked open during access times. A restriction was placed on the height of any fencing to be constructed, and that all fencing, gates and lights are maintained by the College. The College must ensure public access is maintained along the northern side of the proposed fencing and undertakes that at no future time will it make any further approach to Council to purchase any remaining portion of the Glendale Reserve.

Once a Development Plan has been approved by Council, any permit application which, if generally in accordance with the Plan, will be exempt from the notice requirements, the decision requirements and the review rights of the *Planning and Environment Act* 1987.

#### Proposal

A further amended Development Plan was submitted on 7 April 2009 for approval in accordance with the requirements of Clause 43.04 Schedule 4 of the Greater Dandenong Planning Scheme.

The amendment proposes to provide for a first floor extension to the existing Domestic Science Wing for a Language Centre facility. The Domestic Science Wing currently forms a single storey component of a double storey building. The first floor extension will provide a continuation of the double storey form of the building, without increasing the overall footprint.

The proposed extension of the Language Centre is a total of 433.3 square metres, comprising an Information Technology - Computer room, staff room and four (4) language rooms. Proposed finished materials and colours of the development are to match the existing building. A declaration from Minaret College has been submitted stating that the increase in floor area will not result in an increase in student numbers.

It is proposed that the Language Centre will be made available for community use, outside of school hours and peak traffic times. The proposed out of hours use will occur between 4pm and 8pm on weekdays, 4pm to 7pm on Saturdays and 10am to 3pm on Sundays. The public use of the Language Centre is dependent upon interest and uptake within the community for language courses. The maximum number of people using the Language Centre after hours is anticipated to not exceed 50 people at any given time.

A copy of the submitted plans is included as Attachment 1.

#### **Financial Implications**

No financial resources are impacted by this report.

#### **Planning Scheme and Policy Frameworks**

There are no specific policies affecting the subject site and no policy implications arising from the amended proposal.

#### **Restrictive Covenants**

A Section 173 Agreement affects the site. The Agreement relates to the previous sale of part of a Council Reserve to the school and does not affect the current proposal.

#### Links to the Council's Annual Plan

In accordance with the commitment in Council's Annual Plan, all applications are considered on their merits.

#### Diversity (Access & Equity)

It is not considered that the proposal raises any diversity issues affecting the planning assessment of this application.

#### **Community Safety**

It is considered that there would be no adverse community safety implications in permitting the proposal subject to strict conditions on any planning permit issued.

#### Safe Design Guidelines

These guidelines are not of relevance to the application hereby being considered

#### Referrals

The application was referred internally to Council's Project Delivery and Strategic Planning Units for their consideration. The comments provided have been considered in the assessment of the application.

#### Advertising

Notice of the application was given by mail to an adjoining owner and occupier, being the only site which may be affected by the proposed extension.

No objections were received to the application.

#### Assessment

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The submitted amended Development Plan provides information about the site's existing conditions and the proposed future development of the site.

The amended plan and accompanying written document provide a response to the requirements of Schedule 4 of the Development Plan Overlay and each will be assessed in turn.

As an amendment, the plan needs to be read in conjunction with the existing approved development plan.

#### **Existing Conditions**

The submitted "Master Plan Amended Overlay as at 14/04/08" DPO4 Rev. B, provides details of the existing conditions on the site.

#### The size and dimensions of the land

Dimensions have been provided for all of the site's property boundaries.

#### Proposed future boundaries if applicable

The proposed amended Development Plan does not propose to alter any property boundary.

#### Contours and levels of the site

The information provided on the Development Plan is deemed to satisfactorily provide information regarding the contours and levels of the site.

#### Setbacks from all boundaries and buildings to be removed or retained

Details of setbacks to property boundaries have been provided for all buildings to be retained.

#### The location, layout and height of all buildings

The location, layout and maximum height of all buildings on the site has been shown on the submitted amended Development Plan.

#### Anticipated floor area needs

The anticipated floor area needs of the Language Centre have been detailed on the written submission and are as follows:

IT Room	58.3 square metres
Staff Room	57.4 square metres

Language Room 167.7 square metresLanguage Room 266.8 square metresLanguage Room 368.5 square metresLanguage Room 453 square metresCorridor38.8 square metresTotal internal floor area410.5 square metres (with the balance of 22.8 square metres taken up by external walls)

#### Anticipated student enrolments and staff numbers

A table of anticipated student enrolments and staff (class) numbers has been provided as part of the Development Plan and is included in Attachment 1. Minaret College has provided a declaration that student numbers will not exceed the current level of enrolments at 2009 (1060). 2009 represents a peak enrolment at the school from 2010 onwards student numbers decrease on an annual basis to 920 in 2015.

#### The treatment of any residential interfaces

The applicant has submitted that the amendment does not impact on the sites residential interface. It is considered that there will be a change to the residential interface to the rear of several dwellings on Whitworth Avenue. Of the 3 dwellings adjoining the location of the proposed development (No.'s 59-63), 2 are owned by Minaret College. The third dwelling was forwarded notification of the proposal and did not provide a submission. It is considered that the proposed change to the residential interface is acceptable and consistent with the existing building form.

### Proposed circulation and access for both vehicles and pedestrians including the location and layout of all car parking areas

Not altered from original approval.

#### The location of all open spaces including areas available to the public

The "Development Plan" shows this area.

#### The location of existing vegetation and proposed landscaping

The submitted Development Plan is consistent with the existing approved Development Plan and shows all existing vegetation, which is to be retained.

#### Conclusion

It is considered that the submitted amended Development Plan is in accordance with the requirements of Schedule 4 to the Development Plan Overlay and approval is recommended.

#### Recommendation

That the submitted amended Development Plan described as "Proposed Development Plan" as at 30/03/09 (DPO-4 Rev. C), be approved to provide for an extension to the existing Domestic Science Wing, to accommodate a new Language Centre and associated floor area.

#### MINUTE

166Moved by:Cr Youhorn CheaSeconded by:Cr Jim Memeti

That the submitted amended Development Plan described as "Proposed Development Plan" as at 30/03/09 (DPO-4 Rev. C), be approved to provide for

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Council	Amended Development Plan for	Page 1 of 9
Attachment: Submitted Plans	Minaret College	
	No. 36-38 Lewis Street, Springvale	
	Attachment No. 1	

NB: The following drawings are reproduced to A4 from submitted application drawings. If the details of the drawings are unclear or inadequate please contact Governance on 9239 5309.

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Schedule 4 to the Development Plan Overlay 4 DPO4

6<sup>th</sup> April 2009

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Council Attachment: Submitted Plans	Amended Development Plan for Minaret College No. 36-38 Lewis Street, Springvale	Page 2 of 9
	Attachment No. 1	

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Council Attachment: Submitted Plans	Amended Development Plan for Minaret College No. 36-38 Lewis Street, Springvale Attachment No. 1	Page 3 of 9
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Council Attachment: Submitted Plans	Amended Development Plan for Minaret College No. 36-38 Lewis Street, Springvale	Page 4 of 9
	Attachment No. 1	

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