

# **MINUTES**

**ORDINARY COUNCIL MEETING** 

MONDAY, 27 AUGUST 2018

Commencing at 7:01 PM

COUNCIL CHAMBERS
225 Lonsdale Street, Dandenong VIC 3175

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#### 1 MEETING OPENING

#### 1.1 ATTENDANCE

#### **Apologies**

Cr Angela Long (Leave of Absence)
Cr Jim Memeti (Leave of Absence)

#### **Councillors Present**

Cr Youhorn Chea (Chairperson)

Cr Roz Blades AM, Cr Tim Dark, Cr Matthew Kirwan, Cr Zaynoun Melhem, Cr Sean O'Reilly, Cr Maria Sampey, Cr Heang Tak, Cr Loi Truong

#### **Officers Present**

John Bennie PSM, Chief Executive Officer; Jody Bosman, Director City Planning, Design and Amenity; Martin Fidler, Director Community Services; Mick Jaensch, Director Corporate Services; Julie Reid, Director Engineering Services, Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

#### 1.2 OFFERING OF PRAYER

All present remained standing as Ms Ursula Aruma from the Sathya Sai International Organisation of Australia and Papua New Guinea, a member of the Greater Dandenong Interfaith Network read the opening prayer:

"In the present times, anxiety and fear are spreading amongst people and righteousness is receiving a setback. The world can win back peace and harmony only when people are persuaded to practice the ideals laid down in the scriptures which serve as beacon-lights to guide mankind aright. All activities in your daily living are really speaking the practice of *righteousness*. The sacred writings give us guidance on what must be done and what must be avoided in the journey of life. For involving oneself in good activities, spiritual wisdom is an essential prerequisite. They direct us to revere the mother as God, father as God, preceptor as God, and also the guest as God. They also warn us that truth and righteousness should not be neglected. So there are both positive and negative instructions — follow these counsels, not others. Accept whatever conduces to your progress in goodness; avoid the others". (Source - Sathya Sai Vahini, Ch 11, Values in Vedas).

#### 1.3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting of Council held 13 August 2018.

#### Recommendation

That the minutes of the Ordinary Meeting of Council held 13 August 2018 be confirmed.

#### **MINUTE 758**

Moved by: Cr Heang Tak Seconded by: Cr Sean O'Reilly

That the minutes of the Ordinary Meeting of Council held 13 August 2018 be confirmed.

**CARRIED** 

#### 1.4 ASSEMBLIES OF COUNCIL

The following assemblies of Council occurred in the period 7 to 20 August 2018:

Date	Meeting Type	Councillors Attending	Councillors Absent	Topics Discussed & Disclosures of Conflict of Interest
9/08/18	Positive Ageing Advisory Committee	Maria Sampey		- Positive Ageing Advisory Committee Meeting.
9/08/18	Asylum Seeker and Refugee Advisory Committee	Youhorn Chea		- Asylum Seeker and Refugee Advisory Committee Meeting.
13/08/18	Pre-Council Meeting	Youhorn Chea, Matthew Kirwan, Zaynoun Melhem, Sean O'Reilly, Maria Sampey, Heang Tak, Loi Truong (part)	Apologies - Roz Blades, Tim Dark, Angela Long, Jim Memeti	<ul> <li>Consultation methods and timing for the proposed Dandenong Stadium.</li> <li>Development Victoria's Information Session regarding proposed pop-up park in central Dandenong.</li> <li>Community facilities hire and rental.</li> <li>Agenda items for the Council Meeting of 13 August 2018.</li> </ul>

20/08/18	Councillor Briefing Session	Youhorn Chea (part), Matthew Kirwan, Zaynoun Melhem, Sean O'Reilly, Maria Sampey, Heang Tak	Apologies - Roz Blades, Tim Dark, Angela Long, Jim Memeti, Loi Truong	<ul> <li>Discussion with Victoria Police regarding the hiring of community facilities.</li> <li>Notice of Motion 40 – Improving the recognition, inclusion and understanding of our LGBTIQ community within Greater Dandenong.</li> <li>Review of Council's Electronic Gaming Policy.</li> <li>Outcomes of the 2018-2019 financial year and overview of capital improvement program.</li> <li>Agenda items for the Council Meeting of 27 August 2018.</li> </ul>
20/08/18	Disability Advisory Committee	Maria Sampey		- Disability Advisory Committee Meeting.

#### Recommendation

That the assemblies of Council listed above be noted.

#### **MINUTE 759**

Moved by: Cr Heang Tak

Seconded by: Cr Sean O'Reilly

That the assemblies of Council listed above be noted.

**CARRIED** 

#### 1.5 DISCLOSURES OF INTEREST

Cr Tim Dark disclosed a Conflict of Interest (Indirect interest due to conflicting duties (s.78B) in Item No. 2.6.6 Proposal to Lease 266-270 Lonsdale Street, Dandenong, as his employer is the Leasing Agent for the premises. Cr Tim Dark left the Chamber prior to discussion and voting on this item.

#### 2 OFFICERS' REPORTS

#### 2.1 DOCUMENTS FOR SEALING

#### 2.1.1 Documents for Sealing

File Id: A2683601

Responsible Officer: Director Corporate Services

#### **Report Summary**

Under the Victorian Local Government Act, each Council is a body corporate and a legal entity in its own right. Each Council must therefore have a common seal (like any corporate entity) that is an official sanction of that Council.

Sealing a document makes it an official document of Council as a corporate body. Documents that require sealing include agreements, contracts, leases or any other contractual or legally binding document that binds Council to another party.

#### **Recommendation Summary**

This report recommends that the listed documents be signed and sealed.

#### 2.1.1 Documents for Sealing (Cont.)

#### **Item Summary**

There are three [3] items being presented to Council's meeting of 27 August 2018 for signing and sealing as follows:

- 1. A letter of recognition to Andrea Poza, Corporate Services for 10 years of service to the City of Greater Dandenong;
- 2. A letter of recognition to Katharina Verscharen, Community Services for 10 years of service to the City of Greater Dandenong; and
- 3. A letter of recognition to Sylvia Marov, Community Services for 10 years of service to the City of Greater Dandenong.

#### Recommendation

That the listed documents be signed and sealed.

#### **MINUTE 760**

Moved by: Cr Roz Blades AM Seconded by: Cr Tim Dark

That the listed documents be signed and sealed.

#### 2.2 DOCUMENTS FOR TABLING

#### 2.2.1 Petitions and Joint Letters

File Id: qA228025

Responsible Officer: Director Corporate Services

Attachments: Petitions and Joint Letters

#### **Report Summary**

Council receives a number of petitions and joint letters on a regular basis that deal with a variety of issues which have an impact upon the City.

Issues raised by petitions and joint letters will be investigated and reported back to Council if required.

A table containing all details relevant to current petitions and joint letters is provided in Attachment 1. It includes:

- 1. the full text of any petitions or joint letters received;
- 2. petitions or joint letters still being considered for Council response as pending a final response along with the date they were received; and
- 3. the final complete response to any outstanding petition or joint letter previously tabled along with the full text of the original petition or joint letter and the date it was responded to.

Note: On occasions, submissions are received that are addressed to Councillors which do not qualify as petitions or joint letters under Council's current Meeting Procedure Local Law. These are also tabled.

#### **Petitions and Joint Letters Tabled**

Council received no petitions and no joint letters prior to the Council Meeting of 27 August 2018 as follows:

NB: Where relevant, a summary of the progress of ongoing change.org petitions will be provided in the attachment to this report.

#### Recommendation

That the listed items detailed in Attachment 1, and the current status of each, be received and noted.

#### **MINUTE 761**

Moved by: Cr Loi Truong Seconded by: Cr Heang Tak

That the listed items detailed in Attachment 1, and the current status of each, be received and noted.

**DOCUMENTS FOR TABLING** 

**PETITIONS AND JOINT LETTERS** 

# **ATTACHMENT 1**

# **PETITIONS AND JOINT LETTERS**

**PAGES 7 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 1000.

Date Received	Petition Text (Prayer)	No. of Petitioners		Responsible Officer Response
17 JULY	PETITION REQUEST:	Signed by	ln	Tabled at Council Meeting 23 July 2018
2018	To : City of Greater Dandenong	13 residents	progress	Referred to Engineering Services 17
	Petition to add more street lighting in Noble St between Romsey St and Corrigan Rd, Noble Park.			July 2018 Response 31 July 2018
	We the following named residents hereby request the City of Greater Dandenong Council re-consider seriously additional street lighting in Noble Street in-between Romsey St and Corrigan Rd, Noble Park. In this section of Noble Street there are cars parked on both sides of the road both day and night. This section of Noble Street does have a lot of traffic and at night it becomes especially dangerous when getting in and out of our homes whilst there are cars parked on both sides of the street. We all feel that installing extra street lighting will greatly improve the visibility in the street at night and thus become a lot safer for residents and traffic using Noble Street.			Thank you for your petition regarding a request for additional street lighting in Noble Street, Noble Park. Council have undertaken a lighting assessment of Noble Street and have confirmed that the lighting levels do comply with the Australian Standard and the street is considered well lit. At this stage, Noble Street does not require additional lighting.
				Parking is permitted on both sides of Noble Street to service adjacent residential properties. Road rules exist that govern the manner in which motorists are required to park their vehicles. Included in this ruling (but not limited to) is that parked vehicles are not permitted to obstruct the entry or exit into adjacent properties. If this is observed, you are encouraged to contact Councils Local Laws team on 8571 1000 who will be able to assist in correcting this issue.

If the details of the attachment are unclear please contact Governance on 8571 1000.

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
9 JULY 2018	PETITION HANDED TO GOVERNANCE AT COUNCIL MEETING 9 JULY 2018	Signed by 109 proponents	In progress	Tabled at Council Meeting 23 July 2018.
	PETITION REQUEST:  We, the undersigned, residents and ratepayers of the Greater City of Dandenong Council, request Council to:			Referred to Engineering Services 11 July 2018. Resonnee provided at Council
	Insert a traffic roundabout on the comer of Cheam Street, Loch			Meeting on 9/7
	Noad/Surace Court DarineriorigNorm.			Countil straint engineers white investigate road safety the intersection of Loch Street and Cheam Street. The first step in this process will be to
				undertake traffic surveys at this location, which will occur in a few weeks following the end of the school
				holidays. If road safety issues are identified, this location will be considered within Councils Local Area
				Traffic Management Prioritisation Program.
				Further Response to the petitioner on following page.

If the details of the attachment are unclear please contact Governance on 8571 1000.

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
9 JULY 2018				Response sent to resident 19/7
(contd)				I provide you with the following response to your questions.
				Council's traffic engineers will investigate road safety the intersection of Loch Street and Cheam Street. The
				first step in this process will be to undertake traffic surveys at this location, which will occur in a few
				weeks rollowing the end of the school holidays. If road safety issues are identified, this location will be
				considered within Councils Local Area Traffic Management Prioritisation Program.
				With regards to Stud Road near the Dandenong Stadium, I can confirm that Council is advocating to VicRoads, who manage Stud Road, for a signalised
				crossing point near the Stadium. It is anticipated that such a crossing would improve safety for pedestrians that
				currently cross the road, and also encourage the use of public transport to encoss the stadium, as patrons would be able to safety cross. Stud Road to
				access the bus stop.

If the details of the attachment are unclear please contact Governance on 8571 1000.

Date Received	Content	No of Co- Signatures	Status	Officer Response
6 July 2018	PETITION – COVER LETTER	Signed by 50 residents	In progress	Tabled at Council Meeting 23 July 2018.
	To whom It may concern,			Referred to Planning - Residential
	There are far too many stray cats in our neighbourhood and I am writing to persuade you to grant a cat foster carer for Dandy Cat Rescue some money			Amenity Unit 9 July 2018.
	to help rescue and home stray cats around melbourne.			Response 16 July 2018
	Too many stray cats are living on the streets of Melbourne. They are In-			Thank you for your
	serious danger. For example they can be hit by a car, starve and be attacked by other animals. I am writing to ask that you support this rescue by providing finds for yet hills feeding and homing these cats.			correspondence of 5 July 2018. The CEO has noted your letter and has reminested that I review
				and respond to the matters you
	I have included a petition signed by many people who support this rescue and would like to see them receive more help from the local government.			raise therein.
				The City of Greater Dandenong
	I have also included some pictures of the cats to help you to see what			has a community grants program
	condition tief are in the ase help tins great resource as tileful really need.			able to access if she needs funds
				for her activities in cat rescue.
	Nind Kegards,			I nere is a lot of information on Council's website:
				www.greaterdandenong.com_that
				She can look at. That Information
				application form.
				Cat rescue programs are also
				undertaken by several of the
				Victoria including the RSPCA,
				The Lost Dogs Home and The
				encourage Ms Mitchell to also
				contact those agencies who may
				be able to offer her other material aid in her efforts.

If the details of the attachment are unclear please contact Governance on 8571 1000.

Other/Submissions

Council acknowledges and commends you for your efforts in supporting this worthwhile cause. We also wish Ms Mitchell every success in pursuing support for her activities. If you have any further questions in relation to this matter please contact me on (03) 8571 1445 or by email: pshelt@cgd.vic.gov.au. Officer Response Status No of Co-Signatures Content Date Received

If the details of the attachment are unclear please contact Governance on 8571 1000.

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the details of the attachment are unclear please contact Governance on 8571 1000.

#### 2.3 CONTRACTS

#### 2.3.1 Contract No. 1718-82 Annual Supply of Engineering Surveys and Related Services

File Id: qA386667

Responsible Officer: Director Engineering Services

#### **Report Summary**

This report outlines the tender process undertaken to select a panel of suitably qualified and experienced contractors for the Annual Supply of Engineering Surveys and Related Services.

The initial contract term is three (3) years from the date of commencement with an option to extend the contract by two (2) twelve month extensions at the sole and absolute discretion of Council.

#### **Recommendation Summary**

This report recommends that Council awards Contract 1718-82 to a panel of six (6) contractors comprising of

- Taylors Development Strategists P/L
- Bortoli Wellington P/L
- CSA Specialised Services P/L
- John Chivers & Associates P/L
- Hellier McFarland
- Utility Mapping

The estimated expenditure for this contract over an initial three (3) term is \$600,000 (six hundred thousand). Over the full life of the contract including two (2) twelve month extensions, the estimated expenditure is \$1,000,000 (one million dollars).

#### Introduction

This is a Schedule of Rates contract designed to meet Council's need for engineering surveys and related services.

This contract has been setup to ensure that all engineering surveys commissioned by the City of Greater Dandenong are of a high standard. Quality surveys are important to ensure that design work can be completed to an equally high standard.

Multiple surveying consultants have been recommended to ensure that the wide range and scale of survey works required by Council is covered by an appropriately sized and experienced panel of contractors.

#### **Tender Process**

The Tender was advertised in The Age newspaper on Saturday 19 May 2018 and closed on Tuesday 12 June 2018. At the closure of the Tender advertising period eleven (11) tender submissions were received as follows:

- 1. KLM Spatial
- 2. Land Dimensions P/L
- 3. Taylors Development Strategists P/L
- 4. Bortoli Wellington P/L
- 5. Fyfe Pty Ltd
- 6. CSA Specialised Services P/L
- 7. John Chivers & Associates P/L
- 8. Hellier McFarland
- 9. Veris Australia P/L
- 10. Utility Mapping
- 11. Pavement Management Services

#### **Tender Evaluation**

The evaluation panel consisted of Coordinator Civil Projects, Project Engineer and Contracts & Administration Officer with Occupational Health & Safety Consultant providing specialist advice.

The tenders were evaluated using Council's Weighting Attributed Value Selection Method. The advertised evaluation criteria and allocated weightings for evaluation are as follows

	Evaluation Criteria	Weighting
1	Price/Rates	40%
2	Capability (demonstrated by examples of past survey work)	35%
3	Relevant Experience and Past Performance	15%
4	Social Procurement	5%
5	Local Industry	5%

Each criterion is ranked on a point score between 0 (fail) and 5 (excellent). These rankings are then multiplied by the weighting to give a weighted attribute ranking for each criterion and totalled to give an overall evaluation score for all criteria.

Following the evaluation of the tender submissions received, the comparative point score based on the above criteria is a follows:

Tenderer	Price Points	Non-Price Point	Total Score
Feature Survey			
Hellier McFarland	1.20	1.98	3.18
John Chivers & Associates P/L	1.14	2.00	3.14
Bortoli Wellington P/L	1.32	1.50	2.82
Land Dimensions P/L	0.74	2.05	2.79
Taylors Development Strategists P/L	1.00	1.73	2.73

Tenderer	Price Points	Non-Price Point	Total Score
KLM Spatial	0.75	1.85	2.60
Utility Mapping	0.59	1.70	2.29
Service Scanning			
Hellier McFarland	1.00	1.98	2.98
Taylors Development Strategists P/L	1.06	1.73	2.79
CSA Specialised Services P/L	0.78	2.00	2.78
Utility Mapping	0.71	1.70	2.41
Non-Destructive Digging (NDD)			
Hellier McFarland	1.33	1.98	3.31
CSA Specialised Services P/L	1.07	2.00	3.07
Utility Mapping	0.93	1.80	2.73
Taylors Development Strategists P/L	0.00	1.73	1.73

Note 1: The higher the price score – lower the tendered price.

Note 2: The higher the non-price score – represents better capability and capacity to undertake the service.

It should be noted that the price comparison used in the assessment was based on the rates submitted when applied to 3 typically sized survey projects. This puts the rates into context with respect to the works to be delivered under this contract.

It should also be noted that most tenderers did not submit rates for all areas of the work. The evaluation has been split up into 3 main areas of expertise being feature survey, service scanning and non-destructive digging (NDD).

It was decided that the top 3 ranked tenderers in each area of expertise should be recommended to provide a panel with appropriate capacity.

Based on the point score above, the evaluation panel recommends that tenders from Taylors Development Strategists P/L, Bortoli Wellington P/L, CSA Specialised Services P/L, John Chivers & Associates P/L, Hellier McFarland and Utility Mapping be accepted.

#### Victorian Charter of Human Rights and Responsibilities

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

#### **Financial Implications**

This contract is a schedule of rates contract, resource requirements are in accordance with existing budgetary allocation. The current funding allocation will meet the financial requirement of this contract.

Note: Schedule of Rates – A schedule of rates contract is one under which the amount that is payable to the contractor is calculated by applying an agreed schedule of rates to the quantity of work that is actually performed.

#### **Social Procurement**

Some of the panel contractors have assisted in the employment of disadvantaged minority groups and participate in the Brotherhood of St Laurence program "Given the Chance" which assist new Australians, refugees, the long-term unemployed and other marginalised job-seekers in finding employment opportunities.

One of the panel contractors is, in association with Indiya Geospatial (indigenous owned survey organisation), looking for opportunities to recruit indigenous staff. In addition they actively recruit young unemployed staff and promote opportunities to begin traineeships in their organisation. They make donations to and help in fundraising for Life Line, Local Primary School and football clubs.

One of the contractors is currently negotiating an agreement to provide work experience for an unemployed, unskilled youth from a rural area and engaging with Koori Unit of the Department of Education to employ an indigenous student.

#### **Local Industry**

A number of the panel contractors are using local labour, material and plants as part of their services.

#### Consultation

During the tender evaluation process and in preparation of this report, relevant Council Officers from City Projects and Asset Improvement and Council's Occupational Health Safety and Risk were consulted

#### Conclusion

The evaluation panel is satisfied that the tenderers recommended for appointment have the capability and relevant experience to carry out the works in a timely and efficient manner. All companies have provided this type of service to Council and other Local Government Council's for many years and are expected to provide a Best Value Service to Council for this contract.

At the conclusion of the tender evaluation process the evaluation panel agreed that the tender submissions from Taylors Development Strategists P/L, Bortoli Wellington P/L, CSA Specialised Services P/L, John Chivers & Associates P/L and Hellier McFarland represented the best value outcome for Council should be accepted base on:

- 1. Low price schedule of rates, social procurement and local industry; and
- 2. Capability and relevant experience

#### Recommendation

#### That Council:

- 1. awards Contract No. 1718-82 for the Annual Supply of Engineering Surveys and Related Services within the City of Greater Dandenong to a panel of six (6) contractor's including;
  - Taylors Development Strategists P/L
  - Bortoli Wellington P/L
  - CSA Specialised Services P/L
  - John Chivers & Associates P/L
  - Hellier McFarland
  - Utility Mapping

at the tendered Schedule of Rates for an initial period of three (3) years;

- 2 reserves the option to extend the initial contract term by two (2) years extension at the sole and absolute discretion of Council; and
- 3 sign and seals the contract documents when prepared.

#### **MINUTE 762**

Moved by: Cr Roz Blades AM Seconded by: Cr Heang Tak

#### **That Council:**

- 1. awards Contract No. 1718-82 for the Annual Supply of Engineering Surveys and Related Services within the City of Greater Dandenong to a panel of six (6) contractor's including;
  - Taylors Development Strategists P/L
  - Bortoli Wellington P/L
  - CSA Specialised Services P/L
  - John Chivers & Associates P/L
  - Hellier McFarland
  - Utility Mapping

at the tendered Schedule of Rates for an initial period of three (3) years;

- 2 reserves the option to extend the initial contract term by two (2) years extension at the sole and absolute discretion of Council; and
- 3 sign and seals the contract documents when prepared.

#### 2.4 STATUTORY PLANNING APPLICATIONS

#### 2.4.1 Planning Decisions Issued by Planning Minister's Delegate - July 2018

File Id: qA280444

Responsible Officer: Director City Planning, Design and Amenity

## **Report Summary**

This report provides Council with an update on the exercise of delegation by Planning Minister's delegate.

No decisions were reported for the month of July 2018.

#### Recommendation

That the report be noted.

#### **MINUTE 763**

Moved by: Cr Roz Blades AM Seconded by: Cr Heang Tak

That the report be noted.

#### 2.4.2 Planning Delegated Decisions Issued July 2018

File Id: qA280

Responsible Officer: Director City Planning, Design and Amenity

Attachments: Planning Delegated Decisions Issued July 2018

#### **Report Summary**

This report provides Council with an update on the exercise of delegation by Council officers.

It provides a listing of Town Planning applications that were either decided or closed under delegation or withdrawn by applicants in July 2018.

It should be noted that where permits and notices of decision to grant permits have been issued, these applications have been assessed as being generally consistent with the Planning Scheme and Council's policies.

Application numbers with a PLN#.01 or similar, are applications making amendments to previously approved planning permits.

The annotation 'SPEAR' (Streamlined Planning through Electronic Applications and Referrals) identifies where an application has been submitted electronically. SPEAR allows users to process planning permits and subdivision applications online.

#### Recommendation

That the items be received and noted.

#### **MINUTE 764**

Moved by: Cr Roz Blades AM Seconded by: Cr Heang Tak

That the items be received and noted.

ORDINARY COUNCIL MEETING MINUTES

2.4.2 Planning Delegated Decisions Issued July 2018 (Cont.)

#### STATUTORY PLANNING APPLICATIONS

**PLANNING DELEGATED DECISIONS ISSUED - JULY 2018** 

# **ATTACHMENT 1**

# PLANNING DELEGATED DECISIONS ISSUED – JULY 2018

**PAGES 11 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 5235.

		Planning Delegated I	Decisions Issued froi	Planning Delegated Decisions Issued from 1/07/2018 to 31/07/2018	2018	City of	City of Greater Dandenong	. Dande	nong
Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN01/0718.01	<u>8</u>	5/49-54 Douglas Street NOBLE PARK VIC 3174	Dream English	AMENDMENT TO Community Development & Adult Education Centre	Amend permit to include a condition no more than 25 students to be permitted on the land at any one time	Delegate	AmendPerm	18/07/2018	Paperbark
PLN14/0687.01	°2	189 Bangholme Road BANGHOLME VIC 3175	Nisson Noel & Holmes (Surveyors) Pty Ltd	AMENDMENT TO Subdivision x 9 SPEAR	Industry	Delegate	AmendPerm	09/07/2018	RedGum
PLN15/0937.01	o <sub>N</sub>	23 Windsor Avenue SPRINGVALE VIC 3171	Nikarri Pty Ltd	AMENDMENT TO Construct a four (4) storey apartment building plus basement car parking level comprising 30 dwellings and reduce the number of car parking spaces required under Clause 52.06-5	Amend permit Condition 1 (a) to reflect the approved finished floor level associated with the proposed ramp	Delegate	AmendPerm	13/07/2018	Lightwood
PLN17/0375	°Z	14 Digby Court SPRINGVALE SOUTH VIC 3172	Qui Chi Phung	Development of the land for three (3) double storey dwellings	General Residential 1 Zone, 907.08sqm	Delegate	PlanPermit	12/07/2018	Lightwood
PLN17/0562.01	°Z	65 Riverend Road BANGHOLME VIC 3175	Cornish College	AMENDMENT TO development of land for a building in association with an Education Centre.	Amend endorsed plans to allow changes to outdoor leaning deck, building footprint, internal floorspace and relocation of study areas	Delegate	AmendPerm	25/07/2018	RedGum
PLN17/0589	o Z	16 Glendale Road SPRINGVALE VIC 3171	Design Cad Services Pty Ltd	Development of the land for one (1) double storey dwelling to the rear of an existing single storey dwelling	No response to further information request	Delegate	Lapsed	02/07/2018	Lightwood
PLN17/0668	o Z	344 Chandler Road КЕYSBOROUGH VIС 3173	ARPC Pty Ltd	The development of the land for one (1) double storey dwelling to the front of the lot and one (1) single storey dwelling to the rear.	Neighbour Residential 1 Zone, 534sqm	Delegate	PlanPermit	06/07/2018	Paperbark
PLN17/0670	ON N	21 Patrona Street DANDENONG VIC 3175	Shahrokh Akbar	Buildings and Works (x.2. Shipping Containers) and reduction in car parking requirement	Industrial 1 Zone, 730.88sqm Delegate	Delegate	PlanPermit	31/07/2018	RedGum
			•				9		

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN17/0671	o Z	1 Warbla Street DANDENONG NORTH VIC 3175	KVT 3 Architeds Yoga Yogaparan	Development of the land for two (2) dwellings (one (1) double storey dwelling and one (1) single storey dwelling at the rear)	General Residential 1 Zone, 632.14sqm	Delegate	PlanPermit	25/07/2018	Silverleaf
PLN17/0683	o Z	21 Larbert Road NOBLE PARK VIC 3174	Divitoos Architecture C/- John Divitoos	Development of the land for three General Residential 1 Zone, (3) dwellings (two (2) double 786.37sqm storey dwellings and one (1) single storey dwelling to the rear)	General Residential 1 Zone, 786.37sqm	Delegate	QON	26/07/2018	Paperbark
PLN17/0744	o Z	59/22 Dunn Crescent DANDENONG VIC 3175	Vanessa Atme Change of Plan	Use of the land for Materials Recycling	Industrial 1 Zone, materials recycling	Delegate	PlanPermit	31/07/2018	RedGum
PLN17/0791	°Z	46 Glendale Road SPRINGVALE VIC 3171	Sajid R Satti	(2) double storey dwellings	The proposal fails to comply with Clause 21.05 (Built Form), Clause 55.02-2 (Residential Policy Objectives), Clauses 22.09-3.3 and 22.09-3.3 (Design Principles), Clause 55.02-1 (Neighbourhood Character) and Clause 55.06-1 (Design Detail)	Delegate	Refusal	12/07/2018	Lightwood
PLN17/0839	o Z	151 Gladstone Road DANDENONG NORTH VIC 3175	Kandian Arumuga Nanthan Aru Design	Development of the land for three (3) dwellings comprising two (2) double storey dwellings to the rear of one (1) existing single storey dwelling	General Residential 1 Zone, 864.3sqm	Delegate	PlanPermit	19/07/2018	RedGum
PLN17/0856	°Z	1/19 Close Avenue DANDENONG VIC 3175	John Ghent I. Ghent Investments	Buildings and Works (Fire Shield)	Under Clause 62.02-1, a permit is not required for buildings and works which provide for fire protection under relevant legislation	Delegate	NotRequire	06/07/2018	RedGum
PLN17/0857	<u>0</u>	100 Lightwood Road NOBLE PARK VIC 3174	Raquel Altaba - Morriss Ad Pty Ltd C/o - Allan Morriss - Morriss Ad Pty Ltd	Use and development of the land for offices and reduction in car parking (shops and offices).	Mixed Use Zone, 217.22sqm, shops and offices	Delegate	PlanPermit	18/07/2018	Lightwood
PLN17/0870	<sup>o</sup> Z	11 Sunset Grove DANDENONG VIC 3175	Oday Akram Mohammed Al Sharbati	Development of the land for two (2) dwellings comprising one (1) double storey dwelling at the front of the site and one (1) single storey dwelling at the rear	General Residential 1 Zone, 603sqm	Delegate	PlanPermit	04/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN17/0876	o Z	5 Blamey Street NOBLE PARK VIC 3174	Farah Faisal	Development of the land for a second single storey dwelling to the rear of an existing dwelling and alterations and additions to the existing dwelling	General residential 1 Zone, 591sqm	Delegate	PlanPermit	26/07/2018	Paperbark
PLN17/0880	°Z	Dwelling 1-3 Mulgoa Avenue DANDENONG NORTH VIC 3175	Elina Law	The development of the land for five (5) double storey dwellings and a reduction of the car parking requirement	General Residential 1 Zone, 1200sqm	Delegate	NOD	23/07/2018	Silverleaf
PLN17/0887	°Z	49-97 Lightwood Road SPRINGVALE VIC 3171	DWH Aitken & Associates Pty Ltd	Development of alterations and additions to the existing Sandown Greyhound Racetrack and surrounds	Special Use 1 Zone, 80929sqm, track improvements	Delegate	PlanPermit	02/07/2018	Lightwood
PLN17/0893	°Z	7 Newcomen Road SPRINGVALE VIC 3171	Melbourne Hosanna Church of Christ C/- Charles Wang	Use and development of the land for a Place of Worship (35 patrons maximum)	Industrial 1 Zone, 1117sqm, place of worship, 35 patrons	Delegate	PlanPermit	26/07/2018	Lightwood
PLN18/0047	<sup>O</sup> Z	11 Suzanne Street DANDENONG VIC 3175	ARC Zero P/L	The development of the land for three (3) double storey dwellings	Proposal fails to meet objectives of Clauses 15, 21.05+1, 22.09-3, 52.06 and 55, not meeting the preferred future meighbourhood character and design of bulk and built form, not meeting building height and energy efficiency standards and objectives	Delegate	Refusal	27/07/2018	RedGum
PLN18/0052	°Z	171-197 Hammond Road DANDENONG SOUTH VIC 3175	Vaughan Constructions Pty Ltd	Use and development for the land for warehouse and reduction in standard car parking requirement.	Industrial 1 Zone, 12340sqm, warehouse, reduction in car parking	Delegate	PlanPermit	04/07/2018	RedGum
PLN18/0053	<u>8</u>	5 Easterleigh Court DANDENONG VIC 3175	Harvan Design	Development of the land for four (4) double storey dwellings	General Residential 1 Zone, 1209.13sqm, 4 x double storey units	Delegate	PlanPermit	02/07/2018	RedGum
PLN18/0054	S Z	43 Red Gum Drive DANDENONG SOUTH VIC 3175	Harold Trappe C/- Rbx Excavation Pty Ltd	The use and development of land for a Contractors Depot and Materials Recycling (construction and demolition materials recycling)	Industrial 2 Zone, 1852sqm, materials recycling, concrete and brick rubble	Delegate	PlanPermit	31/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0066	°Z	80 South Gippsland Highway DANDENONG SOUTH VIC 3175	Safety Steel Structures Pty Ltd	The development of the land for an industrial building	Road 1 Zone, Industrial 1 Zone, 607sqm	Delegate	PlanPermit	06/07/2018	RedGum
PLN18/0075	o Z	3 Alma Court SPRINGVALE VIC 3171	Digitecht Design Building Consultant	Development of the land for two (2) dwellings comprising one (1) double storey dwelling at the front and one (1) single storey dwelling at the rear	General Residential 1 Zone, 651sqm, multi dwelling development x 3 double storey units	Delegate	PlanPermit	27/07/2018	Lightwood
PLN18/0102	°Z	1/58 Kelvinside Road NOBLE PARK VIC 3174	Tran Drafting Services	Construction of a carport for two or more dwellings	General Residential 1 Zone, 90sqm	Delegate	PlanPermit	11/07/2018	Paperbark
PLN18/0103	° Z	44 Scott Street DANDENONG VIC 3175	Michael Ellis Architects Pty Ltd	Development of the land for six (6) double storey dwellings and the reduction of a visitor car space DECLARED AREA	Residential Growth 1 Zone, 792sqm	Delegate	PlanPermit	27/07/2018	RedGum
PLN18/0119	°Z	89-93 Hammond Road DANDENONG VIC 3175	Archsign Pty Ltd	Development of the land for nine (9) double storey dwellings and to reduce the car parking requirements	General Residential 1 Zone, 1959sqm	Delegate	PlanPermit	25/07/2018	RedGum
PLN18/0121	° Z	33 Hughes Crescent DANDENONG NORTH VIC 3175	Siteline Building Design & Planning	Development of the land for two dwellings (one (1) double storey dwelling and one (1) single storey dwelling at the rear of the site)	General Residential 1 Zone, 552sqm	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0125	o Z	35 Naxos Way KEYSBOROUGH VIC 3173	Phil Bernardo Drafting Pty Ltd	Buildings and Works (Warehouse with Ancillary Office)	Industrial 1 Zone, 524sqm, warehouse with ancillary office	Delegate	PlanPermit	04/07/2018	RedGum
PLN18/0128	°Z	27 Station Street DANDENONG VIC 3175	Concern Australia	Change of Use (Office) DECLARED AREA	Comprehensive Development 2 Zone, office	Delegate	PlanPermit	27/07/2018	RedGum
PLN18/0131	O Z	38 Comber Street NOBLE PARK VIC 3174	Planning & Design Pty Ltd	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 595.20sqm	Delegate	PlanPermit	30/07/2018	Lightwood
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0157	o N	5 McFarlane Crescent DANDENONG VIC 3175	Kostic & Associates P/L	Development of the land for six (6) three storey dwellings.	Residential Growth 2 Zone, 650sqm, 6 triple storey dwellings with associated garages	Delegate	PlanPermit	12/07/2018	RedGum
PLN18/0177	o Z	11-15 Smeaton Avenue DANDENONG SOUTH VIC 3175	Lot 88 On The Park	Use of the land for the sale and consumption of liquor (Restaurant and Café Licence)	Industrial 3 Zone, liquor licence	Delegate	PlanPermit	13/07/2018	RedGum
PLN18/0202	ON.	106 Stanley Road KEYSBOROUGH VIC 3173	Yu Fu	Use and development of the land for a satellite dish	No response to further information request	Delegate	Lapsed	12/07/2018	RedGum
PLN18/0204	o Z	4 Caroline Street DANDENONG Victorian Drafting & Design VIC 3175	Victorian Drafting & Design	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 646sqm	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0209	o N	32 Atlantic Drive KEYSBOROUGH VIC 3173	Phil Bernardo Drafting Pty Ltd	Buildings and Works (Warehouse x2)	Industrial 1 Zone, 1412sqm, warehouse x2	Delegate	PlanPermit	30/07/2018	RedGum
PLN18/0210	O <sub>N</sub>	42 Atlantic Drive KEYSBOROUGH VIC 3173	Phil Bernardo Drafting Pty Ltd	Buildings and Works (2 x warehouses and 2 x double storey ancillary offices)	Industrial 1 Zone, 1414sqm, 2 warehouses and 2 double storey ancillary offices.	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0221	o Z	5-11 Caroline Street DANDENONG VIC 3175	Y2 Architecture	Development of buildings and works to the existing school and the display of advertising signage.	Multiple Zones Apply, 62sqm, refurbishment to building, entry canopy, walkway and forecourt	Delegate	PlanPermit	13/07/2018	RedGum
PLN18/0224	o Z	57 Bazalgette Crescent DANDENONG SOUTH VIC 3175	Calbah Industries Pty Ltd	The development of land for three (3) warehouse buildings	No response to further information request	Delegate	Lapsed	10/07/2018	RedGum
PLN18/0228	o Z	53 Edison Road DANDENONG SOUTH VIC 3175	Sestrust Seventy Pty Ltd	Subdivision x3 SPEAR	Industrial	Delegate	PlanPermit	08/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0239	Yes	42 Babbage Drive DANDENONG SOUTH VIC 3175	Lazerman Pty Ltd	Development of the land for two (2) gas tanks and an associated gated, masonry enclosure VICSMART	Industrial 3 Zone, 38.22sqm, addition of two (2) gas tanks with fire rated wall enclosure	Delegate	PlanPermit	09/07/2018	RedGum
PLN18/0243	O <sub>N</sub>	585-589 Princes Highway NOBLE PARK VIC 3174	Phoenix Outdoor	Display of one (1) electronic promotion sign	General Residential 1 Zone, electronic sign	Delegate	PlanPermit	25/07/2018	Paperbark
PLN18/0244	ON.	1100-1106 Heatherton Road NOBLE PARK VIC 3174	Phoenix Outdoor	Display of one (1) electronic promotion sign	Commercial 1 Zone, Residential Growth 2 Zone, electronic sign	Delegate	PlanPermit	25/07/2018	Paperbark
PLN18/0252	N O	64-68 Ordish Road DANDENONG SOUTH VIC 3175	Ace Waste Pty Ltd	To display internally illuminated business identification signage	Industrial 2 Zone, illuminated business signs	Delegate	PlanPermit	18/07/2018	RedGum
PLN18/0260	ON.	7 Sunnyside Avenue DANDENONG VIC 3175	Arie Cafe & Associates Pty Ltd	Subdivision x 2 SPEAR	Residential	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0261	Yes	1/37 Princes Highway DANDENONG SOUTH VIC 3175	Anthony Joodi	Buildings and Works (reduction in car parking for food van) VICSMART	Commercial 2 Zone, 897sqm Delegate	Delegate	PlanPermit	19/07/2018	RedGum
PLN18/0269	Yes	1/1-7 Langhorne Street DANDENONG VIC 3175	C & M Building Surveyors	Development of the land for external alterations - VICSMART DECLARED AREA	Comprehensive Development 2 Zone, trellis security doors	Delegate	PlanPermit	04/07/2018	RedGum
PLN18/0277	ON.	Civic Centre - Municipal Offices 397-405 Springvale Road SPRINGVALE VIC 3171	City of Greater Dandenong	Vegetation Removal	Public Use Zone	Delegate	PlanPermit	09/07/2018	Lightwood
PLN18/0284	°Z	14 Swif Way DANDENONG SOUTH VIC 3175	Robins Foods Pty Ltd	The use and development of the land for Industry (food and beverage production)	Industrial 1 Zone, 800sqm, installation of cool room and freezer, enlargement of small shed to house a boiler	Delegate	PlanPermit	31/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0287	° Z	141 Colemans Road DANDENONG SOUTH VIC 3175	Gentile Constructions Pty Ltd	Buildings and Works (Warehouse)	Industrial 1 Zone, 2963sqm, warehouse	Delegate	PlanPermit	27/07/2018	RedGum
PLN18/0289	o Z	145 Colemans Road DANDENONG SOUTH VIC 3175	Gentile Constructions Pty Ltd	Buildings and Works (Warehouse)	Industrial 1 Zone, 3081sqm, warehouse	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0298	o Z	29 Gatcum Court NOBLE PARK VIC 3174	LE PARK Arie Cafe & Associates Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	19/07/2018	Paperbark
PLN18/0299	°Z	18 Eckford Street DANDENONG VIC 3175	Arie Cafe & Associates Pty Ltd	Subdivision of the land into three (3) lots	Residential	Delegate	PlanPermit	25/07/2018	RedGum
PLN18/0301	o Z	27A Buckingham Avenue SPRINGVALE VIC 3171	SKP P/L	Buildings and Works (Facade Alterations) & Display of Advertising Signs	Commercial 1 Zone, 5sqm, alterations to front facade and business identification sign	Delegate	PlanPermit	19/07/2018	Lightwood
PLN18/0315	o Z	30 Hope Street SPRINGVALE VIC 3171	Drazen Andric	Subdivision x 2 SPEAR	Residential	Delegate	PlanPermit	19/07/2018 Lightwood	Lightwood
PLN18/0322	ON N	24 Homeleigh Road KEYSBOROUGH VIC 3173	Install A Veranda	Buildings and Works (Veranda)	Under Clause 62.02-2, a permit is not required as the permit is not required as the proposed vertand is less than 800mm above ground level and the maximum building height is less than three metres above ground level	Delegate	NotRequire	16/07/2018	RedGum
PLN18/0326	°Z	4 Hope Street SPRINGVALE VIC 3171	Christine Sylvia & Henry Horowitz	Subdivision × 2 SPEAR	Residential	Delegate	PlanPermit	27/07/2018	Lightwood
PLN18/0329	O <sub>Z</sub>	53 Hudson Court KEYSBOROUGH VIC 3173	Quality First Designs Pty Ltd	Development of the land for two (2) warehouse buildings	Industrial 1 Zone, 3316sqm	Delegate	PlanPermit	30/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0333	O Z	9 Tintern Drive SPRINGVALE SOUTH VIC 3172	Cadcon Enterprises Pty Ltd	Subdivision x 2 SPEAR	Residential	Applicant	PlanPermit	19/07/2018	Lightwood
PLN18/0335	Yes	323-325 Springvale Road SPRINGVALE VIC 3171	NHA Design	Buildings and Works (Retail) VICSMART	Commercial 1 Zone, coin laundry, extension of rear to create a reception and work shop area	Delegate	PlanPermit	03/07/2018	Lightwood
PLN18/0336	Yes	1/7 Springfield Court NOBLE PARK NORTH VIC 3174	Nisson Noel & Holmes (Surveyors) Pty Ltd	Subdivision of the land into two (2) lots SPEAR VICSMART	Residential	Delegate	PlanPermit	03/07/2018	Silverleaf
PLN18/0337	o Z	5 Sadie Court NOBLE PARK VIC 3174	M J Reddie Surveys Pty Ltd	Subdivision x 2 SPEAR	Residential	Delegate	PlanPermit	26/07/2018	Paperbark
PLN18/0339	o Z	47 Amold Street NOBLE PARK VIC 3174	Nobelius Land Surveyors Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	25/07/2018	Paperbark
PLN18/0347	o Z	36 Booth Crescent DANDENONG NORTH VIC 3175	Kavithathevy Sellathamby	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	25/07/2018	Silverleaf
PLN18/0348	O Z	19-25 Nathan Road DANDENONG SOUTH VIC 3175	Perfection Packaging Properties Pty Ltd	Buildings and Works (Regenerative Thermal Oxidiser)	Commercial 2 Zone, 70sqm, regenerative thermal oxidiser	Delegate	PlanPermit	31/07/2018	RedGum
PLN18/0356	o Z	2 Boronia Avenue DANDENONG NORTH VIC 3175	Nobelius Land Surveyors Pty Ltd	Subdivision of the land into two (2) lots	Residential	Delegate	PlanPermit	30/07/2018	Silverleaf
PLN18/0357	<u>8</u>	275-281 Perry Road KEYSBOROUGH VIC 3173	GH Cabinets	To display business identification signage	Industrial 1 Zone, site identification and directional signage	Delegate	PlanPermit	25/07/2018	RedGum
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Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0361	Yes	Office 3/49-54 Douglas Street NOBLE PARK VIC 3174	Dream English	Reduction in Car Parking Requirements VICSMART	Commercial 1 Zone, reduction in car parking requirements	Delegate	PlanPermit	12/07/2018	Paperbark
PLN18/0362	Yes	1/9 Vincent Crescent NOBLE PARK VIC 3174	AMS Pty Ltd Consulting Land Surveyors	Subdivision x 2 SPEAR VICSMART	Residential	Delegate	PlanPermit	10/07/2018	Paperbark
PLN18/0366	o Z	39 Noble Street NOBLE PARK VIC 3174	Arie Cafe & Associates Pty Ltd	Subdivision of the land into five (5) lots	Residential	Delegate	PlanPermit	26/07/2018	Paperbark
PLN18/0368	Yes	South Eastern Private Hospital 313-329 Princes Highway NOBLE PARK VIC 3174	Vital Healthcare Australian Property Pty Ltd	Development of the land for one (1) double storey entry lobby to the existing hospital facility	Multi Zones Apply, 41.36sqm, lobby extension	Delegate	PlanPermit	25/07/2018	Paperbark
PLN18/0373	o Z	22 Woodward Street SPRINGVALE VIC 3171	Nobelius Land Surveyors Pty Ltd	Subdivision x 2 SPEAR	Residential	Delegate	PlanPermit	26/07/2018	Lightwood
PLN18/0374	°Z	121 Bayliss Road DANDENONG SOUTH VIC 3175	Pellicano Investments Pty Ltd	Display of advertising signs	Industrial 1 Zone, business identification signs	Delegate	PlanPermit	30/07/2018	RedGum
PLN18/0380	Yes	37 Kirkham Road DANDENONG VIC 3175	Sokhom Nhoun	Subdivision of the land into two (2) lots VICSMART	Residential	Delegate	PlanPermit	19/07/2018	RedGum
PLN18/0381	o Z	1/28 Glenthome Drive KEYSBOROUGH VIC 3173	Nobelius Land Surveyors Pty Ltd	Subdivision × 2 SPEAR	Residential	Delegate	PlanPermit	26/07/2018	Paperbark
PLN18/0383	°Z	5/3-5 Edward Avenue DANDENONG VIC 3175	Install A Veranda	Buildings and Works (Veranda)	Under Clause 62.02-2, a promit is not required as the proposed veranda is less than 800mm above ground level and the maximum building height is less than three metres above ground level	Delegate	NotRequire	19/07/2018	RedGum
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### 2.4.2 Planning Delegated Decisions Issued July 2018 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLN18/0385	Yes	6/22 Yiannis Court SPRINGVALE VIC 3171	Competition Engines	Buildings and Works (Dyno Tuner) VICSMART	Proposal fails to comply with Car Parking (Clause 93.10), proposed building would result in substantial noise detriment	Delegate	Refusal	26/07/2018	Lightwood
PLN18/0392	Yes	14 Eimhurst Street NOBLE PARK NORTH VIC 3174	Nisson Noel & Holmes (Surveyors) Pty Ltd	Subdivision x 2 SPEAR VICSMART	Residential	Delegate	PlanPermit	20/07/2018	Silverleaf
PLN18/0408	Yes	59 Alex Scott Way DANDENONG VIC 3175	Paul Mettananda	Buildings and Works (External Staircase and Alterations) VICSMART DECLARED AREA	Comprehensive Development 1 Zone, replacement of attic ladder and addition of toilet and wash basin	Delegate	PlanPermit	26/07/2018	RedGum
PLN18/0410	o <sub>N</sub>	13 Auburn Drive KEYSBOROUGH VIC 3173	Burbank Homes	Development of the land for one (1) dwelling	General Residential 2 Zone, 251sqm, Double storey dwelling with garage	Delegate	PlanPermit	27/07/2018	RedGum
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File Id: 235160

Responsible Officer: Director City Planning, Design and Amenity

Attachments: Submitted Plans

Objectors' locations Clause 58 Assessment Clause 52.06 Assessment

### **Application Summary**

Applicant: Golden Australasia investments Pty Ltd

Proposal: Use and development of the land for a place of assembly (function

centre) and development of the land for retail/shops and eighty nine (89) apartments over ten storeys and two levels of basement car

parking

Zone: Commercial 1 Zone

Overlay: Design Development Overlay (Schedule 6)

Parking Overlay (Schedule 1)

Ward: Lightwood

This application has been brought to a Council meeting as it has received four (4) objections.

The application proposes the use and development of the land for a place of assembly (function centre) and development of the land for retail/shops and eighty nine (89) apartments over ten storeys and two levels of basement car parking.

A permit is required pursuant to the following provisions of the Greater Dandenong Planning Scheme:

Commercial 1 Zone:

• Clause 34.01-1 - The use of the land for a Place of Assembly (Function Centre);

 Clause 34.01-4 - Buildings and works associated with a Place of Assembly, Retail/Shops and Apartments.

Design Development Overlay (Schedule 6)

Clause 43.02-2 – Construct a building or construct or carry out works.

### **Objectors Summary**

The application was advertised to the surrounding area through the erection of a notice on-site notices and the mailing of notices to adjoining and surrounding owners and occupiers. Four (4) objections were received to the application. Issues raised generally relate to matters of:

- Traffic and transport, car parking and loading and unloading;
- Impact on amenity in terms of overlooking, overshadowing, smell, light pollution vibration dust and late night activities;
- Adverse economic impact on surrounding businesses:
- Inadequate setbacks from southern boundary;
- No perimeter fencing along western boundary and issues with regards to the outdoor seating adjacent to the car park to the east;
- Waste;
- Supply of sewerage, electricity and water.

### **Assessment Summary**

The subject site is well suited for a mixed use development of a function centre, retail/shops and higher density housing. Given the subject sites location within Springvale Activity Centre it is important to assess the appropriateness of the building in relation to its siting, design and visual prominence.

The development is considered to be respectful of the preferred neighbourhood character subject to conditions by way of siting, design, mass and bulk. Sufficient parking and loading and unloading facilities has been provided on site and the mixed-use building sits well within the context of the adjoining (commercial) and surrounding (residential) land uses.

In addition the proposal will encourage patronage of Springvale Activity Centre through the provision of new and modern commercial premises which will enhance the market trading characteristics of the Activity Centre whilst providing for the desired multilevel housing and increased opportunities for passive surveillance and quality design within the area.

The development complies with both the State and Local Planning Policy Framework, and will contribute to the diversity of housing choices available to suit the changing needs of the community.

### **Recommendation Summary**

As assessed, the proposal is consistent with and appropriately responds to the provisions of the Greater Dandenong Planning Scheme. The proposal appropriately responds to strategic policy for residential development in the area with this report recommending that the application be supported, that a **Notice of Decision** (which provides appeal rights to objectors) to grant a permit be issued containing the conditions as set out in the recommendation.

### **Subject Site and Surrounds**

#### **Subject Site**

The subject site is located on the corner of Balmoral Avenue and St Johns Avenue, Springvale.

- The lot is generally rectangular in shape with a frontage of 45.72 metres to Balmoral Avenue and 64.92 metres to St Johns Avenue, yielding an overall site area of 2968 square metres.
- The site is currently developed with a part single storey, part double storey brick building sited boundary to boundary. The building comprises multiple retail / shops on the ground floor and restaurant with associated car parking located on the roof of the building and accessed via a vehicular ramp from St Johns Avenue.
- The current building also allows for a carriageway from St Johns Avenue through the building to car parking area to the east this carriageway was required under permit 224/89.

### **Surrounding Area**

- The surrounding land is in a Commercial 1 Zone with land to the north west being zoned Residential Growth Zone (Schedule 2).
- Located on the western side of St Johns Avenue are former residential dwellings now utilised for a Medical Clinic, Dental Clinic and Pathology.
- To the east the site adjoins a communal car park and loading and unloading area for the business premises along Balmoral Avenue, St Johns Avenue and Buckingham Avenue.
- To the south the site adjoins a Balmoral Avenue with Medical Centre and other health professional services located across the road.
- To the north the site adjoins a former residential dwelling utilised as a Medical Centre with additional business premises located further north.
- Existing residential and commercial buildings within the immediate area are a maximum of two to three storeys high with the exception of:
  - A four (4) storey mixed use building comprising shops and restaurants and upper level apartments and car parking located on the corner of Balmoral Avenue and Buckingham Avenue, and
  - An eight (8) storey mixed use building comprising one (1) shop and fifty-six (56) dwellings in an eight (8) storey building (plus basement) located at 28 Warwick Avenue.

### Locality Plan





### **Background**

### **Previous Applications**

A search of Council records revealed that Council has previously considered the following planning applications for the site:

- Planning permit 224/89 was approved on 5/03/1990 for the use of the land for the purpose of shops, restaurant and associated car parking;
- Planning Permit PLN08/0167 was approved on 17/07/2008 for the purposes of a Licensed Premises in association with the existing restaurant;
- Planning Permit PLN09/0086 was approved on 9/04/2009 for the installation of a flue.

### **Subject Application**

Application PLN14/0849 was submitted on 24/12/2014 for the development of the land for a ten (10) storey building comprising one hundred and nineteen (119) Dwellings, twenty-two (22) shops, one (1) Function Centre and two (2) levels of basement carparking.

The application was assessed and a further information request was sent to the applicant. Once the further information was received the application was referred to the relevant internal departments and was advertised (receiving two (2) objections). Further information was requested after referrals but was not received until the end of 2016. Negotiation between Council Officers and the applicant then occurred and continued until Planning Scheme Amendment VC136 was Gazetted by DELWP on 13/04/2017.

Planning Scheme Amendment VC136 introduced Clause 58 Apartment Developments which was implemented to encourage apartment development that provides reasonable standards of amenity for existing and new residents and to encourage apartment development that is responsive to the site and the surrounding area.

The applicant then amended the application under Section 57A of the Planning and Environment Act 1987 on 16/02/2018 in order to redesign the proposal to try and comply with the objectives and standards of Clause 58 – Apartment Developments. The applicants altered the proposal to the following:

Use and development of the land for a place of assembly (function centre) and development of the land for retail / shops and eighty nine (89) apartments over ten storeys and two levels of basement car parking.

The application was subsequently re-referred to the relevant internal departments and was re-advertised (an additional two (2) objections were received with a further addendum to an existing objection received).

### **Proposal**

The application proposes the use and development of the land for a place of assembly (function centre) and development of the land for eighteen (18) retail / shops and eighty nine (89) apartments over ten storeys and two levels of basement car parking.

### **Building Height:**

• 40.52 metres from Natural Ground Level.

Overall the apartments range from:

- 45.6 sq. m to 53.8 Sq. m (1 bedroom apartment);
- 69 sq. m to 103.3 sq. m (2 bedroom apartment).

### Building setbacks:

The proposed building setbacks include dimensions to the main building walls and to balcony balustrades.

Floor Level	North (m)	South (m)	East (m)	West (m)
Basement 1	0	0	2m	0
Basement 2	0	0	2m	0
Ground Floor	0	0	3m	0
First Floor	0	0	1m	0
Second Floor	4.9m to building 3.7 to balcony	Min 3.9m to building 0 to terraces	1m	Min 1.228m/Max 4.09m to building 0 to terraces
Third Floor	4.9m to building 4.0m to balcony	4.0m to building 3.71m to balcony	1m	Min 1.70m/Max 4.25m to building 2.20 to balcony

Third Floor Mezzanine (internal floor)	4.9	14.1m	1m	11.1m
Fourth Floor	4.83m to building 3.8m to balcony	5.8 m to building 3.8m to balcony	1m	2.70m to building 2.2m to balcony
Fifth Floor (Podium Level)	5.8m to building 3.2m to balcony	5.8m to building 3.8m to balcony	1m	Min 2.7m/Max 5.8m to building 3.79 m to balcony
Sixth Floor	5.8m to building 3.8m to balcony	Min 3.8m/Max 6.5m to building 3.8m to balcony	21.06m to building 19.26m to balcony	Min 2.7m/Max 5.8m to building 2.7m to balcony
Seventh Floor	5.8m to building 3.5m to balcony	Min 4m/Max 6.5m to building 4m to balcony	20.7m to building 20m to balcony	Min 2.5m/Max 5.8m to building 3m to balcony
Eight Floor	5.8m to building 3.5m to balcony	Min 4m/Max 6.5m to building 4m to balcony	20.7m to building 20.07m to balcony	Min 2.09m/Max 5.8m to building 3m to balcony
Ninth Floor	5.8m to building 3.59m to balcony	Min 4m/Max 6.5m to building 4m to balcony	21.36 to building 21.36 to Balcony	Min 2.5m/Max 5.8m to building 3.8m to balcony

### Overall Development:

Floor Level	Use - Commercial
Basement 1	Car Parking (31 spaces) 40 apartment storage cages Separate public, private residential and goods lifts Building services (fan room, fire tanks room, main switch room, fire pump room, domestic water pump room, domestic main water meter room, commercial water meter room) Storage and waste room
Basement 2	Car Parking (33 spaces) Loading and unloading area 20 bike storage room (visitors and customers) 60 bike storage room (Residents) 25 bike storage room (Employees) 13 apartment storage cages Separate public, private residential and goods lifts
Ground Floor	Shops (13 shop premises) Female and male toilets and shower rooms Indoor sub station and gas meter room Separate public, private residential and goods lifts External dining area proposed along eastern boundary
First Floor	Shops (5 shop premise) Function Centre (210 Patrons) comprising a function (dining space), performance stage, bar area, kitchen, male and female toilets and three external terraces. Separate public, private residential and goods lifts
	Use – Apartments
Second Floor	Eight (8) apartments (4 x 2 bedroom and 4 x 1 bedroom) each with a balcony measuring between 15 sq.m and 95 sq. m Car Parking (32 Spaces) 29 apartment storage cages Private residential lifts

Third Floor		torage cages		
Third Floor Mezzanine	Car Parking (48	3 Spaces)		
Fourth Floor		ments (4 x 2 bedroom and 4 x 1 bedroom) each with a balcony veen 9.5 sq.m and 22 sq. m 1 Spaces)		
Fifth Floor (Podium Level)	, , ,	partments (13 x 2 bedroom) each with a balcony measuring m and 23.6 sq. m		
Sixth Floor	, , ,	partments (13 x 2 bedroom) each with a balcony measuring eq.m and 23.9 sq. m		
Seventh Floor		partments (12 x 2 bedroom and 1 x 1 bedroom) each with a ring between 10.4 sq.m and 20.6 sq. m		
Eight Floor		partments (11 x 2 bedroom and 2 x 1 bedroom) each with a ring between 10.5 sq.m and 20 sq. m		
Ninth Floor	Thirteen (13) apartments (11 x 2 bedroom and 2 x 1 bedroom) each with a balcony measuring between 9.8 sq.m and 22.4 sq. m			
Totals	Function Centre			
	Shops	18 premises		
	Apartments	89 apartments (72 x 2 bedroom and 17 x 1 bedroom)		

### **Car Parking:**

Use	Car parking rate	Car Parking Required	Car Parking provided
Place of Assembly (Function Centre) (210 patrons)	0.3 spaces per patron	63	64 (allocated on the second and third floor)
Shops (18 premises total 1778.5 sq m. Metres)	4 spaces per 100 sq. metres of leasable floor area	71	71 (allocated on basement levels 1 & 2 and third floor)
Apartments (89 apartments (72 x 2 bedroom and 17 x 1 bedroom))	1 to each one or two bedroom dwelling plus 1 visitor car space to every 5 dwellings/apartments	89 resident spaces 17 visitor spaces	102 resident spaces 17 visitor spaces
Totals		240	254

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

### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

### **Financial Implications**

No financial resources are impacted by this report.

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

Pursuant to the Greater Dandenong Planning Scheme, a planning permit is required:

- For the use of the land for a Place of Assembly (Function Centre) (C1Z);
- For buildings and works associated with a Place of Assembly, Shops and Apartments (C1Z).
- Construct a building or construct or carry out works (DDO6).

The relevant controls and policies are as follows:

### **Zoning Controls**

The subject site is located in a Commercial 1 Zone, as is the surrounding area.

The purpose of the Commercial 1 Zone outlined at Clause 34.01 is:

- To implement the State Planning Policy Framework and the Local Planning Policy Framework, including the Municipal Strategic Statement and local planning policies.
- To create vibrant mixed use commercial centres for retail, office, business, entertainment and community uses.
- To provide for residential uses at densities complementary to the role and scale of the commercial centre.

Pursuant to Clause 34.01-1 of the Commercial 1 Zone a permit is required for the use of the land for a Place of Assembly (Function Centre);

Pursuant to Clause 34.01-4 of the Commercial 1 Zone a permit is required for buildings and works associated with a Place of Assembly, Shops and Apartments.

### **Overlay Controls**

#### The subject site is located within a Design Development Overlay (Schedule 6).

The purpose of the Design Development Overlay (Schedule 6) outlined at Clause 43.02 is:

- To further the development planning objectives of the Springvale Structure Plan.
- To enhance the character, safety, amenity and identity of the Springvale Activity Centre.
- To raise design quality in the Springvale Activity Centre.

Pursuant to Clause 43.02-2 of the Design Development Overlay a permit is required to construct a building or construct or carry out works.

The subject site is located within a Parking Overlay (Schedule 1).

The purpose of the Parking Overlay (Schedule 1) outlined at Clause 45.09 is:

- To implement the Municipal Planning Strategy and the Planning Policy Framework.
- To facilitate an appropriate provision of car parking spaces in an area.
- To identify areas and uses where local car parking rates apply.

• To identify areas where financial contributions are to be made for the provision of shared car parking.

The table at Schedule 1 to the Parking Overlay sets out the required car parking spaces that apply to the proposed uses of land as follows:

Use	Rate/ Measure
Dwelling	1 to each 1 and 2 bedroom apartment, plus  1 visitor car spaces to each 5 dwellings/apartments
Shop	4 to each 100 sq m of leasable floor area

This Parking Overlay overrides the changes introduced by Amendment VC148 to the car parking rates of Clause 52.06-5, including the waiver of visitor car spaces in the Principal Public Transport Network.

A permit is not required under the Parking Overlay.

### **State Planning Policy Framework**

The **Operation of the State Planning Policy Framework** outlined at Clause 10 seeks to ensure that the objectives of planning in Victoria are fostered through appropriate land use and development planning policies and practices which integrate relevant environmental, social and economic factors in the interests of net community benefit and sustainable development.

In order to achieve those objectives, there are a number of more specific objectives contained within the State Planning Policy Framework that need to be considered under this application.

Settlement (Clause 11)

Settlement is outlined at Clause 11, with Clause 11.02 relating to Managing Growth. Objectives of this Clause include:

- To ensure a sufficient supply of land is available for residential, commercial, retail, industrial, recreational, institutional and other community uses.
- To facilitate the orderly development of urban areas.
- To manage the sequence of development in growth areas so that services are available from early in the life of new communities.

Built Environment and Heritage (Clause 15)

Objectives of Clause 15.01 include:

- To create urban environments that are safe, healthy, functional and enjoyable and that contribute to a sense of place and cultural identity.
- To create a distinctive and liveable city with quality design and amenity.
- To achieve building design outcomes that contributes positively to the local context and enhance the public realm.
- To ensure the design of subdivisions achieves attractive, safe, accessible, diverse and sustainable neighbourhoods.
- To achieve neighbourhoods that foster healthy and active living and community wellbeing.
- To recognise, support and protect neighbourhood character, cultural identity, and sense of place.
- To ensure development respects valued areas of rural character.

Housing (Clause 16)

The objective of Clause 16.01-4 is 'to deliver more affordable housing closer to jobs, transport and services'.

Economic Development (Clause 17)

The objective of Clause 17.01-1 is 'to strengthen and diversify the economy'.

#### **Local Planning Policy Framework**

The Local Planning Policy Framework (LPPF) includes the Municipal Strategic Statement (MSS) and Local Policies. The following local planning policies are of relevance to this application:

### Municipal Profile (Clause 21.02)

The MSS at Clause 21.02 focuses on the Municipal Profile, within which the following is noted:

- There is considerable diversity within Greater Dandenong's housing stock. Most housing stock is between 30 to 50 years old, though there are some areas with dwellings in excess of 100 years old. Areas of newer housing are located in the north-east and central southern areas, with in-fill development occurring across the municipality (Clause 21.02-3).
- Higher density housing is generally located in proximity to railway stations and major shopping centres, in particular in central Dandenong (Clause 21.02-3).

- There is a clear predominance of single detached dwellings within the municipality however there are a range of other dwelling types including dual occupancies, villa-units, townhouses and apartments. The highest concentration of older villa-units and apartments and more recent multi-dwelling redevelopment have occurred around central Dandenong, Springvale and Noble Park activity centres (Clause 21.02-4).
- Cultural influences have defined certain precincts with their own built form character, generally flat unarticulated facades, prominent balconies, limited front and side setbacks, and limited or no landscaping (Clause 21.02-4).

### A vision for Greater Dandenong (Clause 21.03)

The vision is that Greater Dandenong will be a municipality where central Dandenong functions as the sustainable economic heart of the City where a range of high quality affordable high to medium density housing exists in harmony with a thriving retail and commercial sector and where sustainable modes of transport are highly accessible, and where housing diversity and choice is promoted in its various attractive neighbourhoods.

Land Use (Clause 21.04)

This policy highlights the forecast growth for Greater Dandenong and provides the following for new housing:

- Ensuring new development takes into full account the neighbourhood character design guidelines
  for each type of building and that such new development positively contributes to the preferred
  future neighbourhood character of each particular residential area.
- Actively encouraging well designed, medium and higher density housing in strategic locations and in areas nominated for substantial change.
- Increases in housing density must be balanced by adequate provision of open space, good urban design and improvements to the public realm.
- Encourage new residential development that incorporates adequate space for the planting and the long term viability and safe retention of canopy trees.
- Respecting valued, existing neighbourhood character both on particular sites and within wider streetscapes.

In addition objectives of Clause 21.04-2 Retail, Commerce and Entertainment seeks the following:

• To reinforce and develop the role, character and identity of activity and neighbourhood centres outside of central Dandenong.

- To encourage a mix of complimentary land uses that increase an activity centre's commercial variety without compromising its core commercial strengths.
- To enhance and embrace the multi-cultural identity of the municipality, where relevant, primarily as reflected in the city's built form, signage and urban design.

#### Built form (Clause 21.05)

This policy contains objectives and strategies for built form within the municipality. Most relevantly, they generally seek achievement of a high quality building design that has regard to its surrounds and is consistent with the preferred character of an area as well as encouraging the provision for landscaping in new developments.

Relevant objectives and their respective strategies include:

- To facilitate high quality building design and architecture.
- Ensure building design is consistent with the preferred character of an area and fully integrates with surrounding environment.
- Encourage high standards of building design and architecture, which allows for flexibility and adaptation in use.
- Encourage innovative architecture and building design.
- To facilitate high quality development, which has regard for the surrounding environment and built form.
- Promote views of high quality landscapes and pleasing vistas from both the private and public realm.
- Promote all aspects of character physical, environmental, social, and cultural.
- Encourage planting and landscape themes, which complement and improve the environment.
- Encourage developments to provide for canopy trees.
- Recognising valued existing neighbourhood character and promoting desired future character as defined in the Residential Development and Neighbourhood Character Policy at Clause 22.09.
- To ensure landscaping that enhances the built environment.
- Encourage new developments to establish a landscape setting which reflects the local and wider landscape character.

 Encourage landscaping that integrates canopy trees and an appropriate mix of shrubs and ground covers and complements and integrates with existing or proposed landscaping in public areas.

Urban Design in Activity and Neighbourhood Centres (Clause 22.04)

The objectives of the Policy are to ensure that the design of buildings and works in each centre:

- Reflect and reinforce the distinctive qualities of Greater Dandenong and the local identity of each centre.
- Improve the appearance and amenity of each centre through high quality contemporary urban design and active street frontage, which promotes a sense of place, community identity and a safe environment.
- Considers the impact on the retail hierarchy and the planned role and function of other activity and neighbourhood centres.
- Provide quality pedestrian access and movement.
- Incorporates landscaping to soften built form.

Springvale Activity Centre Local Planning Policy (Clause 22.10)

### The objectives of the Policy are to:

- To encourage the consolidation of appropriate sites where development outcomes respect the character of the activity centre and where it assists in the establishment of well designed, mixed-use developments.
- To ensure lots integrate and reflect the rhythm and scale of adjoining lots.
- To position the centre at a level that encourages further investment, redevelopment and business confidence.
- To improve walking and cycling links within the centre
- To encourage the availability and appropriate siting of cycling and public transport infrastructure.
- To provide appropriate higher density housing options to support the commercial component of the centre.
- To reduce visual clutter and promote consistent design form.

• To encourage the use of high quality building materials and finishes on the exterior of all new development.

### **Particular Provisions**

**Clause 52.06 Car Parking** needs to be considered under the current application. The purposes of this provision are:

- To ensure that car parking is provided in accordance with the Municipal Planning Strategy and Local Planning Policy Framework.
- To ensure the provision of an appropriate number of car parking spaces having regard to the demand likely to be generated, the activities on the land and the nature of the locality.
- To support sustainable transport alternatives to the motor car.
- To promote the efficient use of car parking spaces through the consolidation of car parking facilities.
- To ensure that car parking does not adversely affect the amenity of the locality.
- To ensure that the design and location of car parking is of a high standard, creates a safe environment for users and enables easy and efficient use.

Pursuant to Clause 52.06-3 a permit is not required to reduce the number of car parking spaces required under Clause 52.06-5.

Pursuant to Clause 52.06-5 the car parking requirement specified for a use listed in Table 1 does not apply if a schedule to the Parking Overlay specifies the number of car parking spaces required for the use.

An application must meet the Design standards for car parking included at Clause 52.06-9.

An assessment against this clause is included as Attachment 4.

Clause 52.34 Bicycle Facilities is relevant to the proposal. The purpose of which is:

- To encourage cycling as a mode of transport.
- To provide secure, accessible and convenient bicycle parking spaces and associated shower and change facilities.

A new use must not commence or the floor area of an existing use must not be increased until the required bicycle facilities and associated signage has been provided on the land.

The table at Clause 52.34-3 sets out the required bicycle facilitates that apply to the proposed uses of land as follows:

Use	Employee/ Resident	Visitor/ Shopper/ Student
Dwelling	In developments of four or more storeys, 1 to each 5 dwellings	In developments of four or more storeys, 1 to each 10 dwellings
Shop	1 to each 600 sq m of leasable floor area if the leasable floor area exceeds 1000 sq metres	1 to each 500 sq m of leasable floor area if the leasable floo area exceeds 1000 sq metres
Place of Assembly	1 to each 1500 sq m of net floor area	2 plus 1 to each 1500 sq m of net floor area

The proposal includes 105 bicycle spaces (85 employee / resident spaces and 20 visitor / customer spaces) in excess of the required number of bicycle facilities for the use of the dwellings, shops and function centre. In addition the number of showers and change rooms has exceeded requirements

#### **General Provisions**

Clause 65 – Decision Guidelines needs to be considered, as is the case with all applications. For this application the requirements of Clause 65.01 for the approval of an application or plan is of relevance. This Clause outlines the requirements that the responsible authority must consider when determining the application.

**Proposed Planning Scheme Amendments** 

### Planning Scheme Amendment VC136 affects the proposal which is explained below:

Planning Scheme Amendment VC136 was gazetted by the Victorian State Government on 13 April 2017. This amendment introduced:

Clause 58 – Apartment Developments into the Greater Dandenong Planning Scheme. This
clause provides objective and standards in relation to minimum design requirements for apartment
developments of five or more storeys.

The amendment included Transitional provisions which details as follows:

"Clause 58 does not apply to:

An application for a planning permit lodged before the approval date of the amendment".

It is identified that the application was submitted on 24 December 2014 and was subsequently amended under Section 57A of the planning and Environment Act 1987 on 24 April 2018 after the Gazettal of the amendment and therefore the amendments under VC136 apply to this application.

### Planning Scheme Amendment VC148 affects the proposal which is explained below:

Planning Scheme Amendment VC148 was gazetted by the Victorian State Government on 31 July 2018. This amendment varied the following relevant State and Local Planning Policies:

- The objectives of Clause 11 (Settlement), 15 (Built Environment and Heritage), 16 (Housing) and 17 (Economic Development).
- The car parking requirements for a Dwelling in Column B of the table under Clause 52.06-5.

The changes to the car parking rate for a Dwelling do not apply to the proposal given the Parking Overlay that applies to the site.

#### **Restrictive Covenants**

The subject site has no Restrictive Covenants registered on Title.

### **Section 173 Agreements**

The subject site has a Section 173 Agreement registered on the Title (R104070H).

The Agreement was required under planning permit 224/89 approved on 5 March 1990, "for the construction of buildings and works and to use them for the purpose of shops, restaurant and associated car parking".

The Agreement required the proposed building to comply with a number of provisions including at point 1(i):

"Connect the eastern end of the ground floor car park as shown on the endorsed plans to the one proposed on the land abutting to the east to enable continuous vehicular access between the two properties to the satisfaction of Council. The applicant / owner shall be responsible for works up to the eastern boundary of the land".

The Agreement outlines that the Agreement will end upon the date of compliance by the applicant/owner with the provisions of clauses 1(i) - 1(vi) inclusive to the Satisfaction of Council.

This position has been verified by Maddocks Law Firm and it is therefore recommended a condition be added to remove the Agreement from the certificate of title (Condition 52.5)

### Council Plan 2017-2021 - Strategic Objectives, Strategies and Plans

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. 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

Consideration of the relevant requirements of these Guidelines has been undertaken within the Assessment of this application.

### Referrals

The application was not required to be referred to any external referral authorities pursuant to Section 55 of the Planning and Environment Act 1987.

#### Internal

The application was internally referred to:

Council Referrals	Advice/Response/Conditions
Asset Planning	No objections subject to conditions
Civil Development	No objections subject to conditions
ESD/ Sustainability	No objections subject to conditions
Transport Planning	No objections subject to conditions
Urban Design	No objections subject to conditions
Strategic Planning	No objections subject to conditions
Waste Management	No objections subject to conditions

The comments provided will be considered in the assessment of the application.

### **Advertising**

The application has been advertised twice pursuant to Section 52 of the Planning and Environment Act 1987, by:

- Sending notices to the owners and occupiers of adjoining land.
- Placing signs on site facing Balmoral Avenue, St Johns Avenue and facing the car parking area to the east of the lot.

The notification has been carried out correctly.

Council has received four (4) objections to date.

#### Consultation

A consultative meeting was not held. It was considered that from the objections received that the issues identified within the objections would not be able to be resolved through a consultation meeting. The objections will be fully reviewed and considered within the assessment of the application.

### **Summary of Grounds of Submissions/Objections**

The objections are summarised below (**bold**), followed by the Town Planner's Response (in *italics*).

Increase in traffic, car parking and loading and unloading;

The proposed development meets and exceeds the car parking requirements for all the proposed uses on site. In addition adequate provision of loading and unloading areas has been provided within the building. As such it is considered that the proposed development would not impact on street parking even with the intensification of the proposed uses on site.

The application was referred to Council's Transport Department who have no objection to the development subject to conditions. No concerns were raised by Transport in relation to any current or potential traffic issues within the surrounding area due to the proposed uses or development.

 Impact on amenity in terms of overlooking, overshadowing, smell, light pollution vibration dust and late night activities.

It is considered that the proposed uses and development will not cause undue detriment to the surrounding area in relation to overlooking, smell, and late night activities. Whilst the proposal will cause greater overshadowing of the footpaths to the south along Balmoral Avenue this overshadowing will not cause detriment to any habitable room windows or private open space areas.

 Adverse economic impact on surrounding businesses due to construction and economic impact on existing uses (existing function centres).

Economic impact due to construction is not a planning consideration. Whilst this is the case, a construction management plan (CMP) will be required to be submitted in order to mitigate any potential adverse impacts on surrounding properties during the construction of the development.

In addition the commercial viability of the proposed function centre and the commercial impact on other similar uses is not a planning consideration.

• Inadequate setbacks from the northern boundary, development in not in sympathy with the existing streetscape and the proposed density is not appropriate for the area.

The proposed development will be constructed with a zero (0m) lot setback to Balmoral Avenue and St Johns Avenue and the lot to the north as is the current situation with a minimum 1 m setback to the carpark and accessway to the east. The proposed setbacks are in line with local policy and have been assessed against Clause 58 of the planning scheme and are considered appropriate. The setbacks of the proposal are in keeping with the surrounding commercial developments within the Activity Centre and would not compromise the existing or preferred neighbourhood character.

In addition the subject site has been identified as a key development site within the Springvale Structure Plan 2017 which encourages higher density living within the activity centre with allowances of up to 10 storeys at this location. As such it is considered that the proposed higher density living is considered appropriate / acceptable at this location. The application has been assessed against the relevant policies of the planning scheme and is considered to be acceptable.

• No perimeter fencing along eastern boundary and issues with regards to the outdoor seating adjacent to the car park to the east.

The existing situation on site is that there are no fences currently along the eastern boundary of the lot with the existing uses and car parking. The proposed ground floor retail / shop use directly abutting the accessway and car parking area to the east is considered acceptable. The proposed use and identified outdoor seating area whilst not having the most aesthetic of interfaces will not cause detriment to the access point or car parking area. The access point is limited in its use to cars or small vans due to traffic restriction bollards, as such no large trucks can access

the site to the east via the accessway from St John's Avenue. The layout of the seating area is akin to footpath seating located adjacent to a road as is normal for existing food and drink premises within the local area.

#### Waste

The application has provided areas for the disposal and storage of waste for both the residential and commercial components of the development. Waste collection will be undertaken by private contractors. The application was referred to Councils Waste department who have no objections to the proposed handling of waste subject to conditions to be placed on any permit to be issued to manage this process effectively.

It is considered that the proposed development will be able to store and contain any proposed waste for all of the proposed uses within the building until collections are required. An amended Waste Management Plan will be required to be submitted to the satisfaction of the Responsible Authority in order for this to be maintained.

### • Supply of sewerage, electricity and water.

It is considered that the development will be adequately connected to sewerage, electricity and water and that the external authorities responsible for these connections will maintain these connections in good working order.

#### **Assessment**

#### Use:

The use of the site for the purpose of shops and apartments (dwellings) are identified as of right, with the Place of Assembly (Function Centre) being the only use requiring a planning permit pursuant to Clause 34.01-1 of the Greater Dandenong Planning Scheme.

The decision guidelines of Clause 34.01-8 state that before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate a number of matters as follows:

- The proposal complies with the SPPF, the LPPF, the MSS and local planning policies. The proposal would utilise a deteriorating commercial site and provide activity to the Springvale Major Activity Centre through the provision of a modern function centre and shops. In addition, it would provide a variety of housing within the Activity Centre, consistent with these policies. Higher density housing is actively encouraged in this highly sustainable location with good public transport and very good access to shops and services in the Activity Centre.
- The subject site is surrounded to the north, south, east and west by commercial uses and interfaces with a Residential Growth Zone to the north west. The majority of buildings to the west are currently utilised for medical and allied health purposes with only two of the lots at 10 & 12

St Johns Avenue being utilised for residential dwellings. It is considered that the uses proposed would not cause any undue material detriment to the residential dwellings through overlooking or overshadowing.

- The site is located amongst other retail, commercial, medical and residential uses and a number
  of car parking areas. It is not considered that these existing uses would impact on the proposed
  shops, function centre and residential uses. Rather, in order to provide sustainable new homes
  in the Activity Centre, the proposed mixing of uses is actively encouraged.
- The proposed building will provide for and exceed the minimum requirement for car parking for the proposed uses. Whilst the uses will increase the number of people visiting the site it is considered that the effect of traffic to be generated on roads can be absorbed into the surrounding road network. The application was referred to Council's Transport Department who had no objection to the proposed use and development subject to appropriate conditions being place on any permit to be issued.
- In addition as the proposal is located within an existing lot within a long-established commercial
  area, services and connections to the subject site are already available. While the services may
  need to be improved by the relevant authority or by on-site provisions, they would be available
  for the proposed development. In addition standard drainage conditions can be included as
  conditions of permit, if granted.

Overall it is considered the proposed uses will encourage patronage of Springvale Activity Centre through the provision of new and modern function and commercial premises which will enhance the market trading characteristics of the Activity Centre whilst providing for the desired multilevel housing and increased opportunities for passive surveillance and street activity.

#### **Development**

### **Statutory Context:**

It is noted that Clause 22.09 – Residential Development and Neighbourhood Character Policy only applies to residential development in the Residential Growth Zone, General Residential Zone and the Neighbourhood Residential Zone. The subject site is located in a Commercial 1 Zone and as such Clause 22.09 does not apply in this instance.

State Policy provides a strong encouragement for the development of residential and commercial uses within and adjacent to Activity Centres, such as Springvale.

The site is located within the Activity Centre boundary, within 400 metres (200 - 250 metres) of the Springvale Railway Station and is located within close proximity to a range of existing infrastructure and services, including shops, educational facilities and will provide modern commercial premise and housing, catering for the changing community profile.

Of particular note is the objective at Clause 16.01-2 "To locate new housing in or close to activity centres and in urban renewal precincts and sites that offer good access to jobs, services and transport".

In addition Local Policy also encourages development of residential and commercial uses within the Activity Centres.

The policies also seek to ensure that development is respectful of the neighbourhood character, seek a high standard of design and improve the quality of streetscapes, particularly with regard to Clauses 21.04 – Land Use, and 21.05 – Built Form, of the Greater Dandenong Planning Scheme.

The **Springvale Activity Centre Local Planning Policy** at Clause 22.10 provides a number of Policy Objectives as related to the Centre. These include:

 To provide appropriate higher density housing options to support the commercial component of the centre.

It is policy that new residential development contributes to an improved urban character and respects existing residential interface and setbacks and that well designed multi-level medium and higher density housing in the centre is encouraged.

The proposed development is consistent with the objectives and policy directions of the Springvale Activity Centre Local Policy and therefore strongly encouraged in this location.

The Springvale Activity Centre Structure Plan 2017 identifies the site as:

- Being a key development site within the core retail and commercial sector of Springvale;
- Being located within Precinct 4 with a preferred maximum building height of ten (10) storeys with a preferred maximum street edge height of three (3) storeys.

It is considered that the proposal is consistent with these strategies as outlined below.

The development proposes a total of eighty nine (89) dwellings, eighteen (18) shops and a function centre within a ten (10) storey mixed use building on the subject site.

In terms of built form the subject site is set in a context which is characterised by commercial land uses interspersed with higher density housing to the east and north east and a Residential Growth Zone to the west but with limited interfaces with residential dwellings except for two dwellings to the west across St Johns Avenue.

It is considered that the multi storey buildings external elevations have been broken up through the use of varying building materials and staggered setbacks to the elevations providing depth and a level of visual interest. The glass balustrades to the balconies allow for views which also assist in minimising the perceived bulk of the building.

The style of the building is contemporary and whilst the development will be one of the tallest buildings within the Activity Centre it will not appear out of context at this location, but will create a unique and appealing architecture which has utilised a combination of external finishes and colours designed to create visual interest when viewed from the surrounding area. The development is considered to contribute to an improved urban character whilst still being respectful of the existing surrounding commercial and residential interfaces.

The overall design of the building is enhanced with the multilevel car parking areas being hidden along the southern and western elevations by the location of the apartments and commercial shops from the ground floor through to level 4. The eastern and northern elevations have been provided with brick patterned walls to retain equitable development rights should the neighbouring lots be proposed for development in the future.

The designs of the apartments are open plan, have good accessibility and will meet the needs of a broad range of the community. It is considered sufficient solar access is provided to all the units with large windows and balconies, allowing for a good amount of natural light into the units.

In addition it is considered that the shops, function centre and residential apartments have been provided with appropriate services such as waste storage, storage and separate residential, customer and goods lifts.

### Clause 58 – Apartment Developments:

As required by the Commercial 1 Zone, the proposed development has been assessed against the provisions of Clause 58 of the Greater Dandenong Planning Scheme. An assessment against Clause 58 is included at the end of this report. The proposal does not comply with all of the requirements of Clause 58, as outlined below:

### Clause 58.04-3 – Noise Impacts objectives – Standard D16

The proposed building is located within the noise influence area of:

• 135 metres from a railway servicing freight in Metropolitan Melbourne.

The applicants have submitted an Environmental Noise Assessment undertaken by SLR Global Environmental Solutions dated 1 February 2018.

The report outlines the acoustic objective of Clause 58.04-3 will generally be met through the proposed building design and layout albeit with the requirement for moderate façade upgrades to be integrated on the proposed building in order to mitigate against rail noise.

In addition the report outlines additional mitigating measures in relation to protecting future residents from noise impacts from the subject development in relation to voice noise.

These mitigation measures will mainly be required through the use of a variety of acoustic glazing variations at specific areas of the façade. These areas are identified within the plans identified within the report. It is considered acceptable that the standard be varied to allow for the

development within the 135 m buffer zone as mitigating measures will be undertaken to address any concerns in relation to noise disturbance for future residents. A condition of permit will require the development to be constructed in accordance with and comply with the SLR report (Condition 1.3)

### Clause 58.05-1 – Accessibility objective – Standard D17

The plans and associated Clause 58 assessment do not identify the percentage of dwellings that meets all of the requirements of either Design A or Design B in Table D4 of Standard D17 with regard to the width of door openings, door design, bathroom circulation areas, path to circulation areas, shower and toilet requirements.

At least 50% of all dwellings must meet the minimum requirements. It is considered that the information provided is limited and in order for Council officers to be satisfied that a minimum of 50% of dwellings meet the standard that a condition be required on the permit requesting plans and full details of compliance with Standard D17 be submitted (Condition 1.12).

The site is subject to specific design and built form requirements for new development under Schedule 6 to the Design and Development Overlay (DDO) – Springvale Activity Centre. Under Clause 43.02-2 new development must be constructed in accordance with the requirements of the Schedule. As demonstrated in the assessment of the proposal against Clause 58, the building would be sited and designed in accordance with the requirements of the Schedule. The building would comprise a highly articulated built form which raises design quality within the Springvale Activity Centre, thus satisfying the objectives of the DDO.

The overall proposed development is considered consistent with the principals and policies contained within the Greater Dandenong Planning Scheme and particularly the Springvale Structure Plan, Springvale Activity Centre Local policy and Clause 58 – Apartment Developments and the objectives of the Design and Development Overlay (Schedule 6). It is considered that the overall built form will enhance the visual amenity and appearance of the Activity Centre at this location.

However, the assessment of the proposals identified that design improvements are required in order to improve the streetscape and bring a human scale to the proposed shops at ground level specifically the provision of the 1-2 storey varied height of the proposed pedestrian canopy design so that the canopies will effectively provide good weather protection to pedestrians (Condition 1.1).

In addition, due to the overall height of the building the effect of wind should be considered. Council's Strategic Planning Department as part of the Springvale Structure Plan 2017 and review of the Springvale Activity Centre Policy have identified that the protection and shielding of the public realm and pedestrians from the effect of wind is an important element when allowing for taller buildings to be located within the Activity Centre.

It is considered that any building which is 15 metres or higher from natural ground level should consider the wind effects caused by the proposal. As such it is considered that as one of the first taller buildings to be located in the Activity Centre that the permit holder should provide a Wind Analysis Report to the satisfaction of the Responsible Authority which will provide mitigating measures to deal with any wind effect that might be identified as detrimental to the public realm or pedestrians (Condition 6).

#### **Section 173 Agreement**

Section 173 Agreement R104070H

This agreement lists restrictions which include (summarised):

- The owner shall connect the eastern end of the car park to the one proposed on the land abutting to the east to enable continuous vehicle access between the two properties.
- Allowing the removal of two street trees.
- Pave the footpath and nature strip and provide planter boxes.
- Restrict the use of the first floor area of the building to a restaurant or office use. Should the
  applicant wish to use the first floor area of the building for a shop use in the future then a cash
  contribution shall be payable to Council equivalent to 7.92 car spaces, with the costs of the car
  spaces being charged by Council at the time of such request.
- Re-Line mark car spaces on the adjoining property to the east and provide pedestrian access.
- To pay the Council a cash contribution for additional car parking not able to be provided on the site.

Council's lawyers has provided legal advice stating that the Section 173 Agreement (found on the certificate of title) runs with the land and needs to be addressed/removed to enable the development to commence. The Agreement on title does not prohibit or negate the issuing of a further approval on the site however must be dealt with at a later stage by removal pursuant to a mechanism chosen by Council. Refer to Condition 53 for details of the removal of the Agreement.

#### **Car Parking and Access**

Car parking for the proposal has been provided in the form of basement (two (2) levels) and multi storey parking (five (5) levels) for customers, residents and visitors.

Car parking, loading and unloading and waste collection will be accessed via a dual crossover from St Johns:

- North access point 1 would be for resident and staff car parking;
- Access point 2 would be for customer and visitor car parking.

The application has been assessed against the design standards of Clause 52.06-9 as per the table attached to this report and is considered to comply with all of the design standards.

Pursuant to Clause 52.06-5 the following car parking rates are applicable to the proposed uses (dwellings and convenience shop):

Use	Car parking rate	Car Parking Required	Car Parking provided
Place of Assembly (Function Centre) (210 patrons)	0.3 spaces per patron	63	(allocated on the second and third floor)
Shops (18 premises total 1778.5 sq metres)	4 spaces per 100 sq. metres of leasable floor area	71	71 (allocated on basement levels 1 & 2 and third floor)
Apartments (89 apartments (72 x 2 bedroom and 17 x 1 bedroom))	1 to each one or two bedroom dwelling plus 1 visitor car space to every 5 dwellings/apartments	89 resident spaces 17 visitor spaces	102 resident spaces 17 visitor spaces
Total		240	254

Based on the above the proposal meets and exceeds the car parking requirements of Clause 52.06.Car Parking Management:

#### It is identified that:

- Residents and staff will be issued with a remote-control device or card reader to activate the secured perforated remote roller door located at the crossover to the northern entrance ramp;
- Plans indicate that a secured perforated remote roller door is also proposed to control access
  to basement levels 1 and 2. Given that these car parks are proposed to accommodate customers
  and visitors of the proposed development, it is recommended that access basement levels 1
  and 2 be controlled by signage only;
- Car parking signage to direct short-term users within the site is to be provided within basement level 1 and 2 and is shown in the plans provided (specifically GTA Drawing No. VI23110-06 PI & Drawing No. VI23110-07 PI). These plans show that signage will be provided at the St Johns Avenue site access point to advise of the 'shared use' nature of the car park. The aforementioned drawings also show the provision made for internal traffic control;

It is understood that as the car parking is privately owned a paid parking system (pay and display) will be established on Basement level 1 and 2 (as is the current situation of the existing car park on site). This arrangement is consistent with private parking arrangements in the immediate vicinity of the subject site.

Overall the parking requirements, parking management and access requirements of the site have been met and are considered acceptable.

### **Bicycle Facilities**

Use	Employee/ Resident	Visitor/ Shopper/ Student	Requirement
Dwelling	In developments of four or more storeys, 1 to each 5 dwellings	In developments of four or more storeys, 1 to each 10 dwellings	25
Shop	1 to each 600 sq m of leasable floor area if the leasable floor area exceeds 1000 sq metres	1 to each 500 sq m of leasable floor area if the leasable floor area exceeds 1000 sq metres	6
Place of Assembly	1 to each 1500 sq m of net floor area	2 plus 1 to each 1500 sq m of net floor area	0
Total			31

The proposal includes 105 bicycle spaces (85 employee / resident spaces and 20 visitor/ customer spaces) in excess of the required number of bicycle facilities for the use of the dwellings, shops and function centre. In addition, the number of showers and change rooms have exceeded requirements and as such no variation or reduction in the requirements of Clause 52.34 is required.

#### **Loading and Unloading**

The proposal seeks to provide an unloading and loading bay area within the basement of the proposed building. The area would be located to the south east corner of the basement and would measure approximately 116.7 Sq. metres. The loading and unloading area would be accommodated with a double height ceiling to allow for the trucks required to be able to enter and exit the basement.

Given the small scale nature of the proposed commercial shops it is envisaged that deliveries to the site would be via small trucks and vans which would generally occur outside of peak operating times and can be accommodated within proposed loading and unloading area located within the building. It is considered that the proposed loading and unloading area is acceptable

#### **Waste Management**

A Waste Management Plan has been submitted and indicates the following:

- The bin storage areas are located in basement 01 and basement 02 and each have 49 Sq. m of space for bins as noted on the plans;
- Food waste bin storage areas are located in basement 01 and basement 02 and each have 16.8
   Sq. m of space for bins as noted on the plans;
- A box crusher/cardboard bailer is available in basement 02 as noted on the plans;
- Basement 01 bin storage area will be used as overflow for storage of full or empty 1100L bins. Bins can be transferred between the basements with the goods lift;
- Basement 02 bin storage area will have twin chutes exiting into it, one for general garbage waste and one for recycling waste;
- A bin carousel with 4 x 1100L bins will collect all general garbage waste exiting the chute in basement 02;
- General garbage waste for both commercial and residential will be collected three times weekly, by a private waste collection company;
- Recycled waste for both commercial and residential will be collected three times weekly, by a private waste collection company;
- Collection of all bins will take place on site in basement 02 by a waste truck capable of entering into the basement. The truck should have sufficient safety equipment to ensure it can manoeuvre safely within the basement (cross sections required to be provided Condition 1.7);
- The waste truck should enter and exit the premises in a forward direction (swept path diagrams to be provided condition 1.7).

It is identified within the Transport Assessment that there are concerns in relation to the potential for conflict within the car park between service vehicles and regular vehicles (customers), particularly when two service vehicles are within basement 2 and require access the loading area.

Therefore, it is recommended that a delivery schedule be implemented (Condition 23) so that all deliveries occur with the prior knowledge/approval of site management, in order to ensure that:

- the delivery vehicle will be able to access the on-site loading area;
- there are sufficient personnel to receive deliveries/and implement management practices;
- a record is maintained by the site operator of all previous and forthcoming delivery types/times;
- loading activities occur outside of peak times when higher than typical traffic volumes occur (i.e. weekday mornings between 7:00am and 9:00am and weekday evenings between 4:00pm and 6:00pm).

It is considered that this requirement can be requested under conditions of permit. In addition Council's Waste Management Department have reviewed the Waste Management Plan and have no objection to the proposal subject to conditions.

### **Environmentally Sustainable Development Management Plan:**

The application included a detailed sustainability report which has been assessed by Council's Sustainability department. Sustainability had no objections to the development subject to conditions (condition 3).

### **Construction Management**

A Construction Management Plan has not been provided. It is considered that if a permit is granted, conditions be place on a permit requiring the submission of a Construction Management Plan.

#### Conclusion

Having assessed the application against the relevant planning controls, it is considered that the proposal is acceptable, on the following basis:

- The proposal is consistent with State and Local Planning Policy Framework;
- The proposal provides a strategic benefit to the municipality by providing an increased density of housing in a well serviced location; and
- The proposal provides a development of a high architectural standard (subject to modifications)
  which is consistent with the Springvale Structure Plan and not detrimental to the neighbouring
  residential uses and commercial uses.

#### Recommendation

That Council resolves to issue a Notice of Decision to grant a permit in respect of the land known and described as 17-19 Balmoral Avenue, Springvale for the use and development of the land for a place of assembly (function centre) and development of the land for retail/shops and eighty nine (89) apartments over ten storeys and two levels of basement car parking in accordance with the plans submitted with the application subject to the following conditions:

- 1. Before the development starts, two (2) copies of amended plans drawn to scale and dimension, must be submitted to the Responsible Authority for approval. No buildings or works must be commenced until the plans have been approved and endorsed by the Responsible Authority. The endorsed copy of the plans forms part of this permit. The plans must be in accordance with the plans submitted with the application, but modified to show;
  - 1.1. Floor plans clearly identifying a minimum 50% of all dwellings to comply with Clause 58.05-1 Accessibility objective Standard D17;
  - 1.2. Plans identifying compliance with Clause 58.07-4 Natural Ventilation Standard D27;
  - 1.3. All requirements or recommendations of the Environmental Noise
    Assessment by SLR Global Environmental Solutions dated 1 February 2018
    or any subsequent amended report;
  - 1.4. The weather canopies located along the south and west elevations to be reviewed to provide better weather protection and human scale;
  - 1.5. All balconies and windows to comply with Clause 58.04-2 Internal Views objective if required;
  - 1.6. Tree protection zones for any existing street trees located along Balmoral Avenue and St Johns Avenue;
  - 1.7. Full and detailed swept path analysis for waste trucks utilising the proposed loading and unloading bay and cross section plan detailing that the largest possible waste trucks can enter and exit the basement levels with acceptable clearance levels. Waste trucks are to enter and exit the premises in a forward direction;

- 2.4.3 Town Planning Application Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)
  - 1.8. Measures to stop people from congregating in front of the bedroom windows of dwellings 35, 36 and 37 which face directly onto the communal open space area. This could include extending balconies of each dwelling along the frontages of the bedrooms or the like;
  - 1.9. A flood barrier at the access ramp entrance;
  - 1.10. Footing details of the proposed development are to be provided to demonstrate that the structure does not impact on the existing drainage pipe within the footpath on the south-west corner of the lot.
  - 1.11. Any security boom, barrier or similar device controlling vehicular access to the premises must be located a minimum of six (6) metres inside the property to allow vehicles to stand clear of St Johns Avenue pavement and footpath.
    - Cross section plans detailing the above must be provided.
  - 1.12. A minimum of 50% of all dwellings must meet all of either Design A or Design B in Table D4 of Standard D17 of Clause 58.05-1 with regard to the width of door openings, door design, bathroom circulation areas, path to circulation areas and shower and toilet requirements.
  - 1.13. All requirements which arise from conditions: 3, 6, 7, 8 & 15.

To the satisfaction of the Responsible Authority.

 Prior to the endorsement of plans under condition 1 the applicant is to submit a revised Sustainability Management Plan to the satisfaction of the responsible authority.

The revised SMP must address the following areas to the satisfaction of the responsible authority:

- Revised energy management section
- Revised water efficiency section
- Revised stormwater management section
- Revised transport section

- Use of acceptable environmental performance assessment tool.
- 3. The development is to be constructed in accordance with the recommendations pertained in the revised Sustainability Management Plan (prepared by Eco Results, Report No 2014-366-ESD or other). Any alterations to the approved report must not occur without consent from the responsible authority.
- 4. Prior to the occupation of the development, a report from the author of the revised Sustainability Management Plan (prepared by Eco Results (Report No 2014-366-ESDMP or other), approved pursuant to this permit, or similarly qualified person or company, must be submitted to the Responsible Authority.
- 5. The report must be to the satisfaction of the Responsible Authority and must confirm that all measures specified in the SMP have been implemented in accordance with the approved Plan.
- 6. Prior to the plans being endorsed under condition 1 a wind analysis report must be prepared and submitted by a suitably qualified person to the satisfaction of the Responsible Authority;
- 7. Prior to the plans being endorsed under condition 1, an amended landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The amended landscape plan must be prepared by a person or firm with suitable qualifications to the satisfaction of the Responsible Authority, drawn to scale with dimensions and 3 copies must be provided. The amended landscape plan must be generally in accordance with the landscape concept plans submitted but modified to show:
  - 7.1. Plans to accord with Condition 1 of this permit;
  - 7.2. Demonstration that proposed planting within the communal area will be provided with the required deep soil requirements;
  - 7.3. Natural ground level and altered ground levels;
  - 7.4. Proposed surfacing:
  - 7.5. Details of arbour, gazebo and any other proposed structures in the landscaped area; and
  - 7.6. Irrigation system to all planted areas;

- 2.4.3 Town Planning Application Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)
  - 7.7. Tree protection zones identified for all street trees located along St. Johns Avenue and Balmoral Avenue.

When approved, the amended landscape plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the landscape plan must be implemented and complied with to the satisfaction of the Responsible Authority.

- 8. Before the approved development starts, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Construction Management Plan must address, but is not limited to:
  - 8.1. Hours of construction, control of noise and airborne matter, deliveries, vehicle access, worker car parking, damage to public assets, and contact numbers for complaints;
  - 8.2. All Traffic Management Plans for the site demolition, excavation, deliveries and other construction related activities that will affect vehicle and pedestrian traffic;
  - 8.3. The location of all areas on-site and off-site to be used for construction staff parking;
  - 8.4. A Parking Management Plan for all associated construction vehicles;
  - 8.5. All site sheds, portable toilet, storage and materials, etc. must be confined to the land;
  - 8.6. The covering and maintenance of all roads/storage areas/external stockpiles/or vacant areas to avoid dust nuisance to any residential and commercial premises;
  - 8.7. A truck wheel-wash must be installed and used so vehicles leaving the site do not deposit mud or other materials on roadways;
  - 8.8. No water containing oil, foam, grease, scum or litter will be discharged to the stormwater drainage system from the land;

- 8.9. All stored wastes are kept in designated areas or covered containers that prevent escape into the stormwater system;
- 8.10. The amount of mud, dirt, sand, soil, clay or stones deposited by vehicles on the abutting roads is minimised when vehicles are leaving the land; and
- 8.11. No mud, dirt, sand, soil, clay or stones are washed into, or are allowed to enter the stormwater drainage system.

When approved, the Construction Management Plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed Construction Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

- 9. Prior to the commencement of development the owner of the land must enter into an agreement under Section 173 of the Planning and Environment Act 1987 with the Responsible Authority, to provide for the following:
  - The owner of the site must engage the services of a waste contractor to collect and dispose of waste generated on site, including all commercial, domestic and recyclable waste.
  - Except with the written consent of Council, the collection of refuse and recyclable materials must only occur between the hours of:
    - 6am and 6pm Monday to Saturday (for once a week collections)
    - 7am and 7pm Monday to Saturday (when collections are occurring more than once a week)
    - 9am and 6pm Sundays and Public Holidays
  - All owners and occupiers associated with the development forfeit the right to utilise the municipal domestic waste collection service, unless otherwise agreed by the Responsible Authority in writing.
  - The agreement is to be applied to each subsequent lot title created from the parent title.

- The owner/s of the land to be responsible for the cost of preparing, executing and registering the Agreement on the Certificate of Title to the land (including costs incurred by the Responsible Authority).
- 10. Prior to the occupation of the accommodation buildings approved by this permit, an appropriate stormwater discharge arrangement from the site must be designed and constructed to the satisfaction of the Responsible Authority. When required, fees for plan checking and supervision must be paid to the Responsible Authority.
- 11. The uses identified and the layout of the site and size, design and location of the buildings and works permitted must always be in accordance with the endorsed plans, unless with the written consent of the Responsible Authority.
- 12. Once the development has started, it must be continued and completed in accordance with the endorsed plans, to the satisfaction of the Responsible Authority.
- 13. The development must be constructed in accordance with the recommendations of the Sustainability Report to the satisfaction of the Responsible Authority.
- 14. The accommodation buildings or any stage of the development hereby approved must not be occupied until all buildings and works and the conditions of this permit have been complied with, unless with the written consent of the Responsible Authority.
- 15. Access to the site and any associated roadwork must be constructed, all to the satisfaction of the Responsible Authority. Vehicle Crossing permit is required for alteration/removal/reinstatement of existing vehicle crossings and construction of new vehicle crossings. Works are to be in accordance with Council Standards.
- 16. Any works undertaken within the road reservation and easements will require the developer to obtain a Civil Works Permit from Council.
- 17. All piping and ducting above the ground floor storey of the building, except for downpipes and spouting, shall be concealed to the satisfaction of the Responsible Authority.

- 18. Before the approved development is occupied, the area(s) set-aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must be:
  - 18.1. constructed and available for use in accordance with the plan approved by the responsible authority;
  - 18.2. formed to such levels and drained so that they can be used in accordance with the plan; and
  - 18.3. line-marked or provided with some other adequate means of showing the car parking spaces.

All to the satisfaction of the Responsible Authority.

- 19. The car parking provided on the land must always be kept available for its intended purpose at all times. No measures must be taken to restrict access to the car park.
- 20. The car parking area must be lit if in use during the hours of darkness and all lights must be designed and fitted with suitable baffles. The lighting must be positioned to prevent any adverse effect on adjoining land and must not be considered excessive for the area, all to the satisfaction of the Responsible Authority.
- 21. The loading and unloading of goods from vehicles must only be carried out on the land within the designated loading bay(s) and must not disrupt the circulation and parking of vehicles on the land.
- 22. The site operator must endeavour to prevent site bound commercial vehicles queuing on arrival along the public access road. Accordingly, access driveways/roadways/aisles providing access to loading areas on-site must not be gated during operating hours or feature control points (i.e. boom gates, guardhouse or similar) without suitable queuing space on site, all to the satisfaction of the Responsible Authority.
- 23. Loading and unloading on the site must be managed in accordance with the endorsed Loading Management Plan.
- 24. Parking on the site must be managed in accordance with the endorsed Parking Management Plan.

- 25. The mechanical car stackers must be maintained in a good working order and be permanently available for the parking of vehicles in accordance with their purpose, to the satisfaction of the Responsible Authority.
- 26. The mechanical stackers must be routinely serviced and maintained to the satisfaction of the Responsible Authority to ensure satisfactory access to all car spaces and to prevent any adverse effect on adjoining land by the emission of noise.
- 27. Provision must be made for the drainage for proposed development including landscaped and paved areas, all to the satisfaction of the Responsible Authority.
- 28. The connection of the internal drainage infrastructure to the Legal Point of Discharge must be to the satisfaction of the Responsible Authority.
- 29. Collected stormwater must be retained onsite and discharged into the drainage system at pre development peak discharge rates as stated in the Legal Point of Discharge approval letter.
- 30. Prior to the development commencing a drainage plan including any retention system within the property boundary is required must be submitted to and approved by the Responsible Authority.
- 31. Prior to the drainage plans being approved, a plan checking fee of 0.75% and supervision fee of 2.5% of the estimated cost of works is to be paid to Council.
- 32. Before the approved building is occupied, the development must be provided with external lighting capable of illuminating access to each garage, car parking space and pedestrian walkway. Lighting must be located, directed and shielded to the satisfaction of the Responsible Authority so as to prevent any adverse effect outside the land.
- 33. Except with the prior written consent of the Responsible Authority, floor levels shown on the endorsed plan/s must not be altered or modified.
- 34. No buildings or works may be constructed over any easement or other restriction on the land or any sewers, drains, pipes, wires or cables under the control of a public authority without the prior written consent of the relevant authority and the Responsible Authority.

- 2.4.3 Town Planning Application Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)
- 35. Before the accommodation building is occupied, all landscaping as shown on the endorsed plans, including trees, shrubs and lawn, must be planted to the satisfaction of the Responsible Authority.
  - At all times, the landscaping must be maintained to the satisfaction of the Responsible Authority.
- 36. Access to the site and any associated roadwork must be constructed, all to the satisfaction of the Responsible Authority.
  - Note all existing vehicle crossing will need to be removed and reinstate with kerb in accordance with Council Standards. Also, the developer will need to obtain a Vehicle Crossing Permit from Council.
- 37. Prior to the commencement of development an Asset Protection Permit must be obtained from the Responsible Authority. A refundable bond payment of \$30,000 is required prior any construction works commencing.
- 38. Except with the prior written consent of the Responsible Authority and under the supervision of a consulting qualified Arborist, the following must not occur within the Tree Protection Zone:
  - 38.1. vehicular or pedestrian access;
  - 38.2. trenching or soil excavation; and
  - 38.3. storage or dumping of tools, equipment or waste, including stockpiled soil and building debris;

All to the satisfaction of the Responsible Authority.

39. Before the approved development starts, all existing trees shown on the endorsed plans to be retained on the land must, to the satisfaction of the Responsible Authority, be suitably marked in a "Tree Protection Zone" with the Tree Protection Zones as required under Australian Standard AS4970-2009 Protection of Trees on Building Sites.

**Use (Place of Assembly)** 

40. Except with the prior written consent of the Responsible Authority, no more than two hundred and ten (210) persons may be present within the Place of Assembly (Function Centre) premises at any one time.

- 41. Except with the written consent of the Responsible Authority, the approved Place of Assembly (Function Centre) may only operate between the hours of:
  - a) Monday to Friday: 10am 10pm.
  - b) Saturday: 10am 12pm.
  - c) Sunday: 10am 10pm.
- 42. A filter system must be installed and maintained to eliminate and control odours, fumes and smoke to the satisfaction of the Responsible Authority.
- 43. Noise emitted from the premises must not exceed the permissible noise levels determined in accordance with State Environment Protection Policy N-2 Control of Music Noise from Public Premises.
- 44. The amenity of the area must not be detrimentally affected by the use of land, including through the:
  - a) transportation of materials, goods or commodities to or from the land;
  - b) appearance of any building, works or materials;
  - c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, girt or oil;
  - d) presence of vermin;
  - e) adverse behaviour of patrons to or from the land; or
  - f) in any other way.
- 45. Except with the prior written consent of the Responsible Authority, gaming machines, amusement machines, or similar must not be installed or used on the premises.
- 46. Before the approved use starts, a prominent notice must be erected at each exit point of the building requesting patrons be quiet when leaving the premises after 10:00pm.
- 47. When a function is being held during the evening (after 5:00pm) at the approved Reception Centre/Place of Assembly, no less than four (4) parking attendants/security personnel must be present to supervise and direct the passage and parking of vehicles in the surrounding streets.

All reasonable endeavours to direct patron parking away from the residential areas must be undertaken.

- 48. The permit holder must ensure adequate security and surveillance staff are provided so as to control the behaviour of patrons.
- 49. Before the use starts, video surveillance cameras and recorders must be installed to the satisfaction of the Responsible Authority. The video surveillance cameras must record video footage of sufficient quality to visually identify patrons and which is imprinted with the date and time of recording.

The video surveillance cameras and records must be used to monitor and record continuous images of the main entrance, bars and entertainment/dance floor areas of the venue whilst it is open for business and for half an hour after closure.

Video footage must be retained for at least 3 months and made available for viewing and copying by a member of staff of the responsible authority.

- 50. Before the use starts, a patron management plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The patron management plan must be prepared by a person with suitable qualifications to the satisfaction of the Responsible Authority and must detail how the licensed venue will operate to ensure any impacts on the surrounding residential (change as necessary) area will be managed, including but not limited to:
  - a) Details of proposed management of the venue including emergency procedure management plan, crowd control, responsible serving of alcohol and external areas;
  - b) Staffing and security arrangements for the venue including staffing/security to manage patron numbers and behaviour;
  - c) Staffing and other measures that are designed to ensure the orderly arrival and departure of patrons;
  - d) Signage to be used to encourage responsible off-site patron behavior;
  - e) Training of staff in the management of patron behaviour;
  - f) Measures to manage queuing patrons;
  - g) Identification of all noise sources associated with the venue (including, but not limited to, music noise, external areas, queuing lines, entries and exits and courtyards);
  - h) Identification of noise sensitive areas including residential uses and accommodation in close proximity to the land;
  - i) Measures to be undertaken to address all noise sources identified, including on and off-site noise attenuation measures;

- j) Procedures to be undertaken by staff in the event of a complaint by a member of the public, the Victoria Police, an authorised officer of the Responsible Authority or an officer of the liquor licensing authority;
- k) Details of any measures to work with neighbours and other residents to address complaints and general operational issues; and
- I) Any other measures to be undertaken to ensure minimal amenity impacts.

When approved, the patron management plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed patron management plan must be implemented and complied with to the satisfaction the Responsible Authority.

Except with the prior written consent of the Responsible Authority, the patron management plan must not be modified.

- 51. Amplified music (including background music) is not permitted to be played other than through a sound system calibrated to ensure compliance with State Environment Protection Policy N-2 (Control of Music Noise from Public Premises) with details submitted demonstrating how compliance will be achieved to the satisfaction of the Responsible Authority.
- 52. This permit will expire if:
  - 52.1. The development does not start within two (2) years of the date of this permit, or
  - 52.2. The development or any stage of it is not completed within four (4) years of the date of this permit.
  - 52.3. The use does not start within one (1) year of the completion of the development, or
  - 52.4. Use is discontinued for a period of two (2) years.

Before the permit expires or within six (6) months afterwards the owner or occupier of the land may in writing request the Responsible Authority to extend the expiry date.

53. Prior to the commencement of works, the Agreement listed on the title must be removed and registered with Land Use Victoria. The removal must be in accordance with Section 177 (2) or 178A of the Planning & Environment Act or to the satisfaction of the Responsible Authority.

#### **Notes**

- A Building Approval is required prior to the commencement of the approved development. This planning permit does not constitute any building approval.
- A Vehicle Crossing Permit must be obtained from Council for all vehicular crossings prior to construction of the crossings. You may be required to apply for a Asset Protection Permit from Council's engineering services. Queries regarding engineering requirements can be directed to Council's general phone number on 8571 1000.
- Approval of any retention system within the property boundary is required by the relevant building surveyor.
- Before commencement of the development occurs, the applicant should contact the City of Greater Dandenong's Civil Development and Design Unit regarding legal point of discharge, new crossings, building over easements, etc.
- Mailboxes should be provided and located for convenient access as required by Australia Post.
- The property is identified to be subject to flooding in major rain events. An application for Report and Consent for Flooding is required. Infrastructure Planning is to be contacted to confirm the minimum finished floor level (FFL) of the proposed development.
- Prior works commencing the developer will need to obtain an Asset Protection Permit from Council.

### **MINUTE 765**

Moved by: Cr Sean O'Reilly Seconded by: Cr Loi Truong

That Council resolves to issue a Notice of Decision to grant a permit in respect of the land known and described as 17-19 Balmoral Avenue, Springvale for the use and development of the land for a place of assembly (function centre) and development of the land for retail/shops and eighty nine (89) apartments over ten storeys and two levels of basement car parking in accordance with the plans submitted with the application subject to the following conditions:

- 1. Before the development starts, two (2) copies of amended plans drawn to scale and dimension, must be submitted to the Responsible Authority for approval. No buildings or works must be commenced until the plans have been approved and endorsed by the Responsible Authority. The endorsed copy of the plans forms part of this permit. The plans must be in accordance with the plans submitted with the application, but modified to show;
  - 1.1. Floor plans clearly identifying a minimum 50% of all dwellings to comply with Clause 58.05-1 Accessibility objective Standard D17;
  - 1.2. Plans identifying compliance with Clause 58.07-4 Natural Ventilation Standard D27;
  - 1.3. All requirements or recommendations of the Environmental Noise
    Assessment by SLR Global Environmental Solutions dated 1 February 2018
    or any subsequent amended report;
  - 1.4. The weather canopies located along the south and west elevations to be reviewed to provide better weather protection and human scale;
  - 1.5. All balconies and windows to comply with Clause 58.04-2 Internal Views objective if required;
  - 1.6. Tree protection zones for any existing street trees located along Balmoral Avenue and St Johns Avenue;
  - 1.7. Full and detailed swept path analysis for waste trucks utilising the proposed loading and unloading bay and cross section plan detailing that the largest possible waste trucks can enter and exit the basement levels with acceptable clearance levels. Waste trucks are to enter and exit the premises in a forward direction;
  - 1.8. Measures to stop people from congregating in front of the bedroom windows of dwellings 35, 36 and 37 which face directly onto the communal open space area. This could include extending balconies of each dwelling along the frontages of the bedrooms or the like;

- 1.9. A flood barrier at the access ramp entrance;
- 1.10. Footing details of the proposed development are to be provided to demonstrate that the structure does not impact on the existing drainage pipe within the footpath on the south-west corner of the lot.
- 1.11. Any security boom, barrier or similar device controlling vehicular access to the premises must be located a minimum of six (6) metres inside the property to allow vehicles to stand clear of St Johns Avenue pavement and footpath.

Cross section plans detailing the above must be provided.

- 1.12. A minimum of 50% of all dwellings must meet all of either Design A or Design B in Table D4 of Standard D17 of Clause 58.05-1 with regard to the width of door openings, door design, bathroom circulation areas, path to circulation areas and shower and toilet requirements.
- 1.13. All requirements which arise from conditions: 3, 6, 7, 8 & 15.

To the satisfaction of the Responsible Authority.

2. Prior to the endorsement of plans under condition 1 the applicant is to submit a revised Sustainability Management Plan to the satisfaction of the responsible authority.

The revised SMP must address the following areas to the satisfaction of the responsible authority:

- Revised energy management section
- Revised water efficiency section
- Revised stormwater management section
- Revised transport section
- Use of acceptable environmental performance assessment tool.
- 3. The development is to be constructed in accordance with the recommendations pertained in the revised Sustainability Management Plan (prepared by Eco Results, Report No 2014-366-ESD or other). Any alterations to the approved report must not occur without consent from the responsible authority.

- 4. Prior to the occupation of the development, a report from the author of the revised Sustainability Management Plan (prepared by Eco Results (Report No 2014-366-ESDMP or other), approved pursuant to this permit, or similarly qualified person or company, must be submitted to the Responsible Authority.
- 5. The report must be to the satisfaction of the Responsible Authority and must confirm that all measures specified in the SMP have been implemented in accordance with the approved Plan.
- 6. Prior to the plans being endorsed under condition 1 a wind analysis report must be prepared and submitted by a suitably qualified person to the satisfaction of the Responsible Authority;
- 7. Prior to the plans being endorsed under condition 1, an amended landscape plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The amended landscape plan must be prepared by a person or firm with suitable qualifications to the satisfaction of the Responsible Authority, drawn to scale with dimensions and 3 copies must be provided. The amended landscape plan must be generally in accordance with the landscape concept plans submitted but modified to show:
  - 7.1. Plans to accord with Condition 1 of this permit;
  - 7.2. Demonstration that proposed planting within the communal area will be provided with the required deep soil requirements;
  - 7.3. Natural ground level and altered ground levels;
  - 7.4. Proposed surfacing;
  - 7.5. Details of arbour, gazebo and any other proposed structures in the landscaped area; and
  - 7.6. Irrigation system to all planted areas;
  - 7.7. Tree protection zones identified for all street trees located along St. Johns Avenue and Balmoral Avenue.

When approved, the amended landscape plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the landscape plan must be implemented and complied with to the satisfaction of the Responsible Authority.

8. Before the approved development starts, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The Construction Management Plan must address, but is not limited to:

- 8.1. Hours of construction, control of noise and airborne matter, deliveries, vehicle access, worker car parking, damage to public assets, and contact numbers for complaints;
- 8.2. All Traffic Management Plans for the site demolition, excavation, deliveries and other construction related activities that will affect vehicle and pedestrian traffic;
- 8.3. The location of all areas on-site and off-site to be used for construction staff parking;
- 8.4. A Parking Management Plan for all associated construction vehicles;
- 8.5. All site sheds, portable toilet, storage and materials, etc. must be confined to the land;
- 8.6. The covering and maintenance of all roads/storage areas/external stockpiles/or vacant areas to avoid dust nuisance to any residential and commercial premises;
- 8.7. A truck wheel-wash must be installed and used so vehicles leaving the site do not deposit mud or other materials on roadways;
- 8.8. No water containing oil, foam, grease, scum or litter will be discharged to the stormwater drainage system from the land;
- 8.9. All stored wastes are kept in designated areas or covered containers that prevent escape into the stormwater system;
- 8.10. The amount of mud, dirt, sand, soil, clay or stones deposited by vehicles on the abutting roads is minimised when vehicles are leaving the land; and
- 8.11. No mud, dirt, sand, soil, clay or stones are washed into, or are allowed to enter the stormwater drainage system.

When approved, the Construction Management Plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed Construction Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

- 9. Prior to the commencement of development the owner of the land must enter into an agreement under Section 173 of the Planning and Environment Act 1987 with the Responsible Authority, to provide for the following:
  - The owner of the site must engage the services of a waste contractor to collect and dispose of waste generated on site, including all commercial, domestic and recyclable waste.

- Except with the written consent of Council, the collection of refuse and recyclable materials must only occur between the hours of:
  - 6am and 6pm Monday to Saturday (for once a week collections)
  - 7am and 7pm Monday to Saturday (when collections are occurring more than once a week)
  - 9am and 6pm Sundays and Public Holidays.
- All owners and occupiers associated with the development forfeit the right to utilise the municipal domestic waste collection service, unless otherwise agreed by the Responsible Authority in writing.
- The agreement is to be applied to each subsequent lot title created from the parent title.
- The owner/s of the land to be responsible for the cost of preparing, executing and registering the Agreement on the Certificate of Title to the land (including costs incurred by the Responsible Authority).
- 10. Prior to the occupation of the accommodation buildings approved by this permit, an appropriate stormwater discharge arrangement from the site must be designed and constructed to the satisfaction of the Responsible Authority. When required, fees for plan checking and supervision must be paid to the Responsible Authority.
- 11. The uses identified and the layout of the site and size, design and location of the buildings and works permitted must always be in accordance with the endorsed plans, unless with the written consent of the Responsible Authority.
- 12. Once the development has started, it must be continued and completed in accordance with the endorsed plans, to the satisfaction of the Responsible Authority.
- 13. The development must be constructed in accordance with the recommendations of the Sustainability Report to the satisfaction of the Responsible Authority.
- 14. The accommodation buildings or any stage of the development hereby approved must not be occupied until all buildings and works and the conditions of this permit have been complied with, unless with the written consent of the Responsible Authority.
- 15. Access to the site and any associated roadwork must be constructed, all to the satisfaction of the Responsible Authority. Vehicle Crossing permit is required for alteration/removal/reinstatement of existing vehicle crossings and construction of new vehicle crossings. Works are to be in accordance with Council Standards.

- 16. Any works undertaken within the road reservation and easements will require the developer to obtain a Civil Works Permit from Council.
- 17. All piping and ducting above the ground floor storey of the building, except for downpipes and spouting, shall be concealed to the satisfaction of the Responsible Authority.
- 18. Before the approved development is occupied, the area(s) set-aside for the parking of vehicles, together with the associated driveways and access lanes as shown on the endorsed plans must be:
  - 18.1. constructed and available for use in accordance with the plan approved by the responsible authority;
  - 18.2. formed to such levels and drained so that they can be used in accordance with the plan; and
  - 18.3. line-marked or provided with some other adequate means of showing the car parking spaces.

All to the satisfaction of the Responsible Authority.

- 19. The car parking provided on the land must always be kept available for its intended purpose at all times. No measures must be taken to restrict access to the car park.
- 20. The car parking area must be lit if in use during the hours of darkness and all lights must be designed and fitted with suitable baffles. The lighting must be positioned to prevent any adverse effect on adjoining land and must not be considered excessive for the area, all to the satisfaction of the Responsible Authority.
- 21. The loading and unloading of goods from vehicles must only be carried out on the land within the designated loading bay(s) and must not disrupt the circulation and parking of vehicles on the land.
- 22. The site operator must endeavour to prevent site bound commercial vehicles queuing on arrival along the public access road. Accordingly, access driveways/roadways/aisles providing access to loading areas on-site must not be gated during operating hours or feature control points (i.e. boom gates, guardhouse or similar) without suitable queuing space on site, all to the satisfaction of the Responsible Authority.
- 23. Loading and unloading on the site must be managed in accordance with the endorsed Loading Management Plan.
- 24. Parking on the site must be managed in accordance with the endorsed Parking Management Plan.

- 25. The mechanical car stackers must be maintained in a good working order and be permanently available for the parking of vehicles in accordance with their purpose, to the satisfaction of the Responsible Authority.
- 26. The mechanical stackers must be routinely serviced and maintained to the satisfaction of the Responsible Authority to ensure satisfactory access to all car spaces and to prevent any adverse effect on adjoining land by the emission of noise.
- 27. Provision must be made for the drainage for proposed development including landscaped and paved areas, all to the satisfaction of the Responsible Authority.
- 28. The connection of the internal drainage infrastructure to the Legal Point of Discharge must be to the satisfaction of the Responsible Authority.
- 29. Collected stormwater must be retained onsite and discharged into the drainage system at pre development peak discharge rates as stated in the Legal Point of Discharge approval letter.
- 30. Prior to the development commencing a drainage plan including any retention system within the property boundary is required must be submitted to and approved by the Responsible Authority.
- 31. Prior to the drainage plans being approved, a plan checking fee of 0.75% and supervision fee of 2.5% of the estimated cost of works is to be paid to Council.
- 32. Before the approved building is occupied, the development must be provided with external lighting capable of illuminating access to each garage, car parking space and pedestrian walkway. Lighting must be located, directed and shielded to the satisfaction of the Responsible Authority so as to prevent any adverse effect outside the land.
- 33. Except with the prior written consent of the Responsible Authority, floor levels shown on the endorsed plan/s must not be altered or modified.
- 34. No buildings or works may be constructed over any easement or other restriction on the land or any sewers, drains, pipes, wires or cables under the control of a public authority without the prior written consent of the relevant authority and the Responsible Authority.
- 35. Before the accommodation building is occupied, all landscaping as shown on the endorsed plans, including trees, shrubs and lawn, must be planted to the satisfaction of the Responsible Authority.
  - At all times, the landscaping must be maintained to the satisfaction of the Responsible Authority.
- 36. Access to the site and any associated roadwork must be constructed, all to the satisfaction of the Responsible Authority.

Note all existing vehicle crossing will need to be removed and reinstate with kerb in accordance with Council Standards. Also, the developer will need to obtain a Vehicle Crossing Permit from Council.

- 37. Prior to the commencement of development an Asset Protection Permit must be obtained from the Responsible Authority. A refundable bond payment of \$30,000 is required prior any construction works commencing.
- 38. Except with the prior written consent of the Responsible Authority and under the supervision of a consulting qualified Arborist, the following must not occur within the Tree Protection Zone:
  - 38.1. vehicular or pedestrian access;
  - 38.2. trenching or soil excavation; and
  - 38.3. storage or dumping of tools, equipment or waste, including stockpiled soil and building debris;

All to the satisfaction of the Responsible Authority.

39. Before the approved development starts, all existing trees shown on the endorsed plans to be retained on the land must, to the satisfaction of the Responsible Authority, be suitably marked in a "Tree Protection Zone" with the Tree Protection Zones as required under Australian Standard AS4970-2009 Protection of Trees on Building Sites.

**Use (Place of Assembly)** 

- 40. Except with the prior written consent of the Responsible Authority, no more than two hundred and ten (210) persons may be present within the Place of Assembly (Function Centre) premises at any one time.
- 41. Except with the written consent of the Responsible Authority, the approved Place of Assembly (Function Centre) may only operate between the hours of:
  - a) Monday to Friday: 10am 10pm.
  - b) Saturday: 10am 12pm.
  - c) Sunday: 10am 10pm.
- 42. A filter system must be installed and maintained to eliminate and control odours, fumes and smoke to the satisfaction of the Responsible Authority.

- 43. Noise emitted from the premises must not exceed the permissible noise levels determined in accordance with State Environment Protection Policy N-2 Control of Music Noise from Public Premises.
- 44. The amenity of the area must not be detrimentally affected by the use of land, including through the:
  - a) transportation of materials, goods or commodities to or from the land;
  - b) appearance of any building, works or materials;
  - c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, girt or oil;
  - d) presence of vermin;
  - e) adverse behaviour of patrons to or from the land; or
  - f) in any other way.
- 45. Except with the prior written consent of the Responsible Authority, gaming machines, amusement machines, or similar must not be installed or used on the premises.
- 46. Before the approved use starts, a prominent notice must be erected at each exit point of the building requesting patrons be quiet when leaving the premises after 10:00pm.
- 47. When a function is being held during the evening (after 5:00pm) at the approved Reception Centre/Place of Assembly, no less than four (4) parking attendants/security personnel must be present to supervise and direct the passage and parking of vehicles in the surrounding streets.
  - All reasonable endeavours to direct patron parking away from the residential areas must be undertaken.
- 48. The permit holder must ensure adequate security and surveillance staff are provided so as to control the behaviour of patrons.
- 49. Before the use starts, video surveillance cameras and recorders must be installed to the satisfaction of the Responsible Authority. The video surveillance cameras must record video footage of sufficient quality to visually identify patrons and which is imprinted with the date and time of recording.
  - The video surveillance cameras and records must be used to monitor and record continuous images of the main entrance, bars and entertainment/dance floor areas of the venue whilst it is open for business and for half an hour after closure.

Video footage must be retained for at least 3 months and made available for viewing and copying by a member of staff of the responsible authority.

- 50. Before the use starts, a patron management plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. The patron management plan must be prepared by a person with suitable qualifications to the satisfaction of the Responsible Authority and must detail how the licensed venue will operate to ensure any impacts on the surrounding residential (change as necessary) area will be managed, including but not limited to:
  - a) Details of proposed management of the venue including emergency procedure management plan, crowd control, responsible serving of alcohol and external areas;
  - b) Staffing and security arrangements for the venue including staffing/security to manage patron numbers and behaviour;
  - c) Staffing and other measures that are designed to ensure the orderly arrival and departure of patrons;
  - d) Signage to be used to encourage responsible off-site patron behavior;
  - e) Training of staff in the management of patron behaviour;
  - f) Measures to manage queuing patrons;
  - g) Identification of all noise sources associated with the venue (including, but not limited to, music noise, external areas, queuing lines, entries and exits and courtyards);
  - h) Identification of noise sensitive areas including residential uses and accommodation in close proximity to the land;
  - i) Measures to be undertaken to address all noise sources identified, including on and off-site noise attenuation measures;
  - j) Procedures to be undertaken by staff in the event of a complaint by a member of the public, the Victoria Police, an authorised officer of the Responsible Authority or an officer of the liquor licensing authority;
  - k) Details of any measures to work with neighbours and other residents to address complaints and general operational issues; and
  - I) Any other measures to be undertaken to ensure minimal amenity impacts.

When approved, the patron management plan will be endorsed and will form part of this permit.

The provisions, recommendations and requirements of the endorsed patron management plan must be implemented and complied with to the satisfaction the Responsible Authority.

Except with the prior written consent of the Responsible Authority, the patron management plan must not be modified.

- 51. Amplified music (including background music) is not permitted to be played other than through a sound system calibrated to ensure compliance with State Environment Protection Policy N-2 (Control of Music Noise from Public Premises) with details submitted demonstrating how compliance will be achieved to the satisfaction of the Responsible Authority.
- 52. This permit will expire if:
  - 52.1. The development does not start within two (2) years of the date of this permit, or
  - 52.2. The development or any stage of it is not completed within four (4) years of the date of this permit.
  - 52.3. The use does not start within one (1) year of the completion of the development, or
  - 52.4. Use is discontinued for a period of two (2) years.

Before the permit expires or within six (6) months afterwards the owner or occupier of the land may in writing request the Responsible Authority to extend the expiry date.

53. Prior to the commencement of works, the Agreement listed on the title must be removed and registered with Land Use Victoria. The removal must be in accordance with Section 177 (2) or 178A of the Planning & Environment Act or to the satisfaction of the Responsible Authority.

#### **Notes**

- A Building Approval is required prior to the commencement of the approved development.
   This planning permit does not constitute any building approval.
- A Vehicle Crossing Permit must be obtained from Council for all vehicular crossings prior to construction of the crossings. You may be required to apply for a Asset Protection Permit from Council's engineering services. Queries regarding engineering requirements can be directed to Council's general phone number on 8571 1000.

- Approval of any retention system within the property boundary is required by the relevant building surveyor.
- Before commencement of the development occurs, the applicant should contact the City of Greater Dandenong's Civil Development and Design Unit regarding legal point of discharge, new crossings, building over easements, etc.
- Mailboxes should be provided and located for convenient access as required by Australia Post.
- The property is identified to be subject to flooding in major rain events. An application for Report and Consent for Flooding is required. Infrastructure Planning is to be contacted to confirm the minimum finished floor level (FFL) of the proposed development.
- Prior works commencing the developer will need to obtain an Asset Protection Permit from Council.

**CARRIED** 

### STATUTORY PLANNING APPLICATIONS

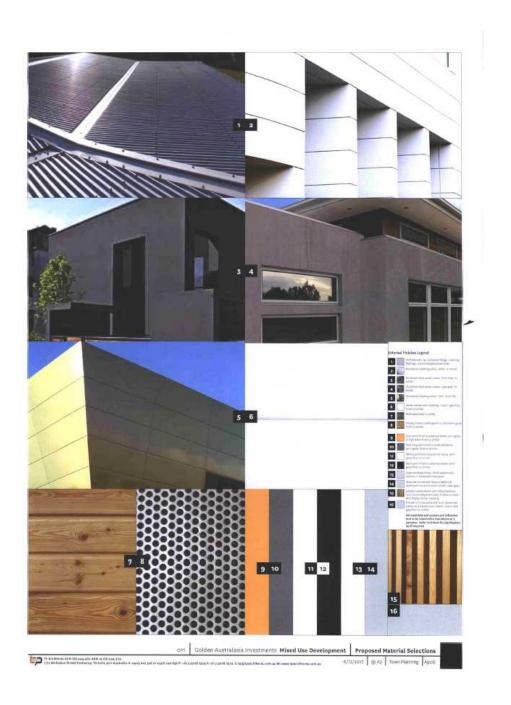
TOWN PLANNING APPLICATION – NOS. 17-19 BALMORAL AVENUE, SPRINGVALE (PLANNING APPLICATION NO. PLN14/0849)

## **ATTACHMENT 1**

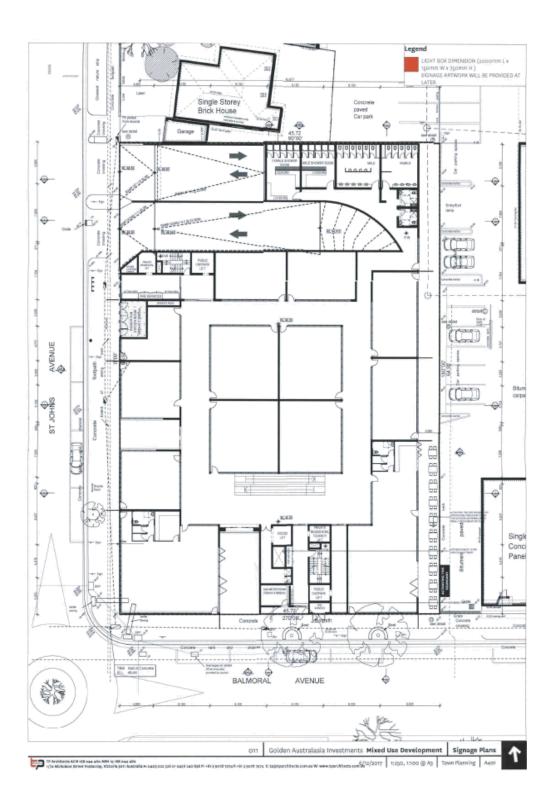
## **SUBMITTED PLANS**

PAGES 52 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.













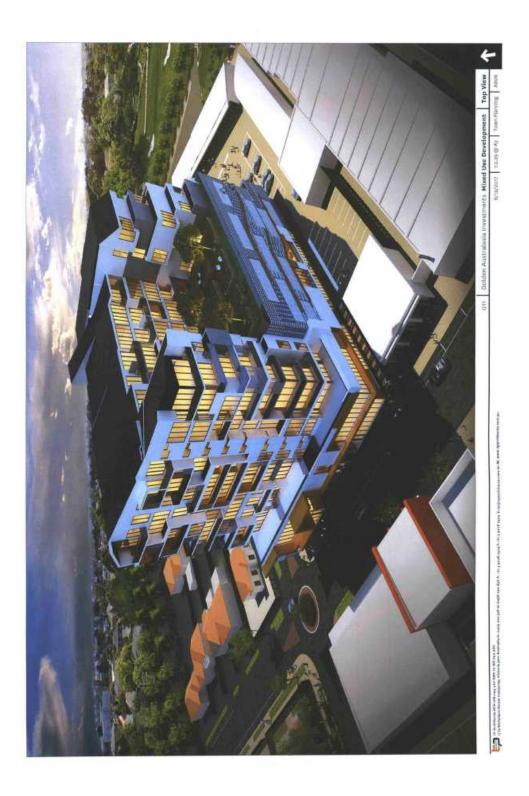
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)







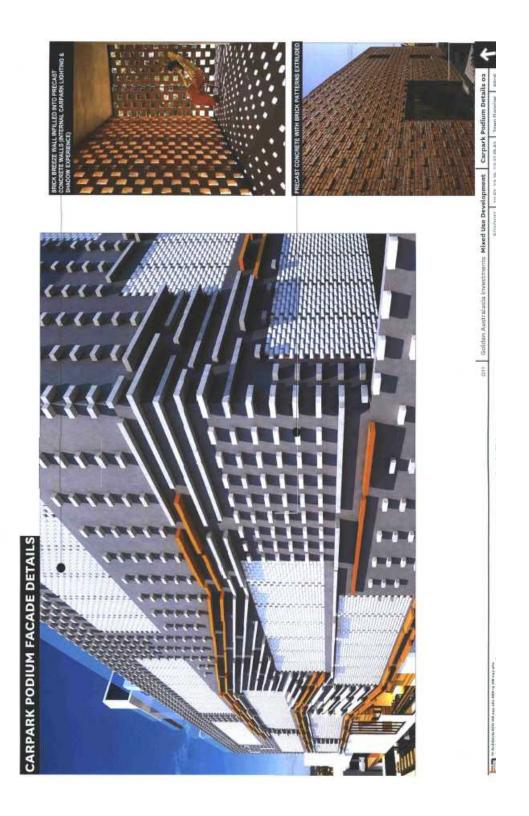
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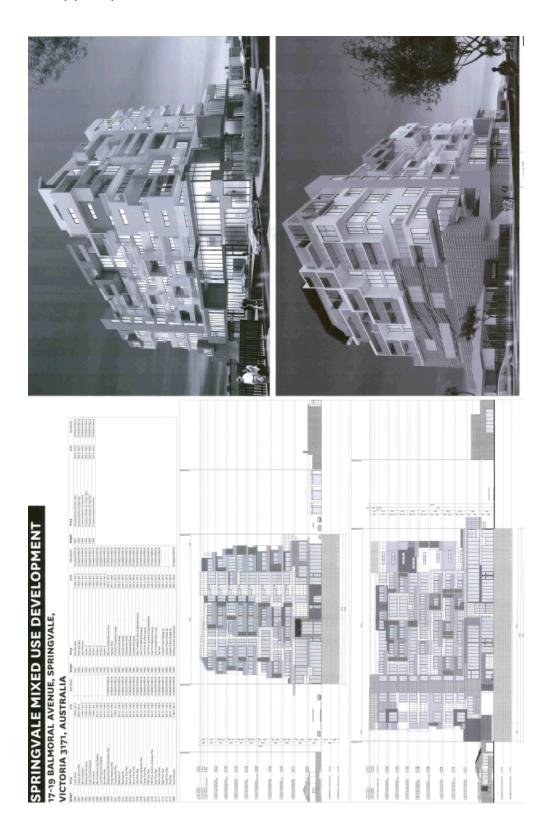
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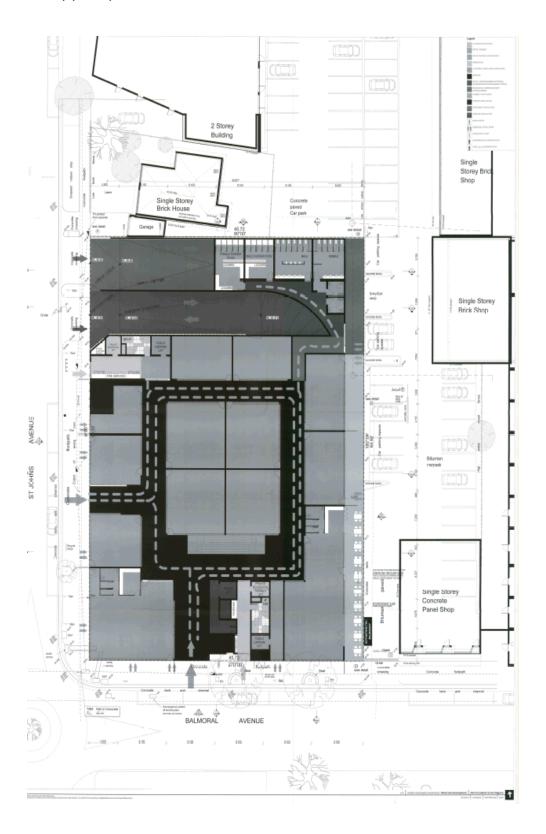


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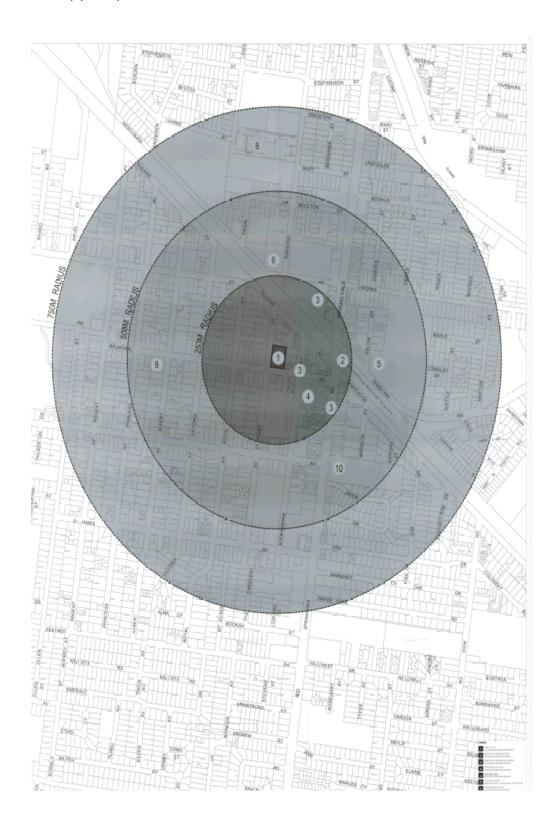


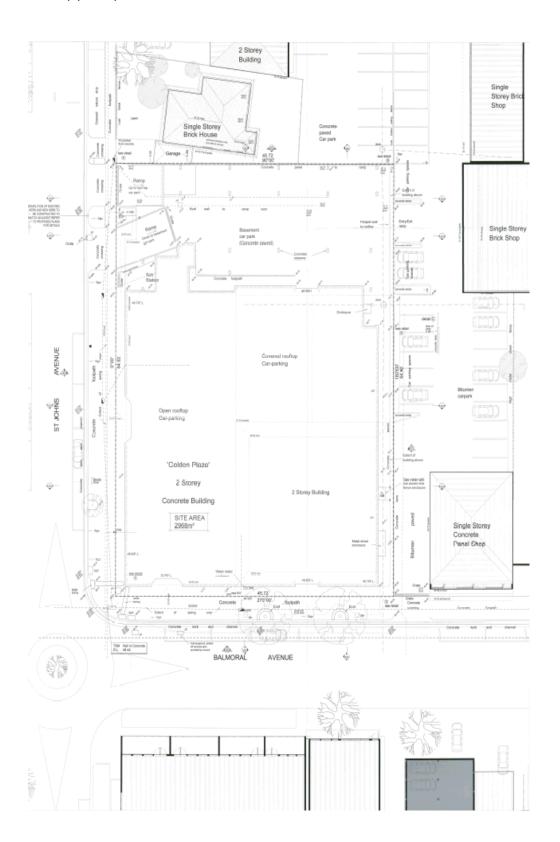
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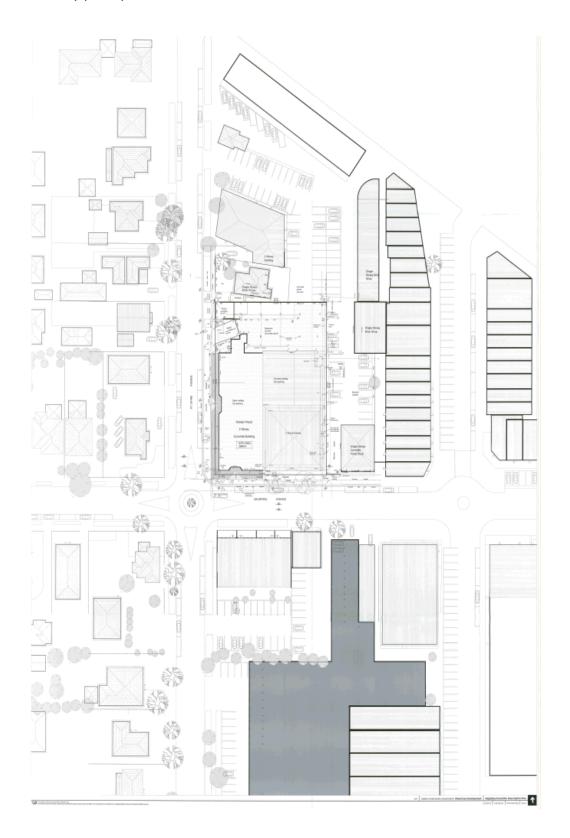


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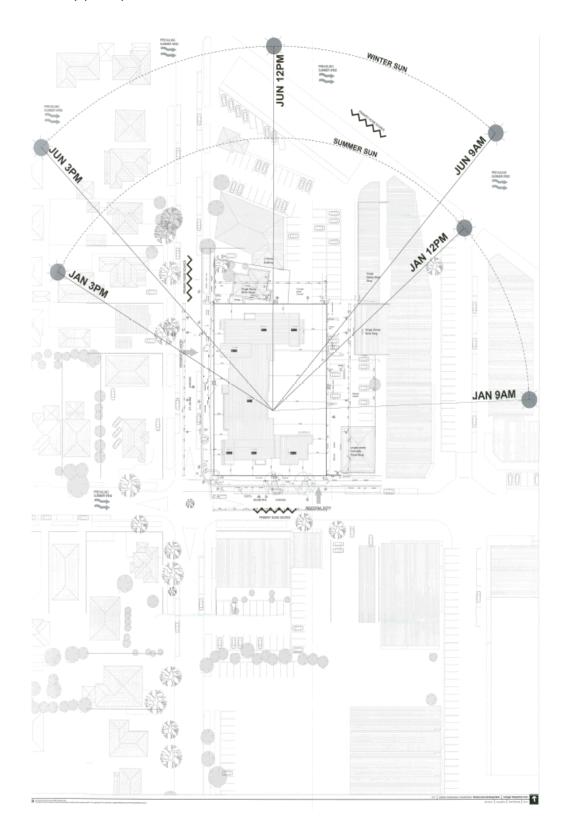




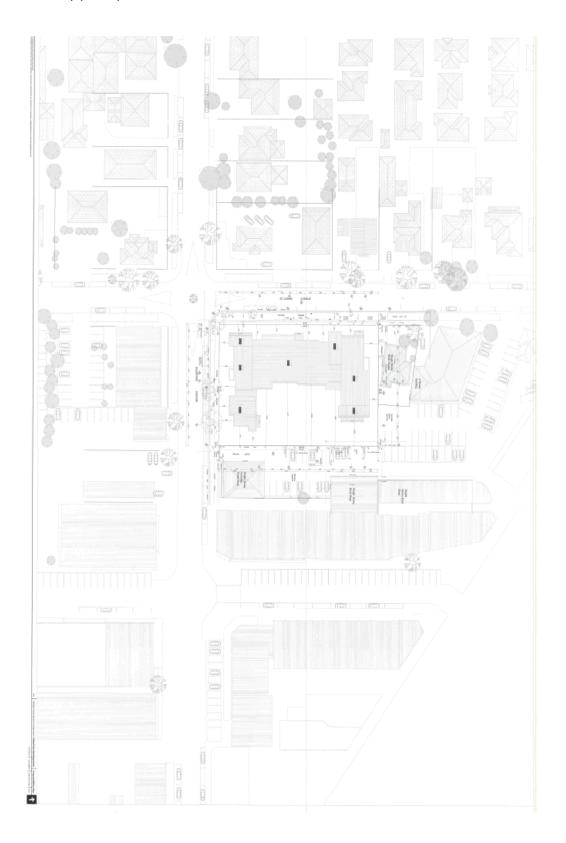
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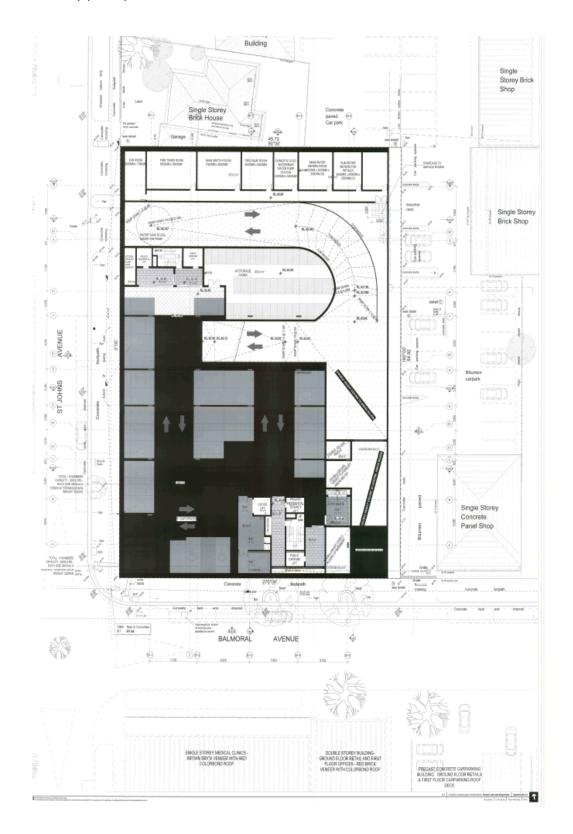


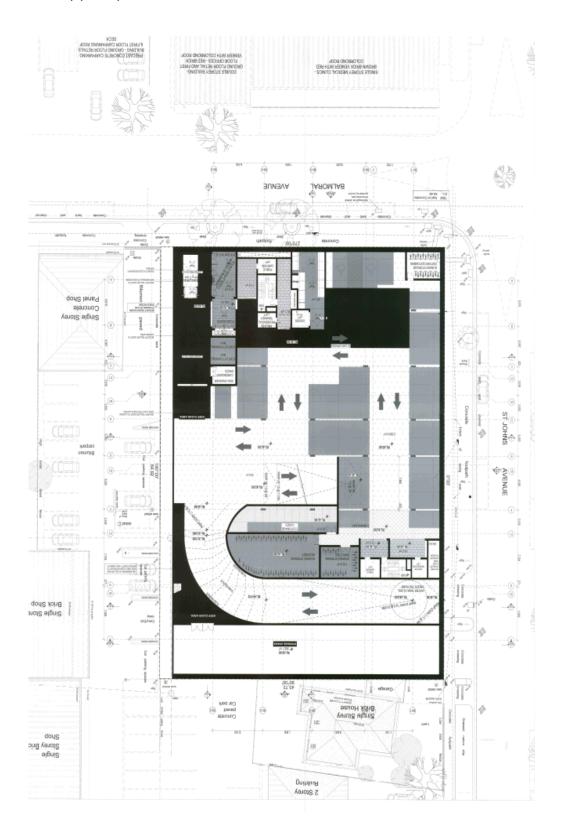
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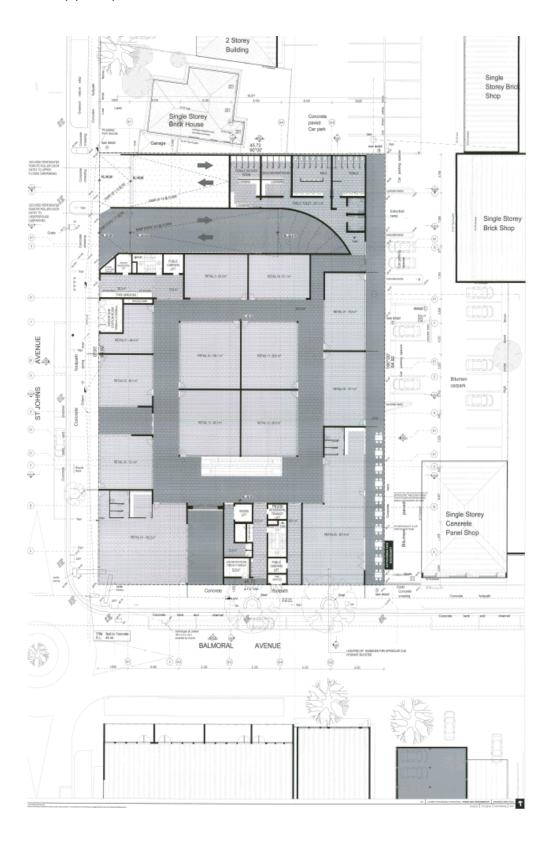


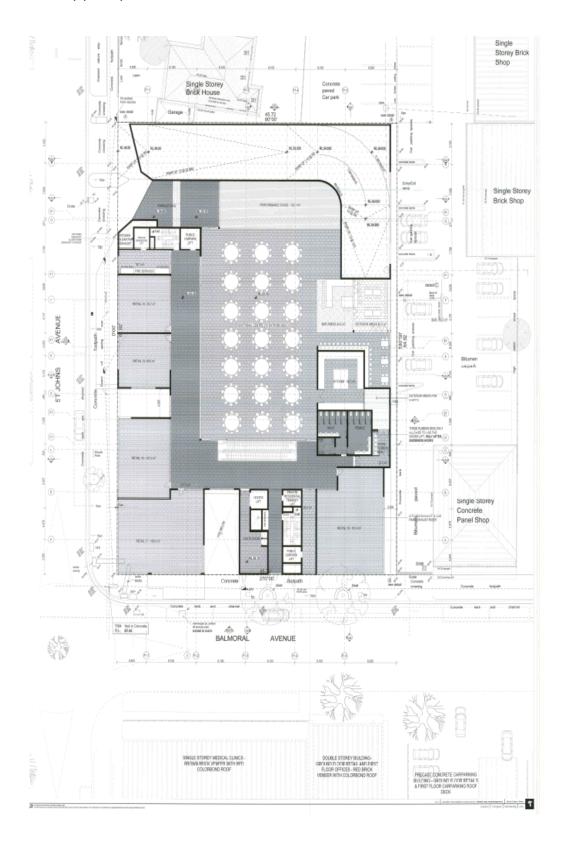
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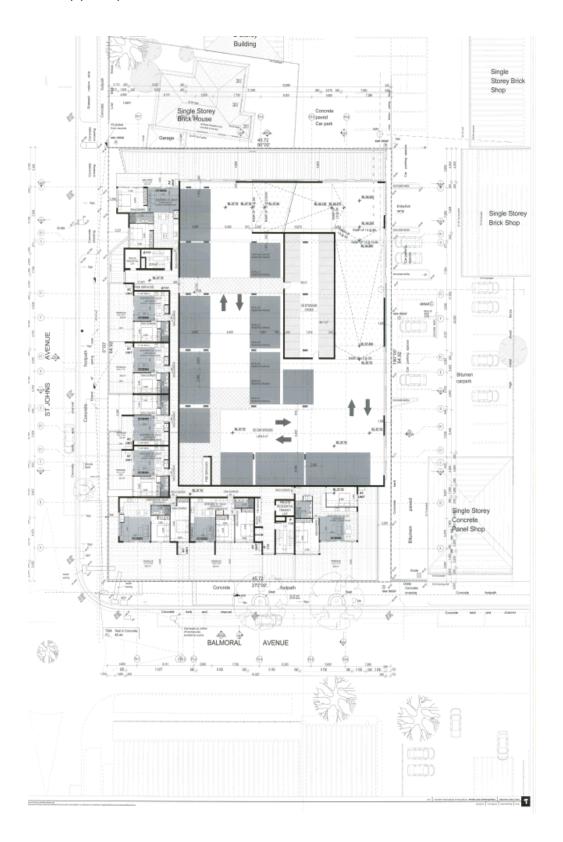




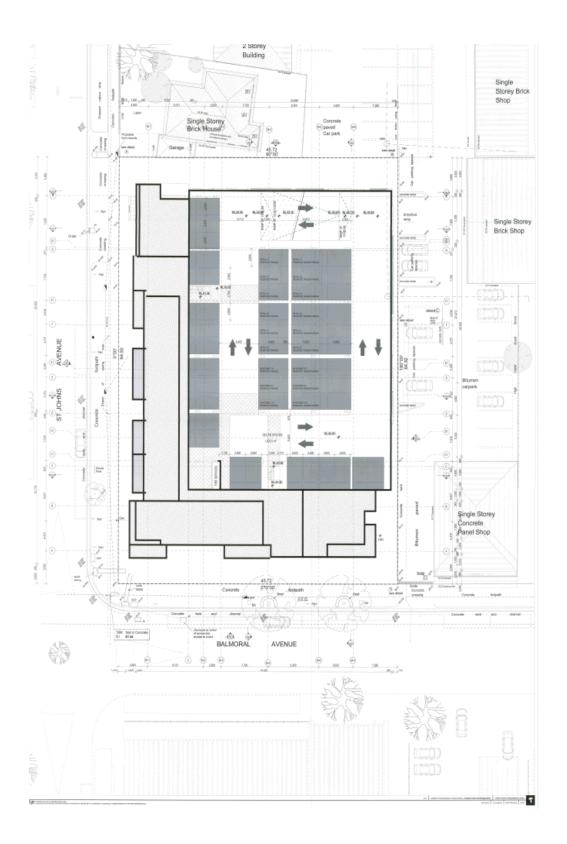


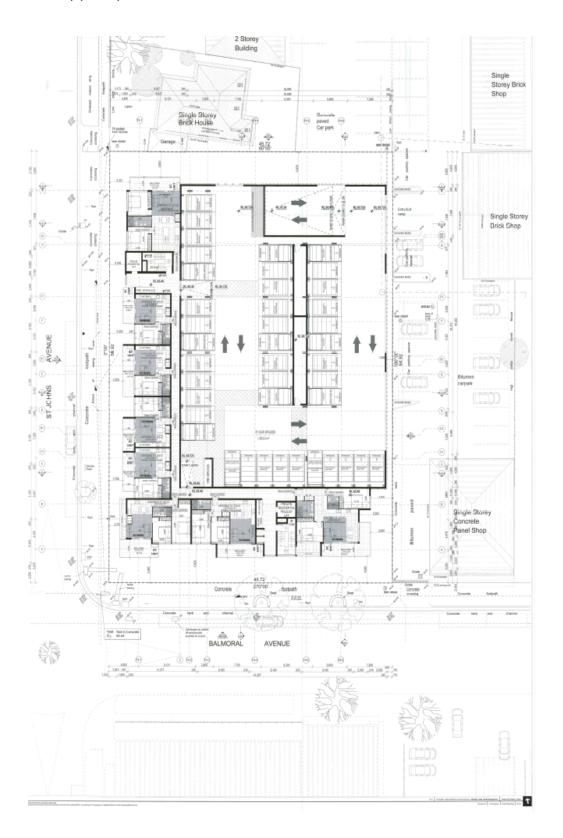


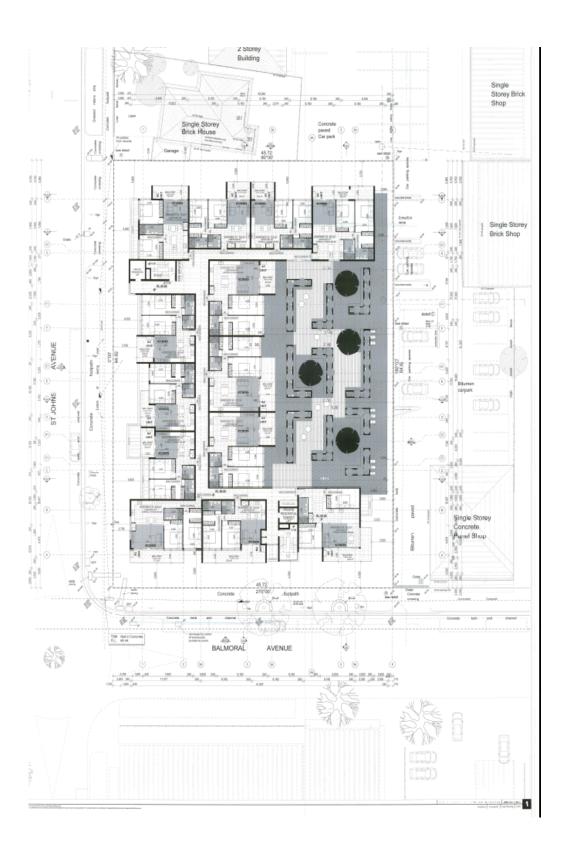


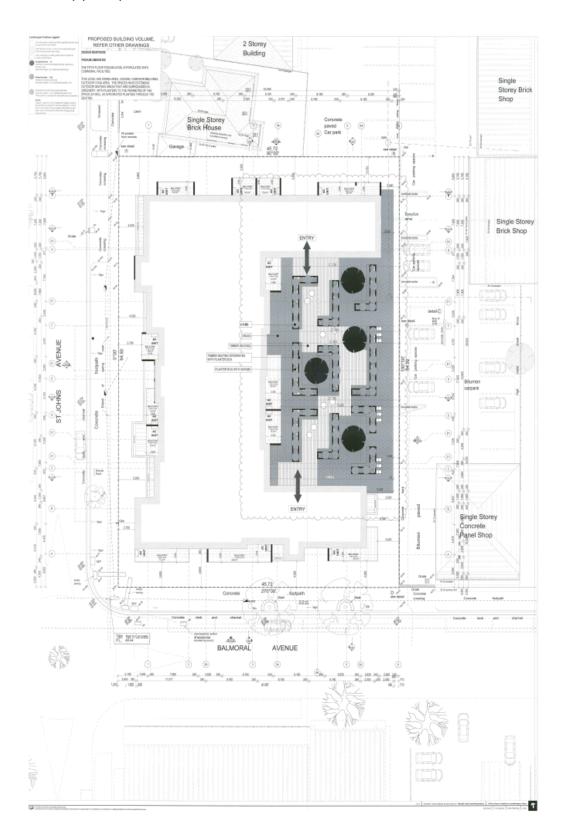


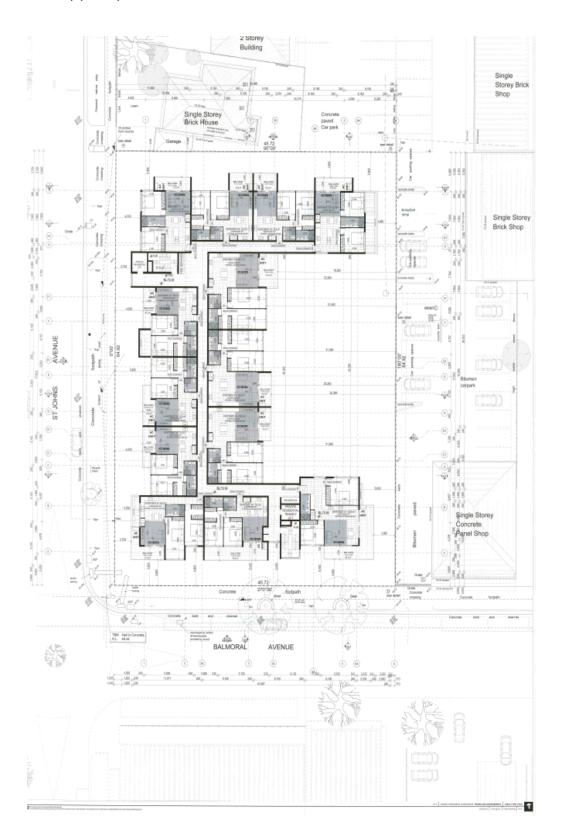




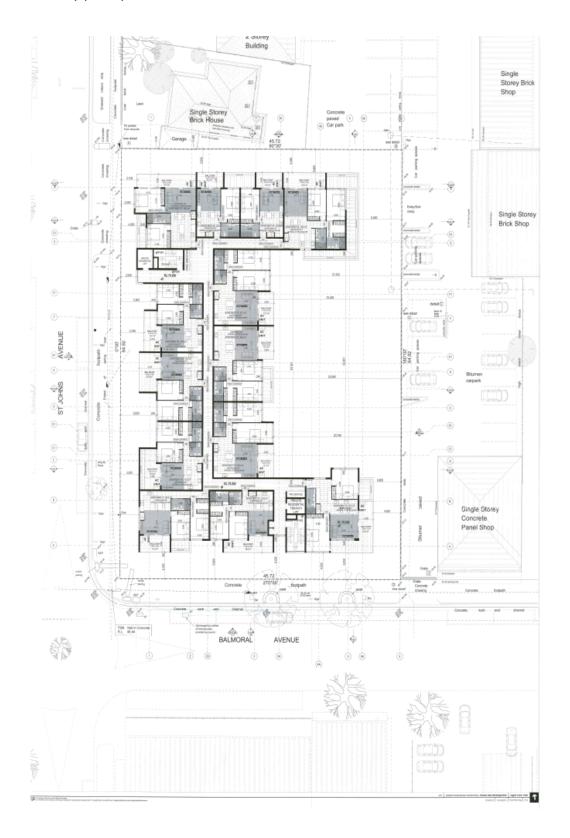


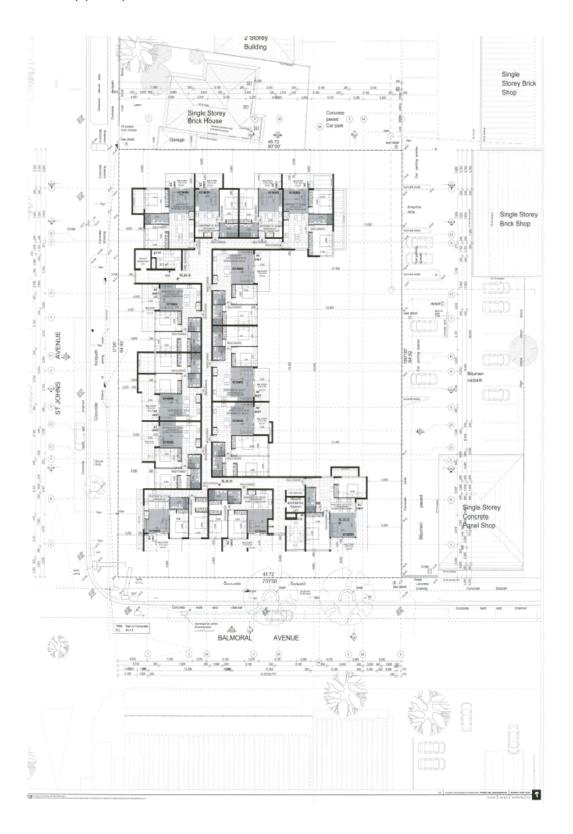


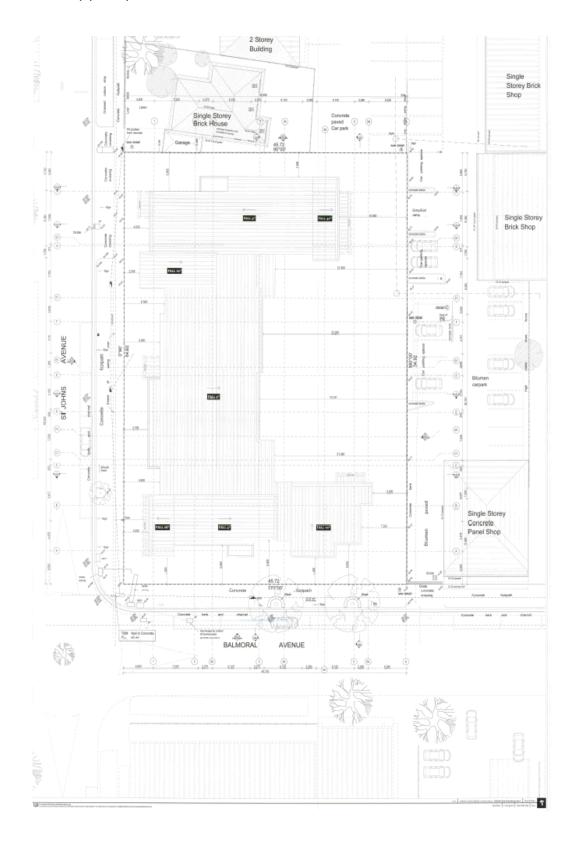




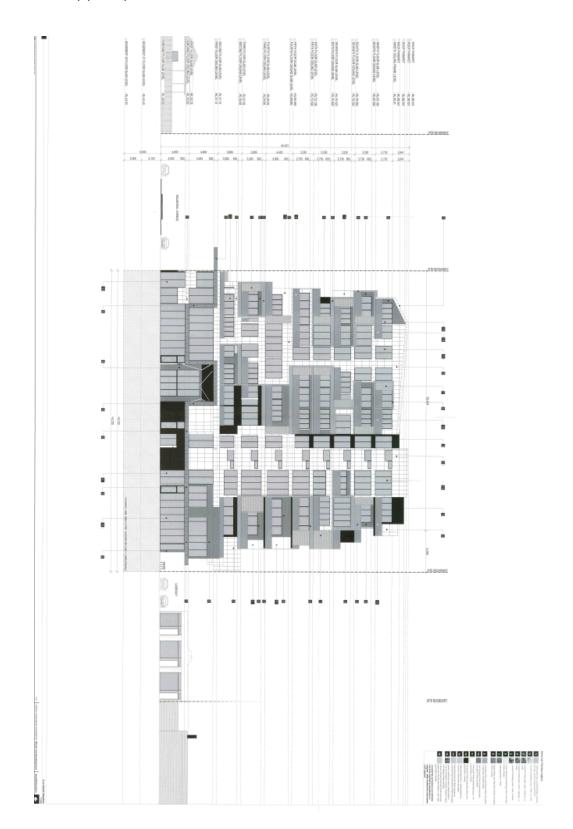




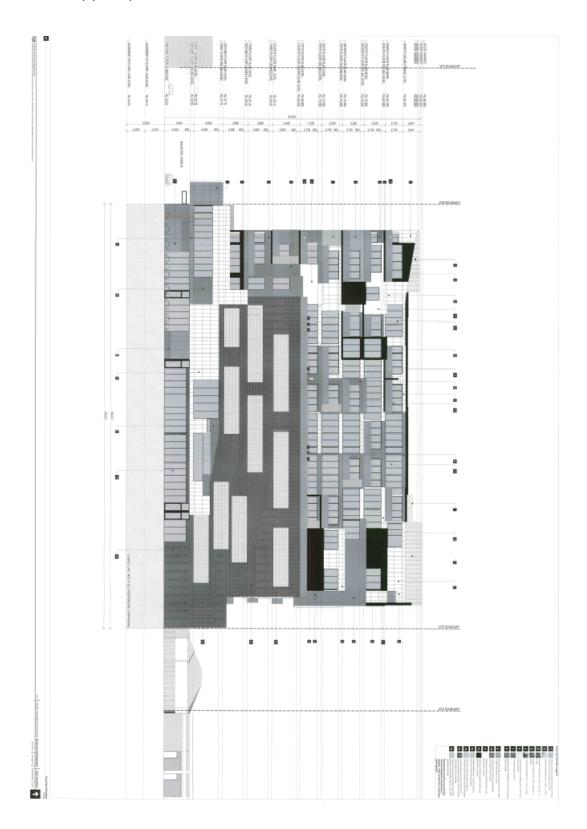




2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



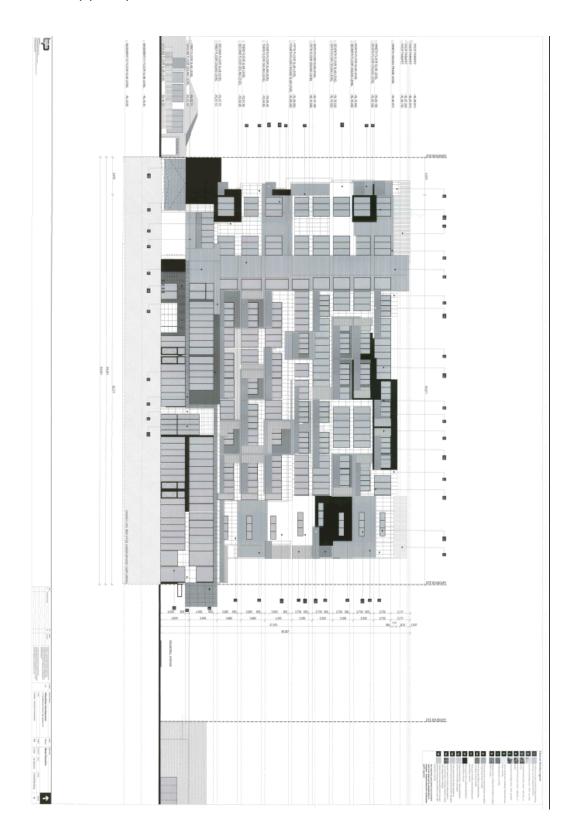
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



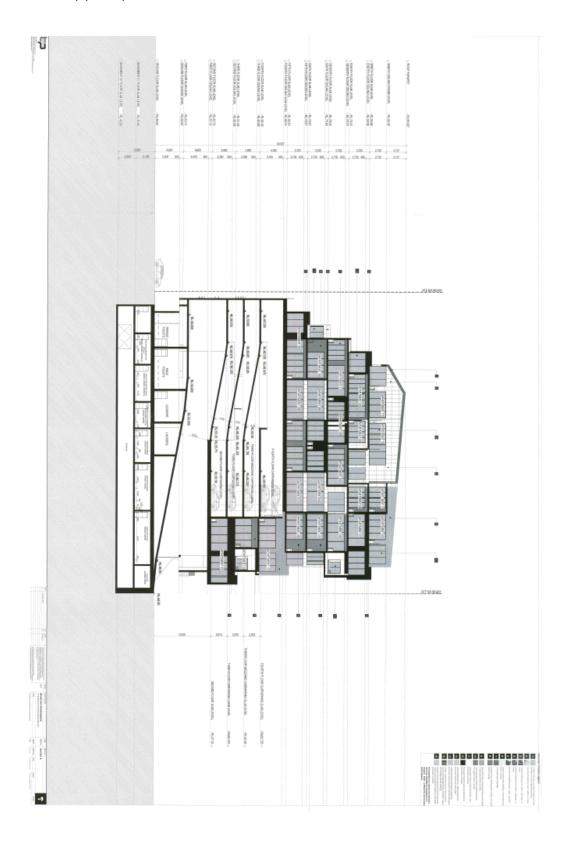
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)

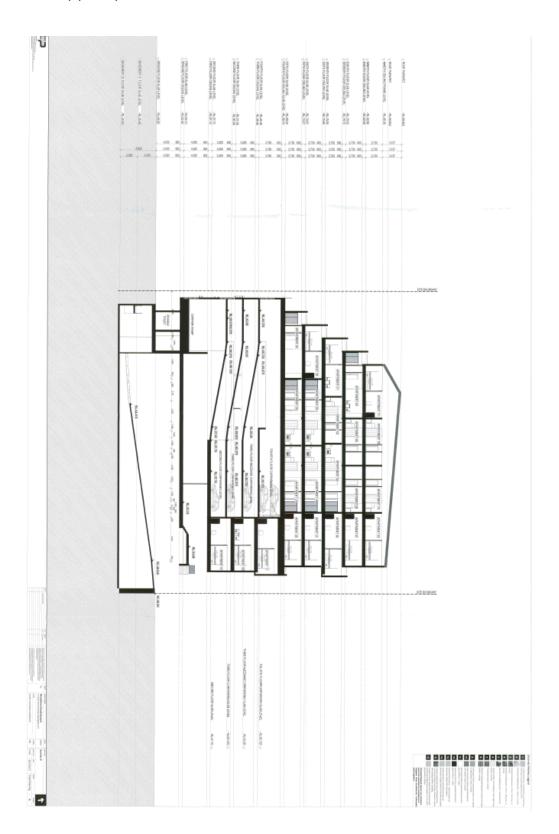


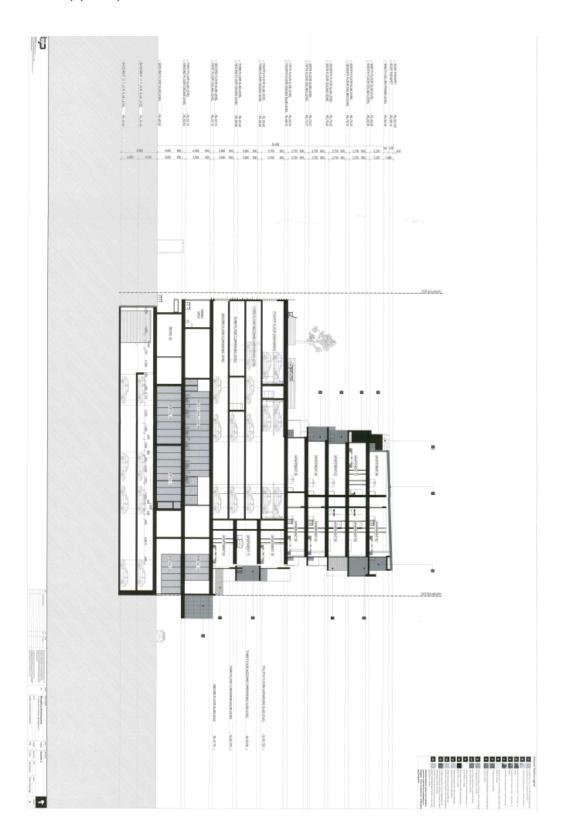
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



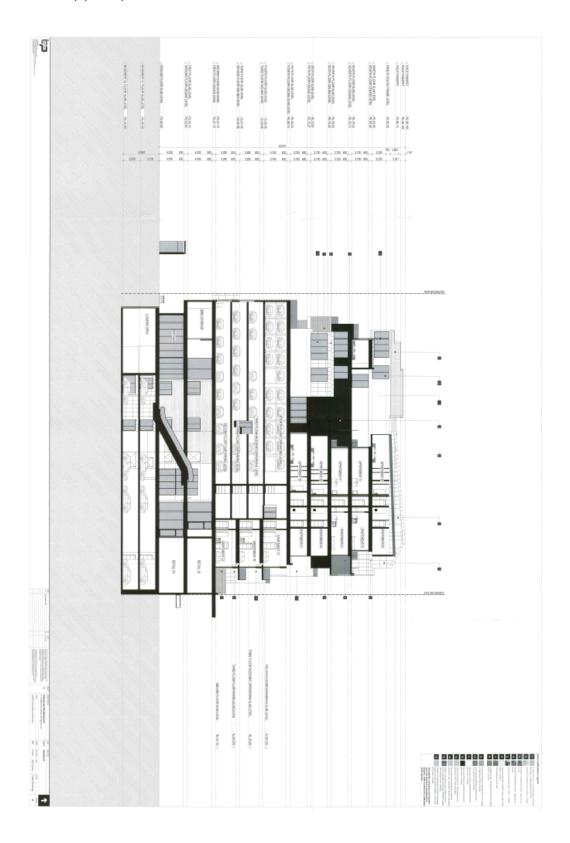
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)

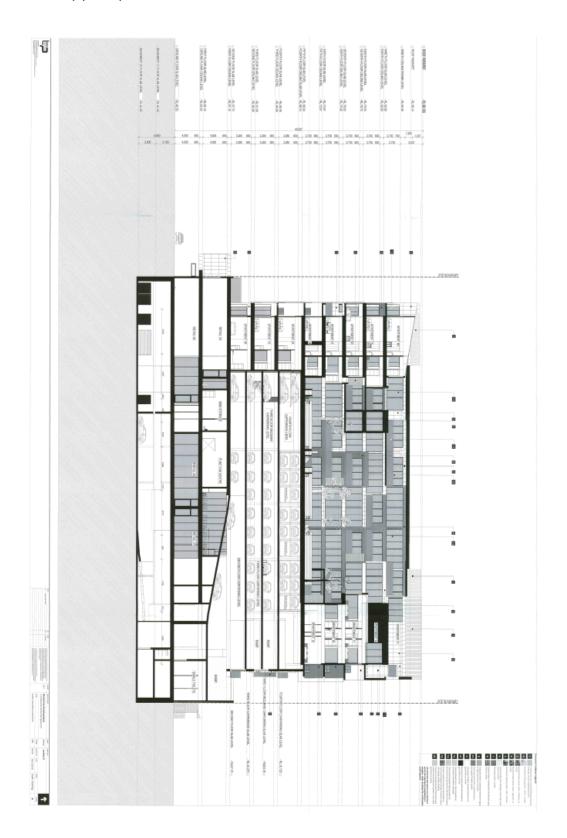




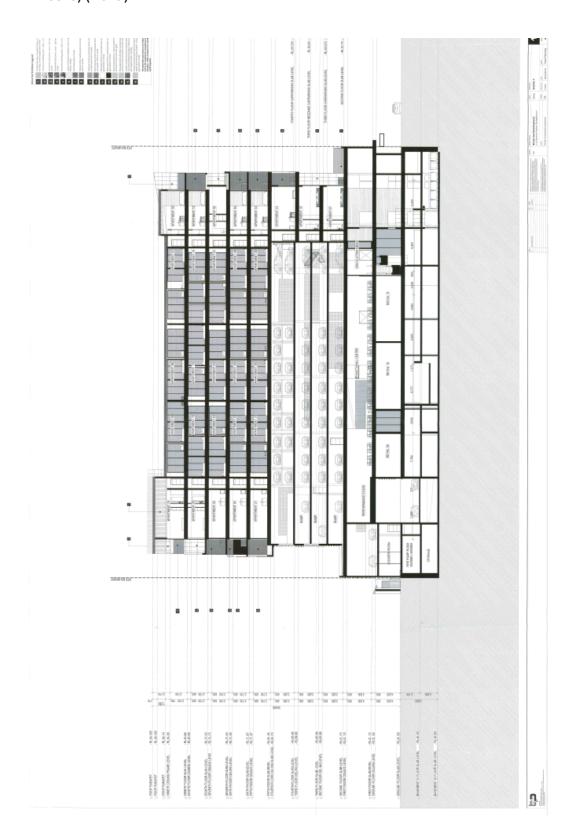


2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)

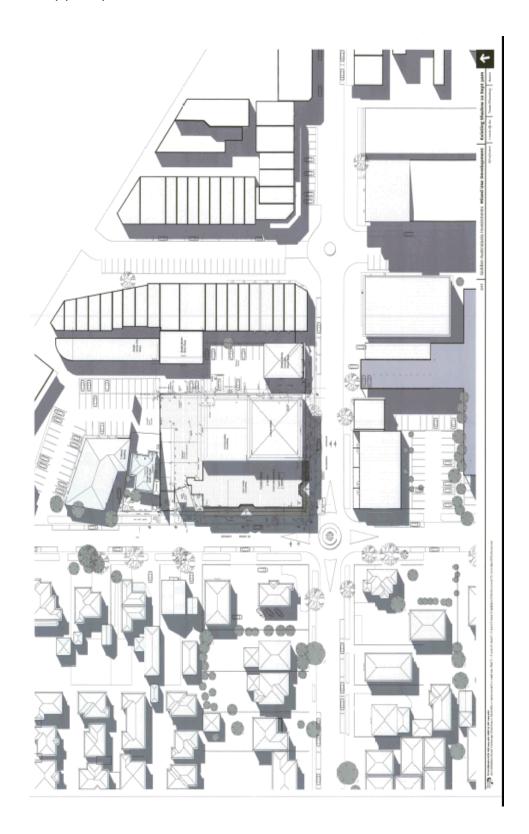




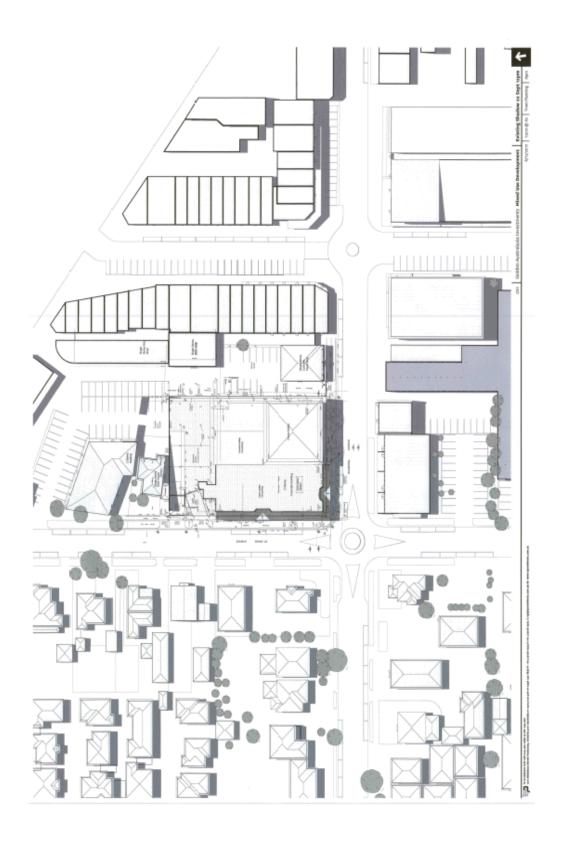
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



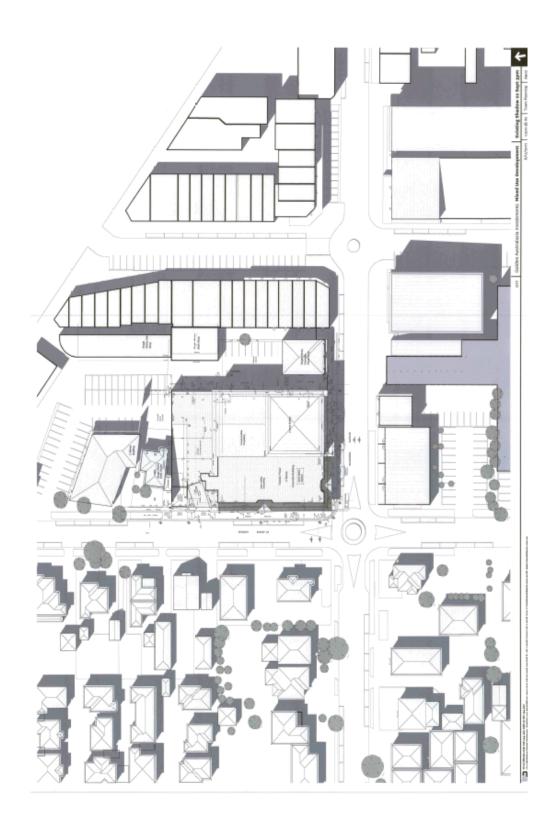
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



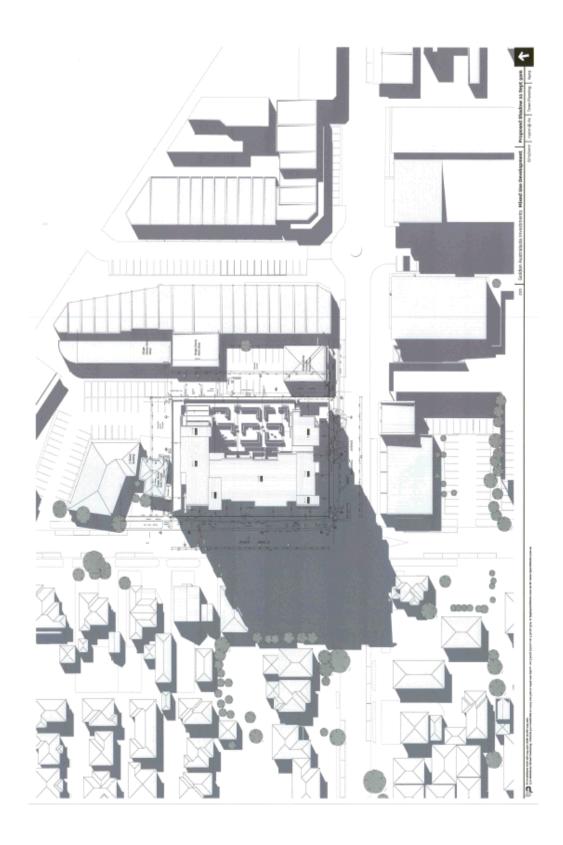
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



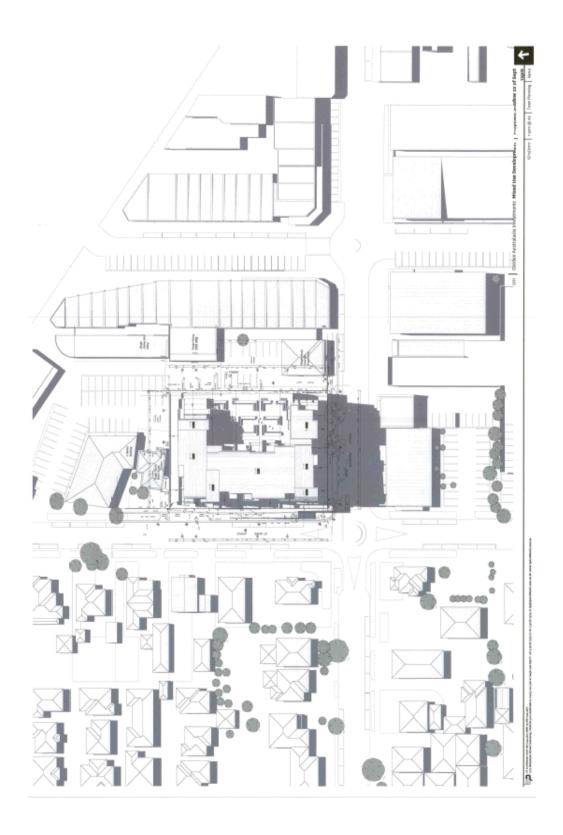
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



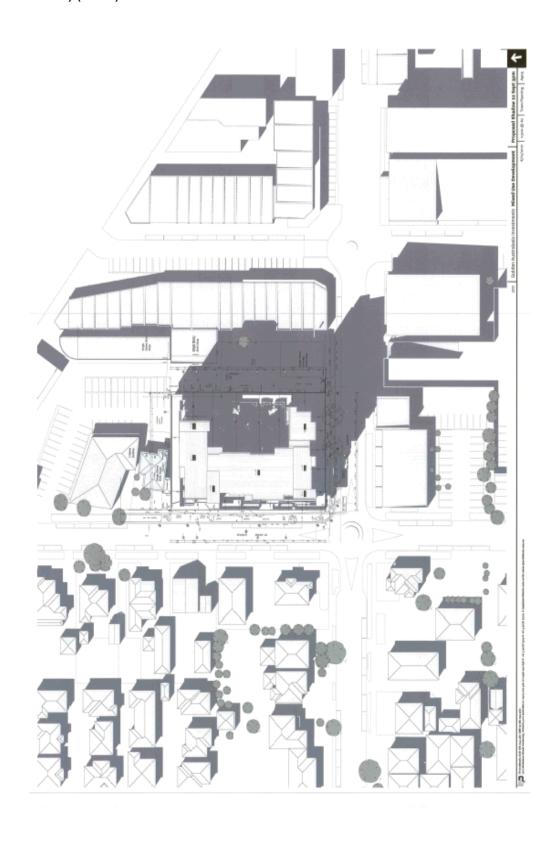
2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



2.4.3 Town Planning Application - Nos. 17-19 Balmoral Avenue, Springvale (Planning Application No. PLN14/0849) (Cont.)



#### STATUTORY PLANNING APPLICATIONS

TOWN PLANNING APPLICATION – NOS. 17-19 BALMORAL AVENUE, SPRINGVALE (PLANNING APPLICATION NO. PLN14/0849)

#### **ATTACHMENT 2**

### **OBJECTOR LOCATIONS**

**PAGES 2 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 5235.



#### STATUTORY PLANNING APPLICATIONS

TOWN PLANNING APPLICATION – NOS. 17-19 BALMORAL AVENUE, SPRINGVALE (PLANNING APPLICATION NO. PLN14/0849)

#### **ATTACHMENT 3**

### **CLAUSE 58 ASSESSMENT**

**PAGES 26 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 5235.

✓ Objectives met ✓ Standard met Standard met To ensure that the design responds to the existing urban context or contributes to the preferred future development of the area. To ensure that development responds to the features of the site and the surrounding area. The design response must be appropriate to the urban context and the site. Any relevant urban design objective, policy or statement set out the scheme. The proposed design response must respect the existing or preferred urban context and respond to the features of the site. The urban context report. The design response. Standard D1 Decision Guidelines Objectives

Clause 58.02-1 Urban context objectives

Clause 58.02	Clause 58.02-2 Residential policy objectives	
Standard D2	An application must be accompanied by a written statement to the satisfaction of the responsible authority that describes how the development is consistent with any relevant policy for housing in the SPPF and the LPPF, including the MSS and local planning policies.	✓ Standard met
Decision Guidelines	The SPPF and the LPPF including the MSS and local planning policies.	
	The design response.	
Objectives	To ensure that residential development is provided in accordance with any policy for housing in the SFFP and the LPPF, including the MSS and local planning policies.	✓ Objectives met
	To support higher density residential development where development can take advantage of pubic and community infrastructure and services.	

If the details of the attachment are unclear please contact Governance on 8571 5235.

The proposal provides a mix of one and two bedroom dwellings Standard met To encourage a range of dwellings sizes and types in developments of ten or more dwellings. Developments of ten or more dwellings should provide a range of dwelling sizes and types, including dwellings with a different number of bedrooms Clause 58.02-3 Dwelling diversity objective Standard D3 Objective

Clause 58.02	Clause 58.02-4 Infrastructure objectives	
Standard D4	Standard D4 Development should be connected to reticulated services, including    Standard met  reticulated sewerage, drainage, electricity and gas, if available.	✓ Standard met
	Development should not unreasonably exceed the capacity of utility services and infrastructure, including reticulated services and roads.	✓ Standard met
	In areas where utility services or infrastructure have little or no spare capacity, developments should provide for the upgrading of or mitigation of the impact on services or infrastructure.	✓ Standard met
Decision	The capacity of the existing infrastructure.	
calidelines	In the absence of reticulated sewerage, the capacity of the development to treat and retain all wastewater in accordance with the SEPP (Waters of Victoria) under the EPA 1970.	
	If the drainage system has little or no spare capacity, the capacity of the development to provide for stormwater drainage mitigation or upgrading of the local drainage system.	
Objectives	To ensure development is provided with appropriate utility services and infrastructure.	✓ Objectives met
	To ensure development does not unreasonably overload the capacity of utility services and infrastructure.	

Clause 58.02-5 Integration with the street objective

Objectives met Standard met ✓ Standard met Standard met ٨ Development next to existing public open space should be laid out to complement the open space. Any relevant urban design objective, policy or statement set out in this scheme. High fencing in front of dwellings should be avoided if practicable. Developments should be oriented to front existing and proposed streets. Developments should provide adequate vehicle and pedestrian links that maintain or enhance local accessibility. To integrate the layout of development with the street. The design response. Standard D5 Decision Guidelines Objective

23 out of 89 apartments (25%) of the proposed apartments face apartments being provided with a western aspect. It is considered that the standard has been met as the orientation of the lot does not practically allow for all apartments to have living areas and POS orientated to the north. NatHERS maximum cooling load 11.9 MJ/m² per annum directly north with the majority of the remainder of the The subject site is orientated north / south Objectives met Standard met ✓ Standard met Standard met Standard met Sited and designed to ensure that the energy efficiency of existing Living areas and private open space should be located on the north side of the development, if practicable. The availability of solar access to north-facing windows on the site. To ensure the orientation and layout of development reduce fossil fuel energy use and make appropriate use of daylight and solar energy. Developments should be designed so that solar access to north-To achieve and protect energy efficient dwellings and buildings. Dwellings should not exceed the following NatHERS maximum cooling load for climate zone 62 Moorabbin: The existing amount of solar access to abutting properties. dwellings on adjoining lots is not unreasonably reduced To ensure dwellings achieve adequate thermal efficiency. Orientated to make appropriate use of solar energy. The size, orientation and layout of the site. The annual cooling load for each dwelling. Clause 58.03-1 Energy efficiency objectives facing windows is optimised. 21 MJ/m<sup>2</sup> per annum. The design response. Buildings should be: Standard D6 Decision Guidelines Objectives

Clause 58.03-2 Communal open space objective

89 dwellings proposed creating a requirement for 222.5 sq. m of communal open space. The proposed development will provide a communal open space area of approximately 650 sq. m. / Objectives met Standard met Standard met Standard met Standard met Standard met Developments with 40 or more dwellings should provide a minimum area of communal open space of 2.5 square metres per dwelling or 250 square metres, which ever is the lesser. Avoid overlooking into habitable rooms and private open space of The useability and amenity of the communal open space based on its size, location, accessibility and reasonable recreation needs of residents. Any relevant urban design objective, policy or statement set out in this scheme. To ensure that communal open space is accessible, practical, attractive, easily maintained and integrated with the layout of the development. Provide passive surveillance opportunities, where appropriate. Be accessible, useable and capable of efficient management. Minimise noise impacts to new and existing dwellings. Provide outlook for as many dwellings as practicable. Be designed to protect any natural features on the site. The availability of and access to public open space. Maximise landscaping opportunities. Communal open space should: The design response. new dwellings. Standard D7 Decision Guidelines Objective

apartment building to the north, west and south due to the orientation of the lot. It is considered that the communal open At least 50% of the communal open space will receive a minimum of 2 hours of sunlight between 9am and 3pm on 21 June. (see shadow plans) space is open to the north east and as such due to practical The proposed communal open space is framed by the requirements is acceptable and the standard is met. Objectives met Standard met Standard met Clause 58.03-3 Solar access to communal outdoor open space objective The useability and amenity of the primary communal outdoor space The communal outdoor space should be located on the north side of a building, if practicable. At least 50 per cent or 125 square metres, whichever is the lesser, areas based on the urban context, the orientation of the building, the layout of dwellings and the sunlight it will receive. of the primary communal outdoor open space should receive a minimum of two hours of sunlight between 9am and 3pm on 21 June. To allow solar access into communal outdoor open space The design response. Standard D8 Decision Guidelines Objective

Clause 58.03-4 Safety objective

The proposed apartments will be accessed via a dedicated residential lobby and lift from Balmoral Avenue. Access to the commercial elements of the proposal will be accessed via a No members of the public will be able to access the residential lifts to the upper floors. An additional access point will be located from St Johns Avenue. separate entrance on Balmoral Avenue. Objectives met Standard met Standard met Standard met Standard met Developments should be designed to provide good lighting, visibility and surveillance of car parks and internal accessways. Entrances to dwellings should not be obscured or isolated from the street and internal accessways. To ensure the layout of development provides for the safety and security of residents and property. Private spaces within developments should be protected from Planting which creates unsafe spaces along streets and inappropriate use as public thoroughfares. accessways should be avoided. The design response. Standard D9 Decision Guidelines Objectives

Clause 58.03-5 Landscaping objectives

Standard met Standard met Standard met The landscape design should specify landscape themes, vegetation (location and species), paving and lighting. Development should provide for the replacement of any significant trees that have been removed in the 12 months prior to the Allow for intended vegetation growth and structural protection of In locations of habitat importance, maintain existing habitat and provide for new habitat for plants and animals. Development should provide for the retention or planting of trees, where these are part of the urban context. Take into account the soil type and drainage patters of the site and integrate planting and water management. Consider landscaping opportunities to reduce heat absorption such as green walls, green roofs and roof top gardens and improve on-site storm water infiltration. Protect any predominant landscape features of the area. Provide a safe, attractive and functional environment for Maximise deep soil areas for planting of canopy trees. Be responsive to the site context. application being made. buildings. Standard D10

	Developments should specified in Table D2:	ould provide the deep a D2:	Developments should provide the deep soil areas and canopies as specified in Table D2:	✓ Standard met
	Table D2 Deep soil ar	Table D2 Deep soil areas and canopy trees		The proposed development provides a communal area of approximately 650 Sq. m. as such the deep soil areas are not
	Site area	Deep soil areas	Minimum tree provision	required.
	750 - 1000	5% of site area	1 small tree (6-8 metres) per 30	However the proposal does provide for canopy tree planting in
	square metres	(minimum dimension of 3 metres)	square metres of deep soil	raised garden bed un oughout the communal area.
	1001 - 1500	7.5% of site area	1 medium tree (8-12 metres) per 50	
	square metres	(minimum dimension of 3 metres)	square metres of deep soil or	
			1 large tree per 90 square metres of deep soil	
	1501 - 2500 square metres	10% of site area	1 large tree (at least 12 metres) per 90 square metres of deep soil	
		(minimum dimension of 6 metres)	or	
			2 medium trees per 90 square metres of deep soil	
	>2500 square metres	15% of site area (minimum dimension of 6	1 large tree (at least 12 metres) per 90 square metres of deep soil	
		(conon	2 medium trees per 90 square metres of deep soil	
	Where an existing canopy tree ow square metres without damage d requirement is 7% of the site area.	py tree over 8 metres can be damage during the construc site area.	Where an existing canopy tree over 8 metres can be retained on a lot greater than 1000 square metres without damage during the construction period, the minimum deep soil requirement is 7% of the site area.	
	If the development cannot protrees specified in Table D2, a achieved by providing either:	t cannot provide the d Fable D2, an equivaler Jing either:	If the development cannot provide the deep soil areas and canopy trees specified in Table D2, an equivalent canopy cover should be achieved by providing either:	✓ Standard met
	<ul> <li>Canopy trees or appropriately for</li> </ul>	Canopy trees or climbers (over a pergola) with planter pits appropriately for the mature tree soil volume requirements.	<ul> <li>Canopy trees or climbers (over a pergola) with planter pits sized appropriately for the mature tree soil volume requirements.</li> </ul>	
	<ul> <li>Vegetated plante</li> </ul>	<ul> <li>Vegetated planters, green roofs or green facades.</li> </ul>	en facades.	
Decision Guidelines	Any relevant plan on SPPF and LPPF, i	or policy for environmincluding the MSS and	Any relevant plan or policy for environmental sustainability in the SPPF and LPPF, including the MSS and local planning policies.	
	The design response	ise.		
	The location and s the area.	ize of gardens and the	The location and size of gardens and the predominant plant types in the area.	
	The health of any t	The health of any trees to be removed.		
	The suitability of the trees.	ne proposed location a	The suitability of the proposed location and soil volume for canopy trees.	

✓ Objectives met

The effect of any significant vegetation on the site and footpath.

To ensure the number and design of vehicle crossovers respects the urban context.

Objective

The reduction of on-street car parking spaces.

The design response.
The impact on the streetscape.

Decision Guidelines

	The ongoing management of landscaping within a development.	
	The soil type and drainage patterns of the site.	
Objectives	To encourage development that respects the landscape character of the area.	✓ Objectives met
	To encourage development that maintains and enhances habitat for plants and animals in locations of habitat importance.	
	To provide appropriate landscaping.	
	To encourage the retention of mature vegetation on the site.	
	To promote climate responsive landscape design and water management in developments to support thermal comfort and reduce the urban heat island effect.	
Clause 58.03	Clause 58.03-6 Access objective	
Standard D11	Standard D11 The width of accessways or car spaces should not exceed:	✓ Standard met
	<ul> <li>33 per cent of the street frontage, or</li> </ul>	The development proposes a 15 metre wide dual crossover
	<ul> <li>If the width of the street frontage is less than 20 metres, 40 per cent of the street frontage.</li> </ul>	from St Johns Avenue (23% of the street frontage (54.92m))
	No more than one single-width crossover should be provided for each dwelling fronting a street	NA
	The location of crossovers should maximise the retention of onstreet car parking spaces.	✓ Standard met
	The number of access points to a road in a Road Zone should be minimised.	NA
	Developments must provide for access for service, emergency and delivery vehicles.	✓ Standard met

Objectives met Standard met **A**N Shared accessways or car parks of other dwellings should be located at least 1.5 metres from the windows of habitable rooms. This setback may be reduced to 1 metre where there is a fence at least 1.5 metres high or where window sills are at least 1.4 metres above the accessway. To provide convenient parking for resident and visitor vehicles. To protect residents from vehicular noise within developments. Be reasonably close and convenient to dwellings. Be well ventilated if enclosed. Car parking facilities should: The design response. Be secure. Standard D12 Decision Guidelines Objectives

Clause 58.03-7 Parking location objectives

jectives	y ✓ Standard met	✓ Standard met	✓ Standard met	ive The application was referred to Councils Assets Department who had no objection to the proposal subject to conditions	p.	y or		
Clause 58.03-8 Integrated water and stormwater management objectives	Buildings should be designed to collect rainwater for non-drinking purposes such as flushing toilets, laundry appliances and garden use.	Buildings should be connected to a non-potable dual pipe reticulated water supply, where available from the water authority.	The stormwater management system should be:	<ul> <li>Designed to meet the current best practice performance objective for stormwater quality as contained in the Urban Stormwater – Best Practice Environmental Guidelines (Victorian Stormwater Committee 1999) as amended.</li> </ul>	Designed to maximise infiltration of stormwater, water and drainage of residual flows into permeable surfaces, tree pits and treatment areas.	Any relevant water and stormwater management objective, policy or statement set out in this scheme.	The design response.	Whether the development has utilised alternative water sources and/or incorporated water sensitive urban design.
Clause 58.03	Standard D13					Decision Guidelines		

	Buildings should be set back from side and rear boundaries, and other buildings within the site to:	<ul> <li>Standard met</li> <li>It is considered that the proposed development will allow for</li> </ul>
	<ul> <li>Ensure adequate daylight into new habitable room windows.</li> </ul>	adequate daylight into new habitable room windows and will
	<ul> <li>Avoid direct views into habitable room windows and private open space of new and existing dwellings. Developments should avoid relying on screening to reduce views.</li> </ul>	avoid direct views into habitable room windows and private open space of new and existing dwellings. The outlook for all dwellings will create a reasonable visual connection to the external environment and the dwellings are designed to
	<ul> <li>Provide an outlook from dwellings that creates a reasonable visual connection to the external environment.</li> </ul>	generally meet the objectives of Clause 58.
	<ul> <li>Ensure the dwellings are designed to meet the objectives of Clause 58.</li> </ul>	
Decision	The purpose of the zone and/or overlay that applies to the land.	
Guidelines	Any relevant urban design objective, policy or statement set out in this scheme.	
	The urban context report.	
	The design response.	
	The relationship between the proposed building setback and the building setbacks of existing adjacent buildings, including the interface with laneways.	
	The extent to which the proposed dwellings are provided with reasonable daylight access through the layout of rooms and the number, size, location and orientation of windows.	
	The impact of overlooking on the amenity of existing and proposed dwellings.	
	The existing extent of overlooking into existing dwellings and private open space.	
•	Whether the development meets the objectives of Clause 58.	
Objectives	To ensure the setback of a building from a boundary appropriately responds to the existing urban context or contributes to the preferred future development of the area.	✓ Objectives met
	To allow adequate daylight into new dwellings.	
	To limit views into habitable room windows and private open space of new and existing dwellings.	
	To provide a reasonable outlook from new dwellings.	

	To ensure the building setbacks provide appropriate internal amenity to meet the needs of residents.	
Clause 58.04-	Clause 58.04-2 Internal views objective	
Standard D15	Windows and balconies should be designed to prevent overlooking of more than 50 per cent of the private open space of a lower-level dwelling directly below and within the same development.	✓ Standard met
Decision Guidelines	The design response.	
Objective	To limit views into the private open space and habitable room windows of dwellings within a development.	✓ Objectives met
Clause 58.04	Clause 58.04-3 Noise impacts objectives	
Standard D16	Noise sources, such as mechanical plants should not be located near bedrooms of immediately adjacent existing dwellings.	✓ Standard met
	The layout of new dwellings and buildings should minimise noise transmission within the site.	✓ Standard met
	Noise sensitive rooms (such as living areas and bedrooms) should be located to avoid noise impacts from mechanical plants, lifts, building services, non-residential uses, car parking, communal areas and other dwellings.	✓ Standard met
	New dwellings should be designed and constructed to include acoustic attenuation measures to reduce noise levels from off-site noise sources.	✓ Standard met

	Buildings within a noise influence area specified in Table D3 should be designed and constructed to achieve the following noise levels:	* Standard not met variation required
	<ul> <li>Not greater than 35dB(A) for bedrooms, assessed as an LAeq,8h from 10pm to 6am.</li> </ul>	
	<ul> <li>Not greater than 40dB(A) for living areas, assessed as an LAeq,16h from 6am to 10pm</li> </ul>	
	Table D3 Noise influence area	
	Noise source Noise influence area	
	Zone interface	
	Industry 300 metres from the Industrial 1, 2 and 3 zone boundary	
	Roads	
	Freeways, tollways and other 300 metres from the nearest trafficable lane roads carrying 40,000 Annual Average Daily Traffic Volume	
	Railways	
	Railway servicing passengers in 80 metres from the centre of the nearest track Victoria	
	Railway servicing freight outside 80 metres from the centre of the nearest track Metropolitan Melbourne	
	Railway servicing freight in 135 metres from the centre of the nearest track Metropolitan Melbourne	
	The noise influence area should be measured from the closest part of the building to the noise source.	
	Buildings, or part of a building screened from a noise source by an existing solid structure, or the natural topography of the land, do not need to meet the specified noise level requirements.	
	Noise levels should be assessed in unfurnished rooms with a finished floor and the windows closed.	
Decision	The design response.	The proposed development is located approximately 110 m from a
	Whether it can be demonstrated that the design treatment incorporated into the development meets the specified noise levels or an acoustic report by a suitably qualified specialist submitted with the application.	minimum 135m).  The applicant has submitted an environmental noise assessment which has assessed the development against noise from the rail
	Whether the impact of potential noise sources within a development have been mitigated through design, location and siting.	to utilisation of acoustic glazing to minimise noise disturbance – conditions will be placed on any permit issued that the proposed
	Whether the layout of rooms within a dwelling mitigates noise transfer within and between dwellings.	development must be constructed to the standards set out within the report.

	Whether an alternative design meets the relevant objectives having regard to the amenity of the dwelling and the site context.	
Objectives	To contain noise sources in developments that may affect existing dwellings.	✓ Objectives met
	To protect residents from external and internal noise sources.	
Clause 58.05	Clause 58.05-1 Accessibility objective	
Standard D17	Standard D17 At least 50 per cent of dwellings should have:	
	<ul> <li>A clear opening width of at least 850mm at the entrance to the dwelling and main bedroom.</li> </ul>	
	<ul> <li>A clear path with a minimum width of 1.2 metres that connects the dwelling entrance to the main bedroom, an adaptable bathroom and the living area.</li> </ul>	
	<ul> <li>A main bedroom with access to an adaptable bathroom.</li> </ul>	

	At least 50 per	At least 50 per cent of dwellings should have:		* Standard not met
	At least one a requirements D4.	<ul> <li>At least one adaptable bathroom that meets all of the requirements of either Design A or Design B specified in Table D4.</li> </ul>	eets all of the yn B specified in Table	
	Table D4 Bathroom design	om design Design option A	Design option B	
	Door opening	A clear 850mm wide door opening.	A clear 820mm wide door opening located opposite the shower.	
	Door design	Either:	Either:	
		<ul> <li>A slide door, or</li> </ul>	<ul> <li>A slide door, or</li> </ul>	
		<ul> <li>A door that opens outwards, or</li> </ul>	<ul> <li>A door that opens outwards, or</li> </ul>	
		A door that opens inwards that is clear of the circulation area and has readily removable hinges.	<ul> <li>A door that opens inwards and has readily removable hinges.</li> </ul>	
	Circulation area	A clear circulation area that is:	A clear circulation area that is:	
		<ul> <li>A minimum area of 1.2 metres by 1.2 metres.</li> </ul>	A minimum width of 1 metre.     The full length of the	
		<ul> <li>Located in front of the shower and the toilet.</li> </ul>	bathroom and a minimum length of 2.7 metres.	
		et, basin and	<ul> <li>Clear of the toilet and basin.</li> </ul>	
		une door swing.  The circulation area for the toilet and shower can overlap.	The circulation area can include a shower area.	
	Path to circulation area	A clear path with a minimum width of 900mm from the door opening to the circulation area.	Not applicable.	
	Shower	A hobless (step-free) shower.	A hobless (step-free) shower that has a removable shower screen and is located on the furthest wall from the door opening.	
	Toilet	A toilet located in the comer of the room.	A toilet located closest to the door opening and clear of the circulation area.	
Objective	To ensure the c limited mobility.	To ensure the design of dwellings meets the needs of people with imited mobility.	he needs of people with	

Clause 58.05-2 Building entry and circulation objectives

Objectives met Standard met Standard met To provide each dwelling and building with its own sense of identity. • Provide visible, safe and attractive stairs from the entry level to The useability and amenity of internal communal areas based on Provide shelter, a sense of personal address and a transitional To ensure internal communal areas provide adequate access to daylight and natural ventilation. Clearly distinguish entrances to residential and non-residential areas. To ensure the internal layout of buildings provide for the safe, functional and efficient movement of residents. - Include at least one source of natural light and natural daylight access and the natural ventilation it will receive. Provide windows to building entrances and lift areas. Provide common areas and corridors that: Avoid obstruction from building services. The layout and design of buildings should: Be visible and easily identifiable. encourage use by residents. - Maintain clear sight lines. space around the entry The design response. ventilation. Standard D18 Decision Guidelines Objectives

Clause 58.05-3 Private open space objective

Objectives met / Standard met Standard met metres at natural ground floor level and convenient access from a The useability and functionality of the private open space, including A balcony with an area and dimensions specified in Table D5 and A roof-top area of 10 square metres with a minimum dimension of An area of 15 square metres, with a minimum dimension of 3 metres at a podium or other similar base and convenient access from a living room, or The amenity of the private open space based on the orientation of the lot, the wind conditions and the sunlight it will receive. The availability of and access to public or communal open space. • An area of 25 square metres, with a minimum dimension of 3 If a cooling or heating unit is located on a balcony, the balcony should provide an additional area of 1.5 square metres. To provide adequate private open space for the reasonable recreation and service needs of residents. Standard D19 | A dwelling should have private open space consisting of: 1.8 metres 2.4 metres 2 metres 2 metres and convenient access from a living room. convenient access from a living room, or 12 square metres 8 square metres 8 square metres its size and accessibility Studio or 1 bedroom dwelling 3 or more bedroom dwelling The design response. Table D5 Balcony size 2 bedroom dwelling Decision Guidelines Objective

Clause 58.05-4 Storage objective

Each dwelling will be provided with an additional storage area within the car parking area in the form of a storage cage providing an additional area of storage of a minimum of 6 cubic metres. Each 1 bedroom dwelling provided with a minimum internal Each 2 bedroom dwelling provided with a minimum internal storage area of 9 cubic metres. storage area of 6 cubic metres. Objectives met ✓ Standard met Standard met The total minimum storage space (including kitchen, bathroom and bedroom storage) should meet the requirements specified in Table Each dwelling should have convenient access to useable and secure storage space. The useability, functionality and location of storage facilities provided for the dwelling. 12 cubic metres 6 cubic metres 5 cubic metres 9 cubic metres To provide adequate storage facilities for each dwelling. 10 cubic metres 14 cubic metres 18 cubic metres 8 cubic metres Total minin volume The design response. more bedroom 1 bedroom dwelling 2 bedroom dwelling Table D6 Storage 3 or dwelling Studio Standard D20 Decision Guidelines Objective

Clause 58.06-	Clause 58.06-1 Common property objectives	
Standard D21	Standard D21 Developments should clearly delineate public, communal and private areas.	✓ Standard met
	Common property, where provided, should be functional and capable of efficient management.	✓ Standard met
Objectives	To ensure that communal open space, car parking, access areas and site facilities are practical, attractive and easily maintained.	✓ Objectives met
	To avoid future management difficulties in areas of common ownership.	

✓ Objectives met ✓ Standard met Standard met Standard met Mailboxes should be provided and located for convenient access as required by Australia Post. To ensure that site services can be installed and easily maintained. To ensure that site facilities are accessible, adequate and attractive. The design and layout of dwellings should provide sufficient space (including easements where required) and facilities for services to be installed and maintained efficiently and economically. Mailboxes and other site facilities should be adequate in size, durable, waterproof and blend in with the development. The design response. Standard D22 Objectives Guidelines Decision

Clause 58.06-2 Site services objectives

Clause 58.06	Clause 58.06-3 Waste and recycling objectives	
Standard D23	Standard D23 Developments should include dedicated areas for:	✓ Standard met
	<ul> <li>Waste and recycling enclosures which are:</li> </ul>	Applicant has submitted a waste management plan outlining
	- Adequate in size, durable, waterproof and blend in with the development.	the steps that will be taken to comply with the Standard.
	- Adequately ventilated.	
	<ul> <li>Located and designed for convenient access by residents and made easily accessible to people with limited mobility.</li> </ul>	
	<ul> <li>Adequate facilities for bin washing. These areas should be adequately ventilated.</li> </ul>	
	<ul> <li>Collection, separation and storage of waste and recyclables, including where appropriate opportunities for on-site management of food waste through composting or other waste recovery as appropriate.</li> </ul>	
	<ul> <li>Collection, storage and reuse of garden waste, including opportunities for on-site treatment, where appropriate, or off-site removal for reprocessing.</li> </ul>	
	<ul> <li>Adequate circulation to allow waste and recycling collection vehicles to enter and leave the site without reversing.</li> </ul>	
	<ul> <li>Adequate internal storage space within each dwelling to enable the separation of waste, recyclables and food waste where appropriate.</li> </ul>	

	Waste and recycling management facilities should be designed and managed in accordance with a Waste Management Plan approved	ment facilities shoul a Waste Managem	ld be designed and ent Plan approved	✓ Standard met
	by the responsible authority and:	ınd:	:	waste management Plan submitted, referred and approved by Councils Waste Department Subject to conditions.
	<ul> <li>Be designed to meet the best practice waste and recycling management guidelines for residential development adopted by Sustainability Victoria.</li> </ul>	est practice waste al residential develop	nd recycling ment adopted by	
	<ul> <li>Protect public health and amenity of residents and adjoining premises from the impacts of odour, noise and hazards associated with waste collection vehicle movements.</li> </ul>	menity of residents of odour, noise and ction vehicle mover	and adjoining hazards nents.	
Decision	The design response.			
cuidellnes	Any relevant waste and recycling objective, policy or statement set out in this scheme.	iling objective, polic	y or statement set	
Objectives	To ensure dwellings are designed to encourage waste recycling.	gned to encourage	waste recycling.	✓ Objectives met
	To ensure that waste and recycling facilities are accessible, adequate and attractive.	ycling facilities are a	accessible,	
	To ensure that waste and recycling facilities are designed and managed to minimise impacts on residential amenity, health and the public realm.	ycling facilities are os on residential ame	designed and enity, health and	
Clause 58.07	Clause 58.07-1 Functional layout objective	ective		
Standard D24	Bedrooms should:			✓ Standard met
	<ul> <li>Meet the minimum internal room dimensions specified in Table D7.</li> </ul>	room dimensions sp	oecified in Table	
	<ul> <li>Provide an area in addition to the minimum internal room dimensions to accommodate a wardrobe.</li> </ul>	to the minimum inte te a wardrobe.	ernal room	
	Table D7 Bedroom dimensions			
	Bedroom type	Minimum width	Minimum depth	
	Main bedroom	3 metres	5.4 metres	
	All other bedrooms	3 metres	3 metres	
	Living areas (excluding dining and kitchen areas) should meet the minimum internal room dimensions specified in Table D8.	g and kitchen areas) sions specified in T	should meet the able D8.	✓ Standard met
	Table D8 Living area dimensions			
	Dwelling type	Minimum width	Minimum area	
	Studio and 1 bedroom dwelling	3.3 metres	10 sqm	
	2 or more bedroom dwelling	3.6 metres	12 sqm	

Decision	The design response.	
Guidelines	The useability, functionality and amenity of habitable rooms.	
Objective	To ensure dwellings provide functional areas that meet the needs of residents.	✓ Objectives met
Clause 58.07·	Clause 58.07-2 Room depth objective	
Standard D25	Single aspect habitable rooms should not exceed a room depth of 2.5 times the ceiling height.	✓ Standard met
	The depth of a single aspect, open plan, habitable room may be increased to 9 metres if all the following requirements are met:	✓ Standard met
	<ul> <li>The room combines the living area, dining area and kitchen.</li> </ul>	
	<ul> <li>The kitchen is located furthest from the window.</li> </ul>	
	<ul> <li>The ceiling height is at least 2.7 metres measured from finished floor level to finished ceiling level. This excludes where services are provided above the kitchen.</li> </ul>	
	The room depth should be measured from the external surface of the habitable room window to the rear wall of the room.	✓ Standard met
Decision	The design response.	
Guidelines	The extent to which the habitable room is provided with reasonable daylight access through the number, size, location, and orientation of windows.	
	The useability, functionality and amenity of the dwelling based on layout, siting, size and orientation of habitable rooms.	
	Any overhang above habitable room windows that limits daylight access.	
Objective	To allow adequate daylight into single aspect habitable rooms.	✓ Objectives met

Clause 58.07-3 Windows objective

Objectives met Standard met Standard met The extent to which the habitable room is provided with reasonable daylight access through the number, size, location and orientation A window may provide daylight to a bedroom from a smaller secondary area within the bedroom where the window is clear to the sky. Habitable rooms should have a window in an external wall of the building. The useability and amenity of the dwelling based on the layout, size, siting, size and orientation of habitable rooms. • A maximum depth of 1.5 times the width, measured from the external surface of the window. To allow adequate daylight into new habitable room windows. A minimum width of 1.2 metres. The secondary area should be: The design response. of windows. Standard D26 Decision Guidelines Objective

Clause 58.07	Clause 58.07-4 Natural ventilation objectives	
Standard D27	Standard D27 The design and layout of dwellings should maximise openable windows, doors or other ventilation devices in external walls of the building, where appropriate.	✓ Standard met
	At least 40 per cent of dwellings should provide effective cross ventilation that has:	<ul> <li>Standard met</li> <li>39 of the 89 apartments (44%) have effective cross ventilation</li> </ul>
	<ul> <li>A maximum breeze path through the dwelling of 18 metres.</li> </ul>	
	<ul> <li>A minimum breeze path through the dwelling of 5 metres.</li> </ul>	
	<ul> <li>Ventilation openings with approximately the same area.</li> </ul>	
	The breeze path is measured between the ventilation openings on different orientations of the dwelling.	
Decision	The design response.	
calidelines	The size, orientation, slope and wind exposure of the site.	

	The extent to which the orientation of the building and the layout of dwellings maximises opportunities for cross ventilation.	
	Whether an alternative design meets the relevant objectives having regard to the amenity of the dwelling and the site context.	
Objectives	Objectives To encourage natural ventilation of dwellings.	✓ Objectives met
	To allow occupants to effectively manage natural ventilation of dwellings.	

#### STATUTORY PLANNING APPLICATIONS

TOWN PLANNING APPLICATION – NOS. 17-19 BALMORAL AVENUE, SPRINGVALE (PLANNING APPLICATION NO. PLN14/0849)

#### **ATTACHMENT 4**

### **CLAUSE 52.06 ASSESSMENT**

**PAGES 4 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 5235.

### Car Parking Assessment Table for Clause 52.06

Title & Objective	Standard	Complies / Does Not Comply / Variation Required / N/A
Parking Provision To ensure that car and bicycle parking for residents and visitors is appropriate to the needs of residents.	Car parking rates should be provided as follows:  Dwelling  1 space for each one or two bedroom dwelling, plus  1 space for visitors to every 5 dwellings/apartments.  Shop  4 to each 100 sq m of leasable floor area.  Place of assembly  0.3 to each patron permitted.	✓ Complies
Design Standard 1 Accessways The provision of car parking should meet the design requirements of this Clause.	Accessways should: Be at least 3 metres wide. Have an internal radius of at least 4 metres at changes of direction or intersection or be at least 4.2 metres wide. Allow vehicles parked in the last space of a dead-end accessway in public car parks to exit in a forward direction with one manoeuvre. Provide at least 2.1 metres headroom beneath overhead obstructions, calculated for a vehicle with a wheel base of 2.8 metres.	✓ Complies
	If the accessway serves four or more car spaces or connects to a road in a Road Zone, the accessway must be designed so that cars can exit the site in a forward direction.  If an accessway to four or more car parking spaces is from land in a Road Zone, the access to the car spaces must be at least 6 metres from the road carriageway.  Provide a passing area at the entrance at	✓ Complies  ✓ Complies
	least 5 metres wide and 7 metres long if the accessway serves ten or more car parking spaces and is either more than 50 metres long or connects to a road in a Road Zone.	• Compiles
	Have a corner splay or area at least 50 per cent clear of visual obstructions extending at least 2 metres along the frontage road from the edge of an exit lane and 2.5 metres along the exit lane from the frontage, to provide a clear view of pedestrians on the footpath of the frontage road. The area clear of visual obstructions may include an adjacent entry or exit lane where more than one lane is provided.	✓ Complies

Title & Objective	Standard	Complies / Does Not Comply / Variation Required / N/A
Design Standard 2 Car parking spaces Car parking spaces and accessways should have minimum dimensions.	Minimum car park and accessway dimensions:  • Parallel – 2.3m x 6.7m with a accessway width of 3.6m  • 45 degrees – 2.6m x 4.9m with a accessway width of 3.5m	✓ Complies
	60 degrees – 2.6m x 4.9m with a accessway width of 4.9m     90 degrees – 2.6m x 4.9m with a accessway width of 6.4m (refer to the table in 55.06 for more details)	
	A building may project into the space if it is at least 2.1 metres above the space.	✓ Complies
	Car spaces in garages, carports or otherwise constrained by walls should:  • Single garage 3.5m x 6m  • Double garage 5.5m x 6	✓ Complies
Design Standard 3 Gradients	Accessway grades should not be steeper than 1:10 (10 per cent) within 5 metres of the	✓ Complies
Accessways to ensure safety for pedestrians and vehicles.	frontage to ensure safety for pedestrians and vehicles.	
	Ramps (except within 5 metres of the frontage) should have the maximum grades of:  • 20 metres or less 1:5 (20%)	
Design Standard 4	Longer than 20 metres 1:6 (16.7%)  Mechanical parking may be used to meet the	✓ Complies
Mechanical parking	car parking requirement provided:  • At least 25 per cent of the mechanical car parking spaces can accommodate a vehicle clearance height of at least 1.8 metres.	
	Car parking spaces that require the operation of the system are not allocated to visitorsunless used in a valet parking situation. The design and operation is to the satisfaction of the responsible authority.	

Title & Objective	Standard	Complies / Does Not Comply / Variation Required / N/A
Design Standard 5 Urban Design	Ground level car parking, garage doors and accessways should not visually dominate public space.	✓ Complies
	Car parking within buildings (including visible portions of partly submerged basements) should be screened or obscured where possible, including through the use of occupied tenancies, landscaping, architectural treatments and artworks.	✓ Complies
Design Standard 6 Safety	Car parking should be well lit and clearly signed.	✓ Complies -
	The design of car parks should maximise natural surveillance and pedestrian visibility from adjacent buildings.	✓ Complies
Design Standard 7 Landscaping	The layout of car parking areas should provide for water sensitive urban design treatment and landscaping.	- N/A
	Landscaping and trees should be planted to provide shade and shelter, soften the appearance of ground level car parking and aid in the clear identification of pedestrian paths.	- N/A
	Ground level car parking spaces should include trees planted with flush grilles. Spacing of trees should be determined having regard to the expected size of the selected species at maturity.	- N/A

#### 2.5 POLICY AND STRATEGY

#### 2.5.1 Council Performance Report Q4/End of Year 2017-18

File Id:

Responsible Officer: Director Corporate Services

Attachments: Council Performance Report EOFY 2017-18

#### **Report Summary**

This report details a summary of Council's progress for the period 1 July 2017 to 30 June 2018 against performance targets outlined in the Council Plan 2017-21.

#### **Recommendation Summary**

This report recommends that Council adopts the achievements against the Council Plan Indicators for the year ending 30 June 2018.

## **Background**

Council adopted the new Council Plan 2017-21 on Monday 26 June 2017.

The Council Plan 2017-21 outlines the vision and objectives of the current Council over the four years of its term in office. This document guides service delivery, innovation and good governance, and provides the foundation for the corporate planning framework for all business activities. The Council Plan also guides the budget, service delivery priorities and the continuous improvement of our services.

The Council Plan 2017-21 and Annual Budget 2017-18 are made available to residents through the Customer Service Centres, libraries and on Council's website <a href="https://www.greaterdandenong.com">www.greaterdandenong.com</a>

Progress against performance targets for the period 1 July 2017 to 30 June 2018 is outlined in the Quarterly Performance Report which details the achievements for the Council Plan Indicators from the Council Plan 2017-21.

## Attachment 1: The Quarterly Performance Report for the period 1 July 2017 to 30 June 2018

Performance highlights against the Council Plan strategic objectives include:

## A vibrant, connected and safe community

- There has been a 7 per cent increase in the number of people participating in library programs bringing the total to 35,036.
- The Tatterson Park facility was completed in December 2017 and the new synthetic pitch completed in 2018.
- Council approved 264 grants as part of the Community Funding Program with a total of \$1,955,416.86.
- 180 Council volunteers attended the end of year Volunteer Appreciation function on Tuesday 5
  December.
- Approximately 700 people attended the White Ribbon Day Walk Against Family Violence in November 2017.
- Family Services engaged a total of 180 families and 486 children, providing a total of 9,418 hours of support.
- The revised Alcohol Management Plan was adopted on 9 April 2018.

## A creative city that respects and embraces diversity

The Disability Action Plan 2017-23 was launched in late 2017.

- Attendance at Drum Theatre events and meetings increased by 7.75 per cent on the previous financial year.
- The Greater Dandenong People Seeking Asylum and Refugees Plan 2018-21 was endorsed by Council on 9 April 2018.
- The Short Cuts Film Festival was a sell-out in 2018.
- Two Heritage Hill arts open days were delivered.
- The Annual Children's Forum was held on 23 August 2017.

## A healthy, liveable and sustainable city

- World Wetlands Day was hosted on 10 February 2018 at Tirhatuan Park.
- 1,321 vehicles attended Two Pop-Up Recycle Events and over 127 tons of waste was collected.
- The Annual Sustainability Festival and Awards were delivered for the fifth consecutive year.
- A successful non-chemical trial of weed control was completed.
- 2,491 street and park trees were planted along with 26,772 indigenous seedlings.

### A city planned for the future

- The major stormwater renewal projects program was completed.
- A new Sustainable Buildings Policy was adopted at the beginning of the financial year.
- A review of the Open Space Strategy has commenced.
- Draft park master plans for Warner, Frederick, Wachter, Burden and Parkfield Reserves have been prepared.
- The revised Springvale Activity Centre Structure Plan was finalised and adopted by Council.

## A diverse and growing economy

- The Revitalising Central Dandenong Developer and Tenant Prospectus was completed.
- Eight workshops were delivered as part of the food manufacturers collaborative network.
- 13 small business workshops were conducted in partnership with Kingston City Council.

- 80 network activities were delivered including events, workshops and network group sessions.
- 12 cultural and food tours were conducted across Dandenong and Springvale.

## An open and effective Council

- Council again received very positive results overall in the Community Satisfaction Survey for 2018. Community Consultation and Advocacy both scored well against the metropolitan and state averages.
- Two community forums, requested by Councillors, were conducted.
- Council's social media channels grew by 13.6 per cent.

## **Proposal**

This report proposes that Council adopts the report of achievements against performance targets outlined in the Council Plan 2017-21 for the period 1 July 2017 to 30 June 2018.

## Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

## Community Plan 'Imagine 2030'

## People

- Pride Best place best people
- Cultural Diversity Model multicultural community
- Outdoor Activity and Sports Recreation for everyone
- Lifecycle and Social Support The generations supported

## <u>Place</u>

- Sense of Place One city many neighbourhoods
- Safety in Streets and Places Feeling and being safe
- Appearance of Places Places and buildings

Travel and Transport – Easy to get around

## Opportunity

- Education, Learning and Information Knowledge
- Jobs and Business Opportunities Prosperous and affordable
- Tourism and visitors Diverse and interesting experiences
- Leadership by the Council The leading Council

## Council Plan 2017-21

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

## **People**

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity

### Place

- A healthy, liveable and sustainable city
- A city planned for the future

## **Opportunity**

- A diverse and growing economy
- An open and effective Council

## **Related Council Policies**

This report is in accordance with Council's policy of providing regular information and feedback to Council.

## Victorian Charter of Human Rights and Responsibilities

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

## **Financial Implications**

There are no financial implications associated with this report.

## Consultation

The Chief Executive Officer, Directors and all business unit managers were consulted in the preparation of this report.

## Conclusion

Greater Dandenong City Council provides a performance report against organisational objectives on a quarterly basis. The reporting procedures and systems in place provide Councillors and the community with the opportunity to monitor progress against Council Plan indicators. This ensures that all resources are managed effectively and accountably.

## Recommendation

That Council adopts the progress report against performance targets outlined in the Council Plan 2017-21 for the period 1 July 2017 to 30 June 2018.

## **MINUTE 766**

Moved by: Cr Matthew Kirwan Seconded by: Cr Roz Blades AM

That Council adopts the progress report against performance targets outlined in the Council Plan 2017-21 for the period 1 July 2017 to 30 June 2018.

**CARRIED** 

## **POLICY AND STRATEGY**

**COUNCIL PERFORMANCE REPORT Q4/END OF YEAR 2017-18** 

## **ATTACHMENT 1**

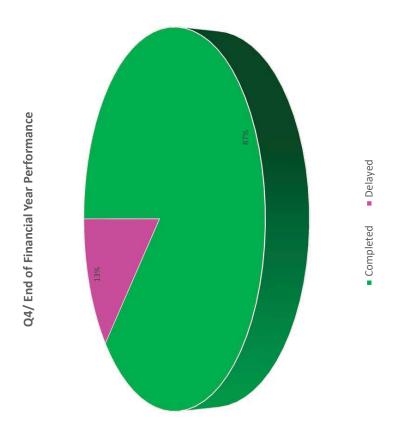
## COUNCIL PLAN Q4/END OF FINANCIAL YEAR 2017-18 PERFORMANCE REPORT

PAGES 52 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.



# Council Plan 24/ End of Financial Year 2017-18 Performance Report



## Strategic Objective 1: A vibrant, connected and safe community

	Status	MC JE	. IS en it.
	2017-18 End of Year Summary	The Mayoral Youth Employment Taskforce concluded in October 2017, with an action plan launched in November 2017, key initiatives are now being implemented and will continue to be delivered in 2018-19. Youth and Family Services have established representation at the Regional Employment Taskforce, as well as supporting other ongoing advocacy to improve youth employment through participation in key working groups.	The project has gained momentum, working on multiple projects and strategies to diversify our approach and prototype a range of activities. Council is working with a number of companies across various sectors that are offering opportunities for jobseekers. There are currently 160 registered jobseekers, with 21% in employment. In our current CEAV cohort of 44, only six have been assessed as 'job ready', indicating the depth and complexity of challenges that disadvantaged jobseekers face and jobseeker engagement remains a challenge. New strategies and initiatives are continuing to be developed through the Taskforce.
articipation	Action	Develop actions for the Mayoral Youth Employment Taskforce to advocate for improved local levels of youth employment and engagement	Manage the state-funded Community Revitalising (Postcode) Project to increase employment opportunities for the long-term unemployed and disadvantaged members of the community
A city with high community participation	Priority	Advocate for increased employment opportunities, particularly for vulnerable community groups	

Priority	Action	2017-18 End of Year Summary	Status
Deliver a welcoming library service and increase engagement opportunities to enhance learning, reading and literacy at	Develop specific programs to increase library engagement by older residents and those new to the community	There has been a 7% increase in participation in library programs delivered, with 35,036 total program participants in the last year.	
all life stages		Some of the activities for 2017-18 included:	
		<ul> <li>Enliven's Project Leadership Group for Strengthening Seniors Inclusion and Participation in Local Communities project (SSIP).</li> </ul>	
		<ul> <li>A partnership with the Dandenong Neighbourhood House to run 'Robotics for Seniors' sessions at Dandenong Library. A total of 28 people attended.</li> </ul>	
		<ul> <li>Understanding your Pension and Learn Smartphones and Facebook sessions were delivered targeted at seniors. A total of 80 people attended.</li> </ul>	
		A partnership with Consumer Affairs Victoria to run a Scam Savvy program. A total of 15 people attended.	
		<ul> <li>67 Coffee Club sessions with 435 attendances over the year.</li> </ul>	
		<ul> <li>The Social Knitwork group met 55 times over the year with 695 attendees.</li> </ul>	
		<ul> <li>The new Library Strategy was launched in May, highlighting key directions around community engagement.</li> </ul>	

Priority	Action	2017-18 End of Year Summary	Status
Increase community participation in physical activity through our leisure, recreation and sports services	Review of the Sports Facilities Plan in order to increase participation opportunities for CALD, allabilities, female and junior residents	The Sports Facilities Plan has been reviewed and presented to Council for consideration. The final report is to be presented to Council for endorsement in July 2018.	
	Undertake a Sport Participation Survey to determine priorities for the new Recreation Strategy	Council were successful with their grant submission to complete a Sport Participation Survey as part of the upcoming development of a new Sport and Recreation Strategy. As part of the grant requirements, the project cannot commence until the 2018-19 financial year. This will be updated in the 2018-19 Annual Plan.	
Provide quality and affordable community facilities to enable effective programs and activities for all	Complete and open the new Tatterson Park facility	The pavilion was completed in December 2017 and the synthetic pitch in June 2018. The official opening was conducted on 23 June 2018.	
	Continue work on the Springvale Community Precinct project	A contract with Ireland Brown has been executed and work has commenced on site.	
	Undertake a feasibility study of Dandenong Oasis	Following extensive community consultation Council is considering future aquatics provisions at the municipal level.	
Support agencies, schools, neighbourhood houses and community groups to work collaboratively to build resilience and social connectedness	Continue to participate in the local Greater Dandenong Community Hubs in Schools Strategic Group	Quarterly attendance at meetings by CGD representatives has been achieved. The Dandenong Hub sites had the Department of Social Services (DSS) funding extended until 31 December 2019.	
	Continue to participate in the state and federally represented school based community hubs Strategic Advisory Group	Council Staff achieved the target of four meetings for the Community Hubs State Advisory Group. CGD sites received additional funding until 31 December 2019 from the Department of Social Services (DSS). The new hubs sites are being rolled out across Australia.	

Priority	Action	2017-18 End of Year Summary	Status
	Implement the Community Funding Program including Community Support Grants, Sondrorshive Community Bernare Grants and	* 114 Community Response Grants were approved, total funding = \$90,362.50.	
	Sportsol sings, confinantly response crans and Community Partnerships funding	* 116 Community Support Grants were approved (over two rounds) total funding = \$440,771.36	
		* 9 Sponsorships were approved (over two rounds) total funding = \$150,500	
		* 19 Community Partnership Grants were approved, total funding = $\$1,110,307$	
		* 5 Community Partnership Grants (Supplementary) were approved, total funding = \$118,476	
		* 1 Asylum Seeker Employment Grant of \$45,000 was provided by Council.	
		Council approved 264 grants for the financial year, total funding = $$1,955,416.86$	
	Participate in local and regional projects that seek to improve social cohesion and positive youth engagement of young people at risk	During 2017-18 Council staff have participated in a range of regional strategic initiatives to work with key stakeholders in improving positive youth engagement for young people at risk, including through employment, reducing school absenteeism and crime prevention projects. The Greater Dandenong Youth Network has met bi-monthly and focused on a variety of issues impacting positive youth engagement including youth justice, mental health and employment. Rey initiatives addressing social cohesion have included delivery of three Creating Change programs and the Creators 4 Change project in partnership with Deakin University.	

Priority	Action	2017-18 End of Year Summary	Status
Support and promote volunteering through the Council volunteer program, Greater Dandenong Volunteer Resource Service and community groups	Host the end of year Volunteer Appreciation event	The end of year Volunteer Appreciation function for Council volunteers was held on Tuesday 5 December 2017 at Springvale Town Hall with 180 in attendance.	
	Promote volunteering and celebrate Council's Volunteers through a recognition event held during National Volunteer Week	Approximately 85 volunteers attended a certificate presentation and afternoon tea with the Mayor on 22 May 2018.	
		Two Council volunteers were nominated to attend the Greater Dandenong Volunteer Resource Service National Volunteer recognition breakfast.	
		The City magazine feature story for May 2018 promoted volunteering and provided Council contact details for the community to access.	
	Review the Greater Dandenong Volunteer Resource Centre	The Greater Dandenong Volunteer Resource Service (GDVRS) provided quarterly reporting throughout 2017-18. The contract for the GDVRS has been extended for a further 12 months to June 2019. A review will be scheduled prior to the end of the current contract period. Funding beyond this date is expected to be considered under the Community Partnerships Funding Program, currently being reviewed.	

A safe community

The Springvale Boulevard Stage 1 tender package is 95% complete pending final resolution of drainage and VicRoads matters. will commence in 2018-19. The construction of the Council continues to advocate and collaborate with public amenities block has commenced within the northern precinct. The need for additional resources has been raised Council has and will continue to advocate to the State Government for increased police resources. stage 1 works with the new shared path network and lighting has been completed. Pending Master Plan to provide significant improvements to one of the city's premier parks continues. The completion of the tender and assessment phase, with local Victoria Police command through the significantly enhance the opportunities for the community to recreate and socialise in the park the major stage 2 construction works that will requirements for the Noble Park Community Space. The implementation of the Dandenong Park the LCRA on the design and infrastructure Community Safety Advisory Committee. Implement master plan for Noble Park Community Implement master plan for Springvale Boulevard Continue to advocate to State Government for Implement master plan for Dandenong Park additional police resources for our city to assist with reducing crime Advocate for increased police resources Develop safe and well-designed public spaces which encourage public access

:			
Priority	Action	2017-18 End of Year Summary	Status
Increase cyber safety awareness in the community	Maintain eSmart Libraries accreditation to equip libraries and connect communities with the skills needed for smart, safe and responsible use of technology	Library Services has maintained eSmart accreditation through information provision to the community, incorporation of cyber safety into Library digital literacy programs, and through providing cyber safety updates and tips to Library staff.	
	Undertake consultation with the Community Safety Advisory Committee to identify and develop a plan in response to emerging online safety issues	The Community Safety Advisory Committee continues to encourage a safer online environment through education within schools and local community groups. The successful implementation of ongoing online safety education and activities is conducted by Council's Libraries, Youth and Family Services and Victoria Police.	
Promote gender equity, and support the right of women to engage and participate equally in all aspects of community life	Develop a Sport and Recreation Women's Action Plan and guide for sporting clubs to increase female participation	Due to the recruitment of new staff in this area this action will now be completed in 2018-19.	
Provide information on road laws and ensure road safety messages are culturally sensitive and available in languages other than English	In association with RoadSafe South East, continue to advocate for and promote the implementation of programs that address road laws and highlight the impact that alcohol and drugs (legal and illegal), fatigue, speed, hoon behavior and distractions have on driving abilities	<ul> <li>The Speed Alert Mobile (SAM) trailer was active throughout year.</li> <li>Education sessions were reduced this year due to VicRoads placing some programs on hold.</li> </ul>	
	In association with RoadSafe South East, continue to advocate for and promote the implementation of Road Safety for New Arrivals road safety programs within the region	<ul> <li>This program was delivered in partnership with the City of Casey.</li> <li>No funding has been provided by the Victorian Government to continue in 2018-19. Advocacy for the program likely.</li> </ul>	

Priority	Action	2017-18 End of Year Summary	Status
Support those experiencing family violence and work with agencies and Victoria Police to address the causes	Host the 2017 Walk Against Family Violence	Approximately 700 people attended the White Ribbon Day Walk Against Family in November 2017.	
	Support and participate in regional primary prevention of violence against women activities including the Regional Management Forum project and Southern Metropolitan Region Preventing Violence Together Strategy	A Council officer attends the bi-monthly meetings of the Municipal Association of Victoria Prevention of Violence Against Women network. Detailed information about the prevalence of violence against women and children, based on the findings of the National Personal Safety Survey, has been compiled and reported to relevant Council business units, and incorporated into the Profile of Health and Wellbeing Greater Dandenong 2018. Council has continued to promote the running of the annual White Ribbon event - Greater Dandenong Walk Against Family Violence and other prevention of violence against women events.	
	Work to protect children from family violence, provide support services to vulnerable families - including delivery of the Greater Dad's program	Family Services engaged a total of 180 families and 486 children, providing a total of 9,418 hours of support.	
Work in partnership with relevant agencies to raise awareness of the harmful effects of alcohol and other drugs	Delivery of Drug and Alcohol project that raises young people's awareness of the harmful effects of substance abuse	A total of 11 party safe workshops were delivered (total 549 contacts), as well as the completion of a drug and alcohol animation film.	

Priority	Action	2017-18 End of Year Summary	Status
	Review Council's Alcohol Management Policy and Guidelines and continue to implement	The South East Metro Councils Group is now finalising its Group of Councils' submission to the Minister for Planning to amend local planning schemes and allow closer control of packaged liquor locations and density.	
		Council supported local police by assisting with coordination of the new Greater Dandenong Liquor Accord. The Accord focusses on enhancing licensee compliance and working closely with packaged outlets to reduce alcohol related harm and anti-social behaviour.	
		Council adopted its revised Alcohol     Management Plan on 9 April 2018.	

A well informed and connected community with improved health and wellbeing

	Status			
n ana wendeniy	2017-18 End of Year Summary	Alliance for Gambling Reform social media reports were re-posted on Council's Facebook page, including an AFL campaign promotion. Amended gambling brochures and bumper stickers were printed and distributed to community agencies, with The City magazine promoting access to the stickers for those interested. Letters were sent to AFL clubs urging them to relinquish their electronic gambling machines. This was coupled with promotion of the AFL campaign on Council's social media. Council endorsed funding and support for the Alliance for a further three years.	17 local food outlets are participating in the Healthy Bites program. A Mayoral letter requesting allocation of funds from the State Government's additional ten million dollar injection for rooming house funding was forwarded to address the housing stress faced by CGD's residents. Council held adult literacy sessions at the libraries from Januan-June 2018. Language and literacy advice and assistance was provided at over 400 appointments. The Learning English Through Libraries' Storytime program was also conducted with over 500 participants involved.	A total of 1,401 annual inspections were conducted at fixed food premises and food vehicles.
א אינון ווויסן וווכט טווע בטווווכניבט בטוווועווויל אינון וווויסן טיכט ווכטווען אינון אינון ווויסן אינון אינון	Action	Implement Gambling advocacy program	Implement key activities for Year 1 of the Community Wellbeing Plan 2017-21	Maintain food safety - inspect all registered food premises annually and report outcomes
A Well Injointeu una connecce	Priority	Continue to be a leading partner of the Alliance for Gambling Reform	Enhance the health and wellbeing of our community through key initiatives of the Community Wellbeing Plan	

Enhanced partnerships with agencies and stakeholder groups to deliver quality services

Elinancea par mer simps with	Entrancea par ener simps with agencies and stancerorae; groups to deliver quantity services	denver quanty services	
Priority	Action	2017-18 End of Year Summary	Status
Implement and promote the Greater Dandenong Charitable Fund	Implement the Greater Dandenong Charitable Fund	Council initiated a review of the proposed Charitable Fund model, identified risks and considered a range of options that may deliver greater value for the community and corporate sectors, at a lower cost to Council. Further options are scheduled to be presented to Council for feedback in September and endorsement in October 2018.	
Provide community funding programs to increase capacity of strategic partners	Develop a Stakeholder and Agency Partnership Satisfaction Survey to be conducted annually	The Stakeholder and agency partnership satisfaction survey has been completed.	
sting community groups	Review of Community Grants Program	The Community Response Grant review was endorsed by Council on 9 October 2017. The new program has created a more efficient process for responding to community needs. The Community Partnership and Sponsorship programs review is ongoing and will continue into the 2018-19 period. The following milestones have been conducted to date: benchmarking against twenty other councils and Commonwealth best practice; and performing targeted consultations. Council was briefed on current practice and benchmarking on 17 August 2017; presentation of broad options for future funding programs on 3 April 2018; and detailed options are to be presented to Council in July 2018.	

# Strategic Objective 2: A creative city that respects and embraces its diversity

A city well known for working together with its community  Provide community members of all implement Council endorsed strategies relating to community members of all positive ageing, youth, disability, and asylum seekers and refugees of issues that impact on older people. This has included providing feedback to chorucil cambing policy. The PAC also participated in a workshop to refine issues for the implementation of the Positive Ageing Advisory Committee (PAAC) has community and council information, seekers and refugees of issues that impact on older people. This has included providing feedback on the new Library Strategy and the new Council cambing policy. The PAC also participated in a workshop to refine issues for the implementation of the Positive Ageing Strategy. The PAAC is working with the Council of the Ageing Strategy. The PAAC is working with the Council of the Ageing Strategy. The PAAC is working with the National Disability Insurance Scheme (NDIS) has provided opportunity for working in partnership with the National Disability Insurance Strategy and the national Disability and the Local Area Coordinators (LAC) for the implementation of the Noise of project and issues affecting people with disabilities including the level crossing removal project. and issues affecting people with disabilities including the level crossing removal project. As was launched in the Noise of project and the Springale Urban Renewal Project.  The Disability Advisory Committee has provided feedback or Corticl and the Springale Urban Renewal Project.  The Disability Advisory Committee has provided feedback or Corticl and the Springale Urban Renewal Project.  The Disability Advisory Committee has provided feedback or Corticl and the Springale Urban Renewal Project.  The Disability Advisory Committee has provided feedback or Corticl and the Springale Urban Renewal Project.  The Disability Advisory Committee has provided feedback or Decider of project and the Norticle Urban Renewal Project.  The Disability Advisory Committee ha	- 1				
Priority Provide community members of all community and council information, services and events  Provide community members of all mplement Council endorsed strategies relating to positive ageing, youth, disability, and asylum services and events  Action Implement Council endorsed strategies relating to positive ageing, youth, disability, and asylum services and events		2017-18 End of Year Summary	The Positive Ageing Advisory Committee (PAAC) has continued to raise concerns on behalf of older people and provide feedback to Council on a range of issues that impact on older people. This has included providing feedback on the new Library Strategy and the new Council Gambling Policy. The PAAC also participated in a workshop to refine issues for the implementation of the Positive Ageing Strategy. The PAAC is working with the Council of the Aged (COTA) in developing a pilot project to assist local residents in accessing My Aged Care.	The introduction of the National Disability Insurance Scheme (NDIS) has provided opportunity for working in partnership with the National Disability Insurance Agency (NDIA) and the Local Area Coordinators (LAC) for the implementation of the NDIS commencing in September 2018 for Greater Dandenong.	The Disability Advisory Committee has provided feedback to Council on a number of projects and issues affecting people with disabilities including the level crossing removal project and the Springvale Urban Renewal Project.  The Disability Action Plan 2017-23 was launched in late 2017.
Priority Provide community members of all abilities and backgrounds with access to community and council information, services and events	g together with its community	Action	Implement Council endorsed strategies relating to positive ageing, youth, disability, and asylum seekers and refugees		
	A city well known for workin	Priority	Provide community members of all abilities and backgrounds with access to community and council information, services and events		

Priority	Action	2017-18 End of Year Summary	Status
	Increase participation and attendance by five per cent through programs and workshops at Drum Theatre	Attendance at theatre events and meetings was 83,246 for the financial year, an increase on the previous year of 7.75%.	
Provide programs and events for people to participate in community activities and civic life	Host seven festivals and events across the municipality	Council hosted a total of eight events as follows:  1. Springvale Snow Fest - Sunday 30 July 2. Children's Festival - 23 September-8 October 3. Little Day Out - Sunday 1 October 4. Greater Dandenong Carols in Harmony Square - Friday 15 December 5. New Year's Eve - Sunday 31 December 6. Australia Day Festival - Friday 26 January 7. Sunset Cinema - 2 February - 16 March (Fridays) 8. Autumn Fest - Sunday 8 April	

Support Services eligibility. Chisholm has partnered employment outcomes. Mayoral letters have been sent to State and Federal government ministers to advocate for increased support for people seeking with Hilton Manufacturing to address current skill supporting workshops in GLBTI inclusive practice Community Revitalisation project. The prototype asylum. Matters addressed include the 'Lodge or The Unite Alliance delivered a range of initiatives throughout 2017-18 to target homophobia, with discrimination, and was delivered in two schools A People Seeking Asylum Employment Prototype will seek to improve the job readiness of people Leave' policies and changes to Status Resolution shortages in Melbourne's south east by tailoring training to support marginalised residents in the Greater Dandenong region. The Greater Dandenong People Seeking Asylum and Refugees Plan 2018-21 was endorsed by for local services and education providers. The Creating Change program targeted racism and under the South East Business Network (SEBN) commenced in February 2018 as part of the and one community setting during 2017-18. council on 9 April 2018 and is now being seeking asylum and lead to sustainable mplemented. Develop a new Asylum Seeker and Refugee Action Plan discrimination and homophobia, including the Creating Change and Unite Alliance programs Support the Asylum Seeker and Refugee Deliver initiatives which target racism, A harmonious community that celebrates diversity Communities Committee Advocate for and assist Asylum Seekers and Refugees living in the community Advocate against all forms of discrimination

Priority	Action	2017-18 End of Year Summary	Status
Celebrate diversity through a range of	Deliver 20 cultural events	The following cultural activities were delivered:	
כחומו שכוואווה?		*Short Cuts Film Festival	
		*Open House Melbourne - tours, workshops, talks	
		*Emerging Writers' Festival x 6 events	
		*Melbourne Writers' Festival x 3 events	
		*Creative programming x 150 sessions	
		*Art Series workshops x 28 workshops	
		*Arts Open Day Heritage Hill x 2	
		*[Sub]urban studios spoken word, dance and puppetry workshops.	
		*[Sub]urban studio end of year outcome event	
		*Reconciliation Action Plan - indigenous artist engagement	
		*White Ribbon day activity	
Value and recognise the local Indigenous community through reconciliation initiatives and responsive Council services	Launch the Reconciliation Action Plan	The Reconciliation Action Plan was developed and endorsed by both Council and Reconciliation Australia. The Plan was launched on 15 March 2018. The launch celebrated and highlighted the importance of not only the Reconciliation Action Plan, but also the whole reconciliation movement.	

Walker Street Gallery - 3 x Community hire exhibitions Drum Theatre - 1 x Civic Heritage Collection exhibition, Heritage Hill - 4 x Civic Heritage Collection exhibitions Walker Street Gallery - 4 x Council curated exhibition ("Home", "9x5" "She" & "Odile") Garnar Lane Lightboxes - x 2 exhibition (Photographs by David Wadelton & "Odile") "Odile" exhibition hosted at Walker Street Gallery, Two Heritage Hill arts open days were delivered, including Artist in Residence Open Studios and workshops. Heritage Hill, Garnar Lane Lightboxes and Drum Theatre as part of the [Sub]urban project. Dandenong Library - 1 x Artist and Community collaboration exhibition. Heritage Hill - 4 x Community exhibitions Exhibitions include the following: Total exhibitions for 2017-18: 23 Promote in excess of 20 arts and cultural heritage Promote and support The Hive through 2 arts open days including workshops, exhibitions and exhibitions across Council's cultural facilities Increased participation in creative and cultural activities open studios through performances, exhibitions and programs Provide community arts participation for artists, residents and businesses

Priority  Provide opportunities for children and young people to participate in civic and young people to participate in civic and students from local schools people to participate in civic and students from local schools people to participate in civic and promote local heritage including support of the historical societies and Cultural Heritage Advisory Committee  Provide a Children's Advisory only provided and Cultural Heritage historical societies and Cultural Heritage Advisory Committee	2017-18 End of Vear Summary
Develop a Children's Advisory Group with students from local schools  Host the 2017 Children's Forum  Promote access to local history only	
Host the 2017 Children's Forum Promote access to local history only	The Children's Advisory Group now has 11 schools participating. They have contributed to various planning projects across Council as well as local community partners from the Child and Family Partnership Group strategic planning which provides services for children and their families.
	The Annual Children's Forum was held on 23 August 2017.
	<ul> <li>There were 12,762 page views of Heritage photos on Council's website.</li> <li>A total of 45 people attended the Xuzhou and High Tea exhibitions and events.</li> <li>Heritage/Education tours x 15</li> <li>Oral history day event - community members were invited to share and record their stories of Dandenong</li> <li>Heritage/Education Tours monthly, ongoing (Heritage Hill)</li> <li>Open House Melbourne participation</li> <li>Heritage Exhibitions x 3 (ongoing) (Drum Theatre, Heritage Hill)</li> <li>"Dr Ian Hart – A man of service" exhibition 1970s Dandenong</li> <li>"My Dandenong, My Story"</li> <li>"Shaping Greater Dandenong" Dandenong and District Historical Society exhibition</li> </ul>

Priority	Action	2017-18 End of Year Summary	Status
	Support historical societies with programs and exhibitions	Six Cultural Heritage Advisory Committee meetings were hosted.	
		A Memorandum Of Understanding was signed by Council and the Springvale and District Historical Society (SDHS) for their Springvale Community Hub accommodation. Council Officers assisted the Historical Society in their move to temporary premises at Morwell Parade (Springvale).	
		A collection digitisation training session was offered to local historical societies.	
		An introduction session was hosted for the Dandenong and District Historical Society and Council digitisation volunteers to promote historical society.	
Support the role of public art, new installations and maintenance of	Finalise the new Public Art Policy	The Public Art Policy was finalised and adopted by council in May 2018.	
existing public art assets	Promote, develop and implement installations and maintenance of Public Art	The Bruce Patchell signage was completed and installed.	
		A Public Arts Working Group was established as a subcommittee of Council's Arts Advisory Board to provide advice to Council on the installation and maintenance of Public Art across the city.	
		The Public Art Asset and Maintenance register was completed and an Asset Management Plan has been drafted.	

## Strategic Objective 3: A healthy, liveable and sustainable city A city that delivers a clean and healthy environment for people to enjoy

Priority	Action	2017-18 End of Year Summary	Status
Advocate to the State Government to better manage landfill costs	Advocate to the State Government that funds generated via the Municipal and Industrial Landfill Levy be used for waste related initiatives, particularly new, innovative and sustainable waste management solutions by Councils	Council's participation in a procurement process for Advanced Waste and Resource Recovery Technologies will include the Metropolitan Waste and Resource Recovery Group seeking State Government funding on behalf of participating Councils to support this endeavour, rather than individual councils making funding submissions. The current procurement process is being funded and further funding will be sought to fund waste composition audits.	
	Make advocacy submissions on the Lyndhurst landfill to State and Federal Members of Parliament	This advocacy to State and Federal Members of Parliament is part of the Council's recently completed State advocacy document for the upcoming 2018 State elections.	
Amend the Greater Dandenong Planning Scheme (GDPS) by introducing a permanent Vegetation Protection Overlay (VPO) across the green wedge to afford permanent protection to its vegetation	Complete flora and fauna study for an overlay to protect vegetation of value in the Green Wedge	A flora and fauna study for an overlay to protect vegetation of value in the Green Wedge has been completed. A planning scheme a mendment for a permanent Vegetation Protection Overlay (VPO) across the green wedge will commence in July 2018.	

Priority	Action	2017-18 End of Year Summary	Status
Continue to advocate for the earliest possible closure of the Lyndhurst landfill site	Lobby MP's at State and Federal level to acknowledge concerns regarding the deposit of prescribed industrial waste (PIW) at Taylors Rd landfill and commit to a process for selecting a future site for the management of PIW	This formed part of ongoing advocacy for Council to lobby MP's at State and Federal level to acknowledge concerns regarding the deposit of prescribed industrial waste (PIW) at Taylors Rd landfill and commit to a process for selecting a future site for the management of PIW. This advocacy is part of the Council's recently completed State advocacy document for the upcoming 2018 State elections.	
	Make submissions on relevant State Government policies and strategies when they are exhibited for comment	No State Government policies or strategies are currently being exhibited, submissions are made as the opportunity presents.	
Engage with the community to increase their awareness of the environment and sustainability	Conduct World Wetlands Day community event	World Wetlands Day 2018 was hosted on Saturday 10 February at Tirhatuan Park. It was a great success, providing environmental awareness of our sensitive local wetland ecosystems.	
	Deliver waste education program to increase awareness and engagement	The 2017-18 Waste Education Plan was developed and delivered.	
	Produce two environmental event community calendars	Two environmental event community calendars were produced and distributed for the year and circulated throughout the community.	
	Undertake the annual Sustainability Festival and Awards	The festival and awards were delivered for the 5th consecutive year. A review is due to be completed in early 2018-19 to determine the format and approach in the future.	

Priority	Action	2017-18 End of Year Summary	Status
Improve diversion from landfill rates	Conduct pop up drive thru recycle days for residents	Two Pop Up Drive Recycle Events were held. 1,321 vehicles attended and over 127 tons of waste was collected. Some of the key recycling figures collected included 415 mattresses recycled, 180 bikes donated to Bikes for Life, 48 tons of TV's, Computers, Whitegoods / Metal and 2.5 tons of furniture collected.	
	Make submissions on State policy documents relating to the Lyndhurst landfill as the opportunities arise	No State Government policies or strategies are currently being exhibited, submissions are made as the opportunity presents.	
Protect and enhance the ecological value of land within the municipality	Implement the Green Wedge Management Plan	Over a quarter of all actions have now been completed, and more than half of all actions have either commenced, are ongoing, or are completed. The annual community and stakeholder project update will be sent out in September 2018 and Council's officers continue to monitor outstanding actions. In the past three months parties with outstanding actions were being interviewed to ensure these actions remain on target.	
	Participate in the Living Links program along Dandenong Creek	Greater Dandenong Council has continued to be an active participant in the Living Links group.  This has been particularly beneficial to Council this year with a successful collaborative environmental grant, 'Our Communities, Our Catchment', with a focus on revegetation along Dandenong Creek.	

Priority	Action	2017-18 End of Year Summary	Status
	Undertake non-chemical playground weed control project	A non-chemical trial of weed control in playground soft fall was successfully completed and reported to Council. Hand-weeding playground soft fall areas as an alternative to herbicide has since been established as an ongoing program.	
Provide proactive waste 'pick up' throughout the municipality combined with a public education campaign	Monitor materials recycling and green waste processing sites across the municipality - report outcomes	The programed audits of large to midscale recyclers has seen a marked improvement in compliance with operating permits and environmental management plans. The RRT (CFA, MFB & EPA) have audited in company with CGD compliance staff 3 large sites in Dandenong South. To date RRT have not had cause to issue compliance directives, due in part to Council's proactive audit regime. Of the 18 sites audited (two companies sit across separate titles) only 3 sites were sanctioned by way of formal prosecution action. The ongoing auditing of target sites will progress an overall improvement in industrial area amenity.	

A city that prepares for climate change

energy initiatives through Environmental Upgrade Agreements (run by the Sustainable Melbourne targets and enhance the environmental values of competitive submissions the project was delayed Due to the need to re-tender after a low level of and will be completed early in the new financial The 2017-18 version of the Annual Sustainability Report is linked to the Council Plan via Council's Council's planting programs continue to exceed Finance is now available for local businesses to 2,491 street and park trees have been planted throughout the municipality this year. There were also 26,772 indigenous seedlings implement energy efficiency and renewable planted in parks and reserves. streets and open spaces. online reporting tool. year. Promote Indigenous vegetation in open spaces by planting 1250 street trees and 18,000 Indigenous Introduce environmental upgrade agreements Publish the annual report on the Sustainability Commence the Pilot Renewal Energy project Strategy temperatures, whilst increasing canopy compatible with increasing average Work regionally with the South East cover throughout the municipality Councils Climate Change Alliance (SECCCA) Ensure new street plantings are

undertaken throughout the park. These works have I new Off Leash Strategy is to be developed as part of the 2016-20 Domestic Animal Management Plan. stage 2 package of work is currently out for public date of 30 October 2018. Stage 2 implementation tender with works expected to commence in late October 2018. architecturally designed toilet facility is currently under construction with an expected completion Eight new off leash areas were developed as part works will see significant further improvements A new shared user pathway including lights and improved. One new off leash area is being delivered as part of the Skyrail project in Noble been scoped with detail design completed, the The Off Leash Strategy was completed in 2011. of this project and two existing off leash areas furniture has been completed, a new Increase number of off leash areas in parks **Undertake Dandenong Park improvements** A network of quality parks, reserves and sportsgrounds Upgrade Council parks and reserves through the implementation of the Capital Improvement Program

A range of quality streetscapes and public places that build pride

	Status			
	2017-18 End of Year Summary	The Community Clean Up Day was held in March at Purley Reserve in Dandenong North. An estimated 80 members of the community were in attendance. 13 graffiti removal kits were taken on the day with over 27 interactions between Councils Graffiti removal contractor and residents recorded.	The annual collection was conducted in February 2018. Over 40,000 kilos of household items with 3,748 bins was presented for collection.	This program has been implemented and will be continually monitored for changes to Hot Spots.
	Action	Deliver Graffiti Clean Up Day	Deliver the Home Cycle Collection Service	Deliver the Hot Spot dumped rubbish proactive collection program
Junear to the form of	Priority	Implement graffiti management and hard Deliver Graffiti Clean Up Day rubbish dumping initiatives		

Recent paths completed or underway include Hammond Road Shared User Path in Dandenong South and Cypress Court Footpath in Noble Park. Nine projects were delivered through the Active Transport Infrastructure Priority Program. Implement the Active Transport Infrastructure Priority Program (shared paths) Undertake the road resurfacing program Infrastructure that supports people and business Increase the length and coverage of the shared path network

## Strategic Objective 4: A city planned for the future

An adequate supply of residential, commercial and industrial development

Status			
2017-18 End of Year Summary	An industrial land supply and demand analysis, including market and sensitivity analysis has been undertaken by both SGS and CKC consultants.	The review of the Municipal Strategic Statement post the adoption of the Council Plan has commenced and has now been fully reviewed by council officers. In the second quarter of the financial year council officers were advised by DELWP that a revision of the VPPs was imminent and that Council might be undertaking work that would need to be redone post the introduction of the revision. The new VPPs have been proposed to be released by the DELWP later this year.	These changes lead to the implementation of internal processing changes. These have now been successfully and seamlessly implemented into Council's daily operations.
Action	Complete the industrial land supply and demand analysis, including market and sensitivity analysis	Commence the development of a new Municipal Strategic Statement	Integrate and implement the better apartment design guidelines, recent VC planning scheme amendments and revised provisions of Amendment C182 into the assessment of all new applications
Priority	Appropriately zone sufficient land for ongoing industrial growth and development in the city	Undertake a review of the number of dwellings constructed in each residential zone to ensure the aims of the Municipal Housing Strategy are being met	

Assets planned to meet future community needs

Priority	Action	2017-18 End of Year Summary	Status
Implement best practice planning systems which consistently achieve Local Government Performance Reporting Framework targets	Undertake the major stormwater renewal projects The year's program was completed with contracts put in place for the continuation of staged works into the next year.	The year's program was completed with contracts put in place for the continuation of staged works into the next year.	
Investigate the development of a municipal wide developer contributions plan for application to new development the department across the city	Review statutory planning permit processes and fully implement the 'Trapeze' software system into the statutory planning team is fully electronic.	This project has successfully been completed and the statutory planning team is fully electronic.	

Council has prepared Planning Scheme Amendment C201 Environmentally Sustainable Development level to 3 or more dwellings for the submission of a action did not resolve all the submissions to finalise exhibited from 12 February – 9 March 2018. Notice the local policy, a Planning Panel Hearing has been The policy was adopted at the start of the 2017-18 the requirements of the Planning and Environmen (ESD) that creates a local policy in relation to ESD alternate motion to reduce the residential trigger affordable housing outcomes, and these changes of the amendment was given in accordance with Act, 1987. As an outcome of the Council Meeting consider social housing as part of developments. neld on 28 May 2018 Councillors resolved on an may result in a greater likelihood of this type of requested to provide recommendations on the outstanding issues. internal clients such as Community Services to Officers continue to encourage developers to nousing product being provided in the coming Sustainable Design Assessment (SDA). As this supporting both Engineering Services and key Recent legislative changes provide additional performance and assessment in the planning financial year. The sustainability team is now application process. Amendment C201 was mechanisms for Council's to pursue social/ ncreased sustainability of residential, commercial, industrial and Council developments ensure the policy objectives are met. years. Continue to meet with social housing providers in Draft and undertake public exhibition of planning Greater Dandenong to investigate and facilitate scheme amendment to create a local policy in Complete the Sustainable Buildings Policy relation to an ESD performance policy local opportunities innovative, and achieve high quality urban design and environmentally developments are site responsive, Ensure that both private and new sustainable outcomes

Quality public open space provided across the city	rovided across the city		
Priority	Action	2017-18 End of Year Summary	Status
Increase supply of open space in areas currently deficient and achieve policy benchmark of 4.5ha per 1000 head of population for each of the areas outlined in the Greater Dandening Open Space Strategy	Commence review of Open Space Strategy	The review of the Open Space Strategy has commenced, with consultants being appointed. Since being appointed, the consultants have undertaken an internal consultation process, including discussions with Councillors, and developed a draft Discussion Paper. This project will continue into the next financial year.	

Draft Park master plans for Warner, Frederick Wachter, Burden and Parkfield Reserves have been The Hemmings Street Shopping Centre streetscape undergrounding of power and new public lighting. There is a delay due to authority approvals. improvement project has received a high level of design options developed for the community and community interest and feedback into the three community engagement process will inform the final design option. 10 year capital and renewal activity centre plans prepared. The next step is for community consultation to occur throughout June and July. have been completed. The Revitalising Central traders to comment on. The outcomes of the Dandenong team have completed criteria and prioritisation of planned works. A contractor has been appointed for Develop a 10 year Activity Centre city improvement Undertake Afghan Bazaar cultural precinct stage 3A power undergrounding and new public lighting Consult on and develop concept plans for the Hemmings Street streetscape improvement Develop master plans for Parkfield, Warner, mprovements that have multiple benefits program for implementing sustainable Wachter and Burden Park Reserves Revitalised activity centres creating, enhancing and managing great people focused places that respond to and respect the unique qualities of the Deliver a collaborative approach to activity centres

Priority	Action	2017-18 End of Year Summary	Status
	Undertake Springvale Road Boulevard stage 1 construction and stage 2 design	The design proposal addresses the community aspirations collected from over 1000 people. It is a complex project with a multi-disciplinary consultancy team working with specialist Council officers and a variety of external agencies with a range of approval requirements and processes. Proposed staging has been reduced to three stages to ensure value for money, reduced costs, less disruption to traders and the wider community and maximum impact of Council's investment. As a result the physical extent of works for each stage has increased in size which has impinged on the planned commencement date for Stage 1 construction. Stage 1 works are located between Nav Yang Supermarket (No. 313) and Springvale Central (No. 268). The final tender package for Stage 1 will include landscape/public realm, civil, traffic, electrical and lighting documentation.	
	Walker Street streetscape stage 1 construction	Stage 1 Walker Street streetscape construction is underway (there was a delay due to the preferred tenderer withdrawing).	
Review and update activity centre structure plans for Noble Park and Springvale	Review of Noble Park Activity Centre Structure Plan commenced	The review of the Noble Park Activity Centre Structure Plan has commenced, and is well on its way to being finalised.	
	Review of Springvale Activity Centre Structure Plan finalised and adopted by Council	The revised Springvale Activity Centre Structure Plan has been finalised and adopted by Council. The Planning Scheme Amendment is now being prepared.	

# Strategic Objective 5: A diverse and growing economy

	Status		
	2017-18 End of Year Summary	SEBN activities conducted throughout the year have provided exposure to global trends and encouraged participating companies to both explore and expand their knowledge of global trends and international markets. Activities included a workshop series on Business Sustainability, an industry event with international success, Boeing Australia; Digital Marketing and a workshop on Future of Manufacturing Supply Chains (University of Warwick UK/Monash). In addition to marketing, SEBN has also explored the importance of attaining the new International Standard - ISO9000:2015 and the impact and opportunities of Industry 4.0.	Each edition of Stakeholder for 2017-18 included the promotion of relevant grant, trade missions and business development programs. The 20 enewsletters produced for the period also featured appropriate grant, trade missions and business development promotions as well as the Victorian Small Business visits to the region, which were seven in total. Seven small business workshops were undertaken for the period and Young Uncles was successfully chosen to be a 'Faces of Small Business' for the Small Business Festival 2017.
e global economy	Action	Deliver activities that provide exposure and knowledge of global trends and encourage internationalisation	Promote grant, trade mission, and business development programs and events in each of the four editions of Stakeholder business magazine and through the e-newsletter series
A city that is connected to the global economy	Priority	Continue to promote opportunities for businesses to compete and participate in the global economy	

Priority	Action	2017-18 End of Year Summary	Status
	Support the Future of Manufacturing (FoM) globalisation program	SEBN has supported the RDA/SEMMA/CGD Future of Manufacturing program throughout the year; however, due to restriction of funds and the demise of the RDA, the proposed globalisation component of the program has not been a key focus. However, SEBN manages the FoM #1 Leadership Group which has been operating for more than 3 years and is a strong and committed group that provides peer support and maintains a focus on ensuring business sustainability through their diverse and complex discussions. Issues around globalisation are discussed with many participants travelling and conducting business globally. SEBN participation in this facilitated group provides a deep appreciation for 'what makes it tick' and why it has continued to go from strength to strength. It collectively and collaboratively addresses key management issues; supporting each other within their leadership roles and working together on projects. The growth of some of the leaders has been outstanding and reflected in their company strength. Whilst FOM #3 has been undertaking activities and receiving 1-1 support throughout the year. This is expected to result in a second leadership group.	

A city that supports the economic contribution, strength and diversity of its industries

	)		
Priority	Action	2017-18 End of Year Summary	Statu
Market business and investment success stories	Publish four editions of Stakeholder Business Magazine, featuring business investment and success stories	Four editions of the Stakeholder magazine were published for the 2017-18 period.	
Support the economic sustainability of activity centres by attracting appropriate government, business and community investment	Support the economic sustainability of activity centres by attracting appropriate government, business and community prospectus	The Revitalising Central Dandenong Developer and tenant prospectus has been completed.	

An internal Redirection Plan has been developed focusing on building Social Enterprise business management skills and facilitating connections with partners and potential customers. Design a social enterprise development program A city where business and community work together Support, promote and facilitate local social enterprises

Articles on Gateway Industries, TRY build, Chill, PAWS and Campeyn were promoted in the 2017-18 Stakeholder series. celebration event for Take a Swing's 10th Anniversary business and industry calendar was once again one of calendar year of 2017. In the first six months of 2018 The 9th CGD - Industry 'Take a Swing for Charity' golf day was successfully held on Monday 26 February at Settlers Run Golf Club. This established event in the participants on the day. Funds raised were in excess the key corporate events at Settlers Run Golf Club Cornerstone. Plans are now underway for a major of \$43,000 for the two local charities, Avocare & A total of eight workshops were delivered in the and was well attended with approximately 100 conducted in Greater Dandenong or with our A total of 13 small business workshops were scheduled for Monday 25 February 2019 at four workshops were delivered. partner, Kingston Council. Huntingdale Golf Course. Host a minimum of eight events as part of a small Publish a minimum of three articles promoting partnerships between the commercial and social Hold at least one industry golf day event to raise Deliver a minimum of five food manufacturers funds in support of local charities collaborative network events business workshop series sectors and community sectors operating within collaboration between the commercial Support businesses through education, A great place for business awareness, collaboration, networking opportunities for more effective and Explore, facilitate and promote sustainable engagement and and trade opportunities

Priority	Action	2017-18 End of Year Summary	Status
	Monitor and report the number of network activities conducted - target of 50	A total of 80 network activities were delivered, including network group sessions; events; workshops and programs.  Note: A further workshop exploring support for a Start-up Vic program modeled on Runway Geelong was held and subsequent support enabled us to secure funding commitment in late June 2018 for delivery in the next financial year.	
	Provide activities that encourage opportunities for women and promote women in business	A key event, 'Life Beyond your Comfort Zone' was held to celebrate International Women's Day and this year SEBN partnered with the Greater Dandenong Chamber of Commerce to broaden the catchment of women in our business community. Another Showcasing WIB event included a special luncheon with Chyka Keebaugh, co-owner of Australia's largest catering company, 'The Big Group'. An 'Impromptu Speaking' workshop, together with other Leadership/Professional Development sessions were also peopular activities held specifically for women throughout the year. Women in business are also involved in most of the SEBN suite of network groups.	

Priority	Action	2017-18 End of Year Summary	Status
	Provide networks for local industry, promoting best practice and innovation across the manufacturing sector	Throughout the year all business disciplines have been addressed including Manufacturing Leadership & Development; Quality & Continuous Improvement; Workplace Health & Safety; Developing Young Leaders, and Manufacturing Excellence. More than 2000 participants have been involved in SEBN networks and events during 2017-18 with events such as the 'Moot Court' and the Christmas Industry Event with Boeing proving highlights. The challenges of leadership in today's volatile and uncertain environment remain high, as does maintaining technological 'savvy' and engaging and managing staff. All activities are designed to explore the future as well as address current issues of impact.	
Work in partnership to support Greater Dandenong businesses, education and training providers to be more sustainable	Develop a micro food business start-up tool	Due to lack of staffing resources this project was stalled. Discussions will shortly resume to see if there is a need for this and how we can best develop a tool that will benefit the business community	
	Explore opportunities that promote and encourage 'start-up' businesses	A total of seven small business bus visits across Springvale and Dandenong were held during the year. Workshops and training with specific content were conducted encouraging start-up businesses to participate. A number of articles were published in Stakeholder magazine including stories on both of the two new small business grants recipients. A series of videos were produced featuring local start-ups sharing their journey and learning. These were launched in September.	

awareness of the relevance of education to students' student tables and the event showcases the range of An event was delivered in partnership with SELLEN, for more than 200 secondary school students; future workplace success - and the many pathways with the Winners event. Many businesses sponsor pathways to success that young people can access teachers & businesses attended the annual Lunch were keynote speakers for 2017, recipient of the to achieve this. Joining the three young 'winners' communicated directly by other young 'winners' (peer-peer). Highlighting their own workplace journeys and challenges keynote speakers raise Victorian Entrepreneur Award (Telstra Business Women's Awards) Jacqueline Savage - CEO of Medcorp Technologies and the popular Glenn Manton was guest MC. Deliver key event for secondary school students that promotes diversity of career opportunities A resilient employment hub facilitate long term solutions to both the government, industry, service providers supply and demand of employment Work collectively with and across and educational organisations to

Priority Ac	Action	2017-18 End of Year Summary	Status
Pr	Lead the Community Revitalisation Employment Project incorporating the One Per Cent initiative	Council's Greater Dandenong Regional Employment Taskforce (GDRET) is delivering this program. With a jobs-rich, high unemployment community, the focus is on developing & delivering new initiatives/prototypes designed to address the long-term mismatch' of employer demand to jobseeker capability. The One Percent initiative is used to market community revitalisation to employers, encouraging them to give a 'helping hand' to those experiencing disadvantage. Applicant quality & 'employer fatigue' prompted a reversal of our original approach with those job-ready now marketed directly to employers. Employment readiness and jobseeker capability are a key challenge as we are liaising with a number of large employers who are unable to find sufficient workers to meet their demand and working to overcome these challenges. Our CEAV initiative has produced a number of individual job outcomes. The 'Kitchen Challenge' program also builds confidence and capability of jobseekers working alongside industry representatives and these participants will feed into the CEAV initiative. Building on these initiatives/prototypes and embedding into systems will be essential in order to have the impact required to make a significant and sustainable outcome on employment in this community.	

bookings. The group bookings have been lower this financial year, however recent marketing material we have are the best exposure for CGD. Officers are also looking at new options to take part in that will be beneficial in the long term. scheduled tour bookings from members of service groups and people that have seen the advertising. Council officers are currently undertaking due diligence to ascertain if the current partnerships A total of 12 tours were conducted with a break down of nine scheduled tours and three group and advertising is resulting in enquiries and Host 15 cultural and food tours across Dandenong and Springvale Implement a visitor attraction marketing program A tourist destination attracting new visitors Undertake effective marketing, events and tourism activities to promote Greater Dandenong

# Strategic Objective 6: An open and effective Council

Priority	Action	2017-18 End of Year Summary	Status
Undertake proactive communication on key issues to foster community understanding	Grow Council's social media following by ten per cent	The annual growth of Council's Social Media channels is 13.6 per cent.  Over the year YouTube grew by 100 per cent (0 - 93 subscribers), Facebook followers grew by 12 per cent and Twitter followers grew by 8.7 per cent.	
	Prepare, publish and distribute monthly editions of The City and distribute dreaming Council news, event and initiatives and i	Council published 11 editions of The City and distributed them to approximately 57,000 households in the City of Greater Dandenong. The magazine continues to be an important information and educational resource for people living in the City. It is also produced in an e-news format highlighting the key articles and issues of significance from each month. Accessibility training has highlighted the importance of the online version of The City meeting all accessibility requirements, which will continue to be a focus of future editions.	

A well-managed and high performing Council

Status	he	s tand ting I h	s the	was r	
2017-18 End of Year Summary	No action has been taken this year, pending the Local Government Act review.	The planned review of Service Statements has been delayed due to workload pressures associated with the Budget timetable. These reviews will now occur during July and August and following this will be presented to Council during September and October 2018. Discussions will then occur with Council on how to engage with the community about Council services.	Council has made significant progress towards the NAT. Greater Dandenong is one of few Councils selected by the MAV and JLT to be part of a leaders group developing model Policies and procedures for the scheme as a whole.	The LGSS Pulse system for Risk Management was rolled out during the year providing access for business areas to identify and record their operational risks. Strategic risks identified via the annual risk forum have been updated in the system.	i i
Action	Complete a review of the Meeting Procedure Local Law and the delegations register	Undertake a review of all Council services including seeking community feedback on desired future service levels	Develop and implement actions that allow Council to meet the mandatory thresholds of the National Audit Tool for workplace safety as outlined by the MAV Workcover Self-Insurance program	Enhance the Pulse corporate reporting and risk management system across Council for improved performance reporting, risk identification and mitigation	
Priority	Continually review service delivery methods and quality incorporating	reedback from the community	Ensure best practice risk management through the implementation of the Risk Management Strategy		2. 1. 2. 2. 2. 3. 3. 3. 3. 3. 3. 3. 3. 3. 3. 3. 3. 3.

Priority	Action	2017-18 End of Year Summary	Status
	Develop a Revenue and Rating Strategy in line with the requirements of the new Local Government Act Government Act Review yet to receive Royal Assent. The Strategy will be implemented in with the transitional provisions under the amended Act.	This has been delayed due to the Local Government Act Review yet to receive Royal Assent. The Strategy will be implemented in line with the transitional provisions under the amended Act.	
Maintain Council as an employer of choice and provide a safe work environment	Maintain Council as an employer of choice Complete a Workforce Management Plan in line and provide a safe work environment With the requirements of the new Local Government Act	Initial work has commenced to look at what the requirements of a Workforce Management Plan may include. This will be dependent upon the LG Act Review being finalised with the associated guidance material. Work will continue in the 2018-19 financial year.	
Provide high quality, timely customer service	Achieve a customer satisfaction rating equal to or greater than 76 in the annual customer satisfaction survey	The Community Satisfaction Survey was completed during February-March 2018. Council's customer service result for 2018 was 71, one point below the 2017 result but one point above the state-wide average.	
Seek to establish and maintain strategic partnerships and alliances which enhance Council performance	Proactively work with the MAV and VLGA to ensure that Council maximizes the partnership value regular liaison between Council, the MAV an provided by these two industry groups	The work done in this space is ongoing, with regular liaison between Council, the MAV and the VLGA.	

An innovative and technologically connected Council

greaterdandenong' continued, encouraging residents to seek their personal Council information online; and a range of initiatives continued to digitise Active users in Council's digital portal was 1004 at 30 June 2017. This has grown by 51.5% (or 538 active users) to 1582 at the end of June 2018. Work continued on the implementation of the Digital Strategy, with a particular focus on ensuring our digital infrastructure can continue to service our businesses and residents and looking at ways to funding submission was prepared; promotion of 'my processes such as online forms. The annual report of outcomes will be published on Council's website in secure funding to deliver on this. A significant the coming months. Continue to implement the Digital Strategy and publish to the community the outcomes achieved Grow the number of registered users of Council's digital property portal by 50% against the prior year Implement the Digital Strategy

Decision making which is transparent and accountable

Status				
2017-18 End of Year Summary	The Community Satisfaction Survey was completed during February-March 2018. Council's result for making decisions in the interest of the community was 63, five points above the metropolitan average and nine points above the state-wide average.	The Council Plan 2017-21 (Revised 2018) and the Annual Plan 2018-19 were placed on public exhibition from 27 April until 25 May 2018 for community feedback. The final documents were approved by Council at its meeting held on Tuesday 12 June and a copy was provided to the Minister for Local Government.	This action necessarily follows the presentation of Service Reviews to Council. This was originally intended to occur in March/April but due to budget issues and workload will now be delayed until later in 2018. As a consequence this action will now be considered by Council later in the calendar year when it considers how to engage with the community on service levels.	The two Code of Conduct documents for both Staff and Councillors were updated during the financial year to ensure compliance with the recently introduced Child Safe Standards. The update was widely promoted to staff and Councillors through news articles and briefings. The Code of Conduct for staff will be reviewed and updated again during the 2018-19 financial year.
Action	Achieve an index score of 61 or higher for Making decisions in the interest of the community (Community Satisfaction Survey)	Review the Council Plan 2017-21 and develop the Annual Plan 2018-19	Review the potential benefits of establishing a citizen jury for the City of Greater Dandenong and report to Council on the respective costs and benefits and seek a Council decision	Continue to promote the requirements of the Councillor and staff codes of conduct
Priority	Continue to implement mechanisms that enhance community access and understanding of Council decision making and the role of Council			Ensure compliance with the Local Government Act and Councillor/Staff Codes of Conduct

Priority	Action	2017-18 End of Year Summary	Status
	Prepare the organisation for compliance with the outcomes described in the draft of the new Local Government Act	The Local Government Act Bill has not yet been passed in Parliament.	

#### 2.6 OTHER

#### 2.6.1 Road Management Plan

File Id:

Responsible Officer: Director Engineering Services

Attachments: Road Management Plan 2018-22

#### **Report Summary**

The City of Greater Dandenong's Road Management Plan (RMP) was originally developed and adopted by Council as a major policy item in order to document Council's approach to the management of public roads within the City.

When (in relation to the inspection, repair and maintenance of public roads in the municipality) the requirements of, and the standards specified in the RMP are complied with, the RMP provides Council with a policy defence against civil liability claims associated with the management of the City's road network. There are also other defences available to Council which may be informed by the existence of a reasonable road management plan.

The current RMP was prepared in accordance with the requirements of the *Road Management Act* 2004 (**Act**) and the Regulations and the Codes of Practice made under the Act. The current RMP was last reviewed by Council in June 2013 and was subsequently amended.

In accordance with section 54(5) of the Act and regulations 8 and 9 of the *Road Management (General)* Regulations 2016, Council (as are all road authorities) was required to conduct and complete a review of the current RMP by 30 June 2017 (*review*).

At its meeting of 13 June 2017 Council resolved to place the draft amended RMP on public exhibition and call for submissions from the community and other stakeholders. Following the public exhibition period, it was further resolved by Council on 26 March 2018 to readvertise the draft RMP due to additional considerations that needed to be incorporated into this document. This public exhibition period closed on 28 May 2018 and no further submissions were received from the community and stakeholders.

Based on the review of the RMP and the consultation feedback received, the RMP has been amended and updated accordingly. By adopting the proposed amended RMP, it will ensure an appropriate level of service that is fit for purpose, accessible, responsive and sustainable to the community is achieved.

#### **Recommendation Summary**

This report recommends that Council:

- 1) Adopts the amended Road Management Plan 2018-22, effective as from 29 August 2018;
- 2) Gives notice of the adoption of the amended Road Management Plan 2018-22, in accordance with the provisions of Division 5 Section 49 of the Road Management Act 2004; and
- 3) Places the City of Greater Dandenong Road Management Plan 2018-22 on Council's website for public viewing.

#### **Background**

The Road Management Act 2004 (**Act**) establishes a legislative scheme to allow each road authority to determine its own framework, priorities and standards for the care and management of public roads and road related infrastructure under its administration by the use of an appropriate Road Management Plan.

The Road Management Plan (*RMP*) provides Council with a legal *policy defence* against civil liability claims associated with the management of the City's road and road related infrastructure. In short, the RMP details how and by what standards and priorities Council will inspect, repair and remove hazards on its public roads in the context of available budgetary and other resources.

In accordance with section 54(5) of the Act and regulations 8 and 9 of the *Road Management (General)* Regulations 2016, all Councils, as are all municipal road authorities, are required to conduct and complete a review of their RMPs within 6 months of a general election or by the next 30 June whichever is later (*review*).

A review of the current City of Greater Dandenong's Road Management Plan was undertaken in February 2017 pursuant to the requirements of section 54(5) of the Act and regulations 8 and 9 of the *Road Management (General) Regulations 2016*. A review report including recommended changes was prepared and provided to Council on the 13 June 2017 to consider. The review report and recommended changes are included in the Council minutes for the meeting on 13 June 2017.

As a result, the RMP was updated to incorporate the review recommendations and was subsequently advertised for public consultation in late 2017. While there was no feedback received from the community that directly related to the RMP review, there was considerable feedback provided by Council's insurers which triggered additional changes to the document. It was recommended to Council in March 2018 that the draft RMP was readvertised and released again for comment.

The further changes which are now being proposed to the RMP previously endorsed by Council are contained within the Appendices of the RMP and they relate to the standards which Council will set in relation to specified intervention levels for the inspection, repair and hazard removal along roadways, pathways and other road related infrastructure under the administration of Council.

In summary, the further amendments to the originally proposed amended RMP relate to:

- 1) Ensuring that intervention levels are for hazards rather than routine maintenance;
- 2) Specifying specific time frames for some intervention levels rather than referring to the annual programs;
- 3) Ensuring that the RMP is in line with recent court decisions relating to RMP's and the Act and;
- 4) Alignment of some intervention levels to similar industry standards

This public exhibition period closed on 28 May 2018 and no further submissions were received from the community and stakeholders.

# Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

#### Community Plan 'Imagine 2030'

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### Place

- Safety in Streets and Places Feeling and being safe
- Appearance of Places Places and buildings
- Travel and Transport Easy to get around

#### **Council Plan 2017-2021**

The Council Plan 2017-2021 describes the kind of future the Council is working for and how Council will do this over the next four years. This report is consistent with the following goals:

#### Place

- A healthy, liveable and sustainable city; and
- A city planned for the future

Council's broad approach in seeking to fulfil its long-term obligations to facilitate acceptable services for the community is to plan and develop service strategies.

In relation to infrastructure asset services, these strategies include the Asset Management Strategy, Public Transport Strategy, Integrated Transport Strategy, Bicycle Shared Use Network Plan, Access and Mobility Plan, RCD Urban Master Plan and Environmental Strategy.

The proposed Road Management Plan (and the amendments being recommended) complements these existing strategies

#### **Related Council Policies**

Council has an Asset Management Policy which sets the corporate framework for managing the City's infrastructure. This is achieved by implementing best-practice asset management methodology across its asset portfolio to ensure that infrastructure assets are usable, accessible and safe.

#### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

#### **Financial Implications**

Council's funding of road asset maintenance and renewal has increased over the past three years. Based on Council's current asset management information, Council is fully funding the asset renewal and maintenance requirements of its road and road related assets. In this respect, the implementation of the intervention levels contained in the now reviewed (and proposed amended) RMP will be funded within the current and future budget projections in accordance with Council's long term financial plan.

Inspection and response standards contained in the now reviewed (and proposed amended) City of Greater Dandenong Road Management Plan have been based on an approach that aims to balance customer expectations with sustainable financial management.

#### Consultation

At its meeting of 13 June 2017 Council resolved to place the draft amended RMP on public exhibition and call for submissions from the community and other stakeholders.

During the consultation period, two phone enquiries were received that were triggered by the advertising of the Road Management Plan. These enquiries were standard customer service requests regarding a street tree and a request for a parking sign. Both enquiries were processed through the normal customer service procedure.

Since the public notice period ended, Council's insurers provided additional information in relation to Council's RMP. As a result a new amended draft Road Management Plan 2018-22 was presented to council on the 26 March 2018 which supported the RMP to be readvertised and consulted with the community. This period of consultation closed on the 28 May 2018 and no submissions were received.

#### Conclusion

The proposed (as now reviewed) amended RMP will ensure that an appropriate level of service that is fit for purpose, accessible, responsive and sustainable to the community is achieved.

#### Recommendation

#### **That Council:**

- 1. adopts the amended Road Management Plan 2018-22, effective as from 29 August 2018;
- 2. gives notice of the adoption of the amended Road Management Plan 2018-22, in accordance with the provisions of Division 5 Section 49 of the Road Management Act 2004; and

3. places the City of Greater Dandenong Road Management Plan 2018-22 on Council's website for public viewing.

#### **MINUTE 767**

Moved by: Cr Roz Blades AM Seconded by: Cr Sean O'Reilly

#### **That Council:**

- 1. adopts the amended Road Management Plan 2018-22, effective as from 29 August 2018;
- 2. gives notice of the adoption of the amended Road Management Plan 2018-22, in accordance with the provisions of Division 5 Section 49 of the Road Management Act 2004; and
- 3. places the City of Greater Dandenong Road Management Plan 2018-22 on Council's website for public viewing.

**CARRIED** 

#### **OTHER**

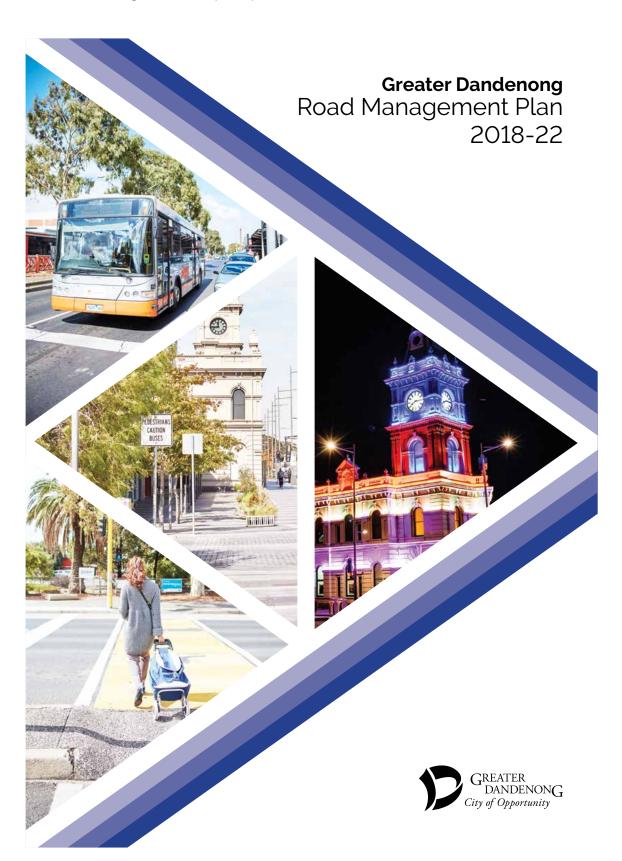
**ROAD MANAGEMENT PLAN** 

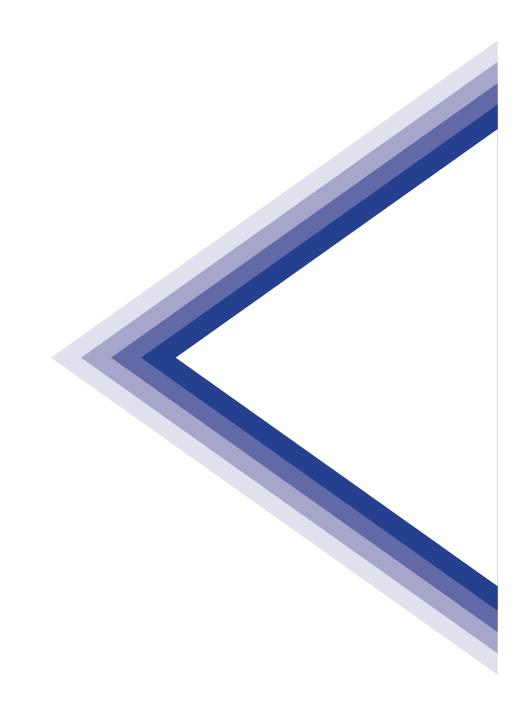
# **ATTACHMENT 1**

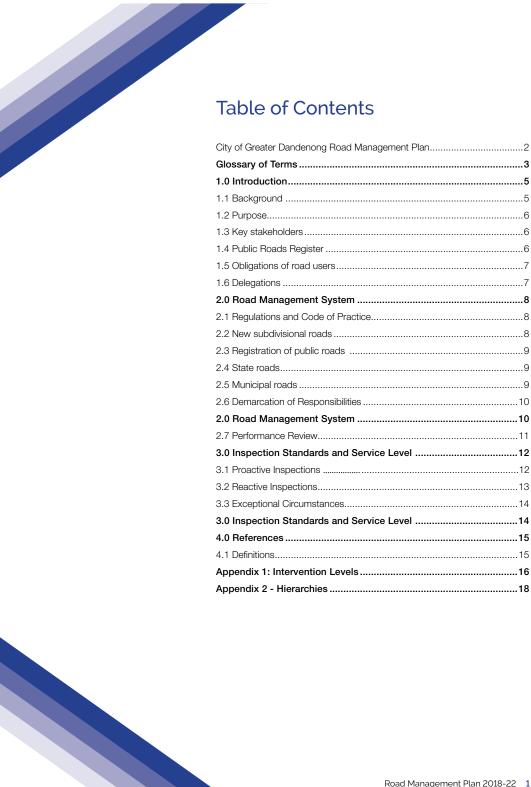
# **ROAD MANAGEMENT PLAN 2018-22**

PAGES 25 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.









#### City of Greater Dandenong Road Management Plan

The City of Greater Dandenong manages, in accordance with this Road Management Plan (Road Management Plan or RMP), the roads (including any ancillary areas) for which it has responsibility pursuant to the Road Management Act 2004 (Road Management Act or RMA).

Council's responsibility under the Act also extends to the management of roads, such as service roads and dedicated parking lanes alongside declared arterial roads, for which the Council is also the responsible road authority.

The City of Greater Dandenong's 'Register of Public Roads' (available at Council's offices during normal working hours) provides additional details of each of the roads for which Council is responsible, however, the Register is not an 'incorporated document'in this Road Management Plan.

This Road Management Plan also includes the following:

 City of Greater Dandenong's 'Road Management System', which sets out details of the management system to be implemented by Council in the discharge of its duty to inspect, maintain and repair public roads pursuant to the Road Management Act 2004  (As 'incorporated documents' in this Road Management Plan), Council's Road Hazard Intervention Standards, which are the standards (dealing with intervention levels and response timelines) in accordance with which Council will perform its road management functions (Appendix 1 to this Road Management Plan (and being Tables 1, 2 and 3 respectively)).

The City of Greater Dandenong's Road Management Plan has been prepared in accordance with Division 5 of Part 4 of the *Road Management Act* 2004.

Council appreciates information from the public regarding any road or traffic hazards. The 24 hour contact phone number is 03 8571 1000.

Notwithstanding that this Road Management Plan is a publicly available document, any queries in relation to or requests to view this Road Management Plan should be directed to:

Manager Infrastructure Services and Planning 225 Lonsdale Street DANDENONG VIC 3175

Further information is also available on Council's website at **greaterdandenong.com** 

2 Greater Dandenong



# Glossary of Terms

Unless the context or subject matter requires otherwise, the following terms in this road management plan have the following meanings:

Term	Definition
Arterial roads	Freeways, highways & declared main roads which are managed by the State Government through VicRoads.
Code of Practice	Code of Practice for Road Management Plans (13 September 2004).
	Supporting document to the legislation, which provides practical guidance to a road authority in the making of a RMP.
Consent applications	Applications made by other road authorities, private contractor and utilities companies to perform works on Council-managed roads.
'Exceptional Circumstances' clause	A clause included in the RMP that describes the conditions under which a Council can suspend its maintenance and inspection responsibilities under the RMP due to the occurrence of events outside their control.
	The 'Exceptional Circumstances' clause also details the process for reinstating the RMP.
Hazard/defect description	Refers to a change to the road or footpath surface that introduces a hazard to public safety. Common terminology includes: pothole, lift, shove, lip, crazing, depression, etc.
Infrastructure and works managers	Staff of road authorities that are responsible for the management and maintenance and hazard response of roads as determined by the classification system within the Road Management Act 2004 and as contained in the Roads Register.
Intervention level	The size of a defect at which the road authority has determined that the defect will be rectified.
Level of Service	Describes the outputs or objectives an organisation or activity intends to deliver to its customers.
Municipal roads	Roads for which Council is the responsible road authority.
Non-road	Includes infrastructure in, on, under, or over a road, which is not road infrastructure.
infrastructure	The RMA provides examples of non-road infrastructure that includes: gas pipes, water and sewerage pipes, cables, electricity poles, bus shelters, rail infrastructure, public telephones, mail boxes, road side furniture and fences erected by utilities or providers of public transport.
Other roads	Include roads in State reserves, and roads on private property.
	Council is not responsible for the care and maintenance of these roads.
Path or pathway	The definition of pathway provided in the RMA captures both 'footpaths' and 'shared pathways' as outlined below:
	It includes a footpath, bicycle path or other area constructed or developed by a responsible road authority for use by members of the public other than with a motor vehicle but does not include any path:
	(a) which has not been constructed by a responsible road authority;
	or
	(b) which connects to other land.
Proactive Condition inspections (Mode 3)	Inspections conducted to assess the life of the road and footpath network and to prioritise major works.
Proactive inspections (Mode 1)	Inspections performed as part of a scheduled program, according to the classification of roads, which is based on the road classification, volume of traffic etc., for the purpose of identifying defects above intervention and to provide a record that the road has been inspected

Road Management Plan 2018-22 3

# Glossary of Terms

Term	Definition
Public Road Register	List of roads within a municipality that a council is responsible for. Council is required to keep a register under s.19 of the RMA.
Reactive inspections (Mode 2)	Inspections performed in response to a customer request or notification about the condition of the road, in order to assess whether the road contains a RMP hazard that has reached the relevant intervention level.
Responsible road authority	The organisation responsible for the management of the road, as determined under s.37 of the RMA.
Road	Includes a street; right of way; cul de sac; by-pass; bridge or ford; footpath; bicycle path or other land or works forming part of the road.
Road infrastructure	The infrastructure which forms part of a roadway, pathway or shoulder, including:
	<ul> <li>Structures forming part of the roadway, pathway or shoulder; and the road-related infrastructure;</li> </ul>
	<ul> <li>Materials from which a roadway, pathway or shoulder is made; such as asphalt, bitumen, gravel, lane markers and lines.</li> </ul>
Road Management	Road Management Act 2004 (Vic)
Act (RMA)	The Act provides a statutory framework for the management of the road network in Victoria.
Road Management Plan (RMP)	A policy document developed by a Council to assist in the management of its road- related duties and responsibilities, as defined in the RMA.
Road related infrastructure	Infrastructure which is installed by the relevant road authority for road related purposes to —
	<ul> <li>Facilitate the operation or use of the roadway or pathway; or</li> <li>Support or protect the roadway or pathway.</li> </ul>
	Examples: Traffic islands, traffic management signage, traffic control sign, traffic light, kerb and channel, a bridge, culvert or ford, road drain or embankment, a noise wall, gate, post or board installed on the road reserve.
Road reserve	All of the area of land that is within the boundaries of a road.
Roadside	Any land that is within the boundaries of a road (other than the shoulders of the road) which is not a roadway or a pathway and includes the land on which any vehicle crossing or pathway which connects from a roadway or pathway on a road to other land has been constructed.
Timelines	In determining timelines, the City takes into consideration factors including finances and resources available. Timelines are goals only where the City endeavours to achieve such timelines "as soon as reasonably practicable" thereafter.

4 Greater Dandenong



#### 1.0 Introduction

#### 1.1 Background

This Road Management Plan is a policy document of the Council which:

- describes the public road assets and the road and road-related infrastructure within road reserves for which Council is responsible
- outlines Council's road management system, sets intervention levels, inspection and response standards and maintenance and repair standards and
- sets out the review, audit and amendment processes the Council will implement to ensure that its responsibilities under the Road Management Act 2004 are met in a timely and efficient manner.

Council, as a road authority (and as a defence to any proceedings for damages against Council resulting from the performance or non-performance of a road management function in respect of a public road) is entitled to rely on and prove a defence that Council had taken such care as in all the circumstances was reasonably required to ensure that the relevant part of a public road was not dangerous for traffic (defence).

For the purposes of the defence. Council may rely on a policy which is reasonably based, and which has otherwise been complied with. This Road Management Plan is, and comprises, that policy.

The implementation and management of this Road Management Plan is otherwise, and separately, consistent with Council's various other strategic and corporate plans and policies.

However and notwithstanding Council's other strategic and corporate plans and policies, this Road Management Plan is and at all times remains a stand-alone and all-encompassing policy document of Council (for the inspection, repair and maintenance of public roads, paths and road and road-related infrastructure within the municipality of the City of Greater Dandenong) and without recourse to any other policy, practice, or procedure of Council in relation to the performance or non-performance of Council's public road, path and road infrastructure management functions.

If, and to the extent, any other policy, practice or procedure of Council:

- requires (or purports to require) any act, matter or thing to be done by or on behalf of the Council in relation to the performance or non-performance of Council's public road, path and road infrastructure management functions and
- adopts (or purports to adopt) a standard which is or may be in conflict, or inconsistent, with the standards specified in, and by, this Road Management Plan (other standards)

the standards specified by this Road Management Plan prevail over the other standards to the extent of such conflict or inconsistency, and the other standards are of no force or effect.

This Road Management Plan (in relation to the construction, inspection, maintenance and repair of those public roads within the municipal district of the City of Greater Dandenong for which Council is the responsible road authority (including in relation to suitable prioritisations for the maintenance and repair of road infrastructure on public roads)) is a policy document of the Council and is based substantially on financial, economic, political, social or environmental considerations

Council formally records that the funding which it has provided to implement this Road Management Plan has been substantially influenced by (and the Council has expressly taken into account) budgetary allocations and the constraints which they entail in terms of the allocation of Council resources.

The City has a substantial network of variously classified roads and the following infrastructure may be impacted by the requirements of the Act:

- 669km of sealed roads
- 8km of unsealed roads
- 1,136km of paths

Note: these figures are accurate as at 30 June 2016.

The City's financial resources available to assist it to meet compliance with the Road Management Act and this Road Management Plan are approximately \$5.4M per annum (based on the 2016-17 financial year), although these figures are subject to change annually.

#### 1.0 Introduction

#### 1.2 Purpose

In accordance with section 50 of the *Road Management Act* 2004, the purpose of this Plan is to:

- establish a management system for the road management functions of the Council which is based on policy and operational objectives and available resources and
- specify the relevant standards in relation to the discharge of duties in the performance of those road management functions.

This Road Management Plan sets out the management system that Council proposes to implement in the discharge of its statutory duty to inspect, maintain and repair public roads for which Council is responsible.

This Plan also reflects the 'local government charter' and the purposes and objectives of Council as specified under sections 3A and 3C of the *Local Government Act* 1989. Other legislation which also relates to this Plan includes the *Road Safety Act* 1986 and the *Transport Act* 1983

With respect to the discharge by Council of its duties under the *Road Management Act* 2004, and otherwise in accordance with this Road Management Plan, Council records that it considers, for the purposes of section 39 of the Act, it has adopted and made a reasonable policy decision in relation to the management of public roads in the municipal district (policy decision).

Council considers that the policy decision is otherwise one which accords to the requirements of section 103(b) of the Act, which relevantly provides that:

4for the purposes of any proceeding ... an act or omission which is in accordance with a policy determined by the relevant road authority under section 39 does not constitute a wrongful exercise or failure unless the policy is so unreasonable that no road authority in the road authority's position acting reasonably could have made that policy."

#### 1.3 Key stakeholders

In preparing this Road Management Plan, Council has considered the interests of key stakeholder groups in the community (as both users of the road network and affected by the network) including:

- the community in general (for recreation, sport, leisure, education and business)
- residents and businesses adjoining the road network
- pedestrians
- users of a range of miscellaneous smaller, lightweight vehicles such as bicycles, motorised buggies, wheelchairs and prams
- vehicle users using motorised vehicles such as trucks, buses, commercial vehicles, cars and motor cycles
- · tourists and visitors to the area
- utilities as described in section 3 of the Road Management Act 2004
- school, bus and public transport operators
- emergency agencies including the Police, Fire Brigade, Ambulance & the Vic SES
- Council as the responsible road authority
- State and Federal Government that periodically provide support funding to assist with management of the network; and
- Parks Victoria.

#### 1.4 Public Roads Register

The Register of Public Roads (which determines the public roads which Council must inspect, maintain and repair) must include:

- the name of each public road
- the date on which the road became a public road
- if a public road ceases to be a public road, the date on which the road ceased to be a public road
- · the classification, if any, of the public road
- the reference to any plan or instrument that fixes or varies the boundaries of a public road
- · any ancillary areas and
- a reference to any arrangement under which road management functions are transferred to or from another road authority.

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#### 1.5 Obligations of road users

All road users have separate obligations with respect to their use of a road which is set out in section 17A of the *Road Safety Act* 1986 as follows:

- (1) A person who drives a motor vehicle on a highway must drive in a safe manner having regard to all the relevant factors including (without limiting the generality) the:
  - (a) physical characteristics of the road
  - (b) prevailing weather conditions
  - (c) level of visibility
  - (d) condition of the motor vehicle
  - (e) prevailing traffic conditions
  - (f) relevant road laws and advisory signs
  - (g) physical and mental condition of driver.
- (2) A road user other than a person driving a motor vehicle must use a highway in a safe manner having regard to all the relevant factors.
- (3) A road user must:
  - have regard to the rights of other road users and take reasonable care to avoid any conduct that may endanger the safety or welfare of other road users
  - (b) have regard to the rights of the community and infrastructure managers in relation to road infrastructure and non-road infrastructure on the road reserve and take reasonable care to avoid any conduct that may damage road infrastructure and non-road infrastructure on the road reserve
  - (c) have regard to the rights of the community in relation to the road reserve and take reasonable action to avoid conduct that may harm the environment of the road reserve.

In addition, Council's Local Law No. 3 of 4, 2011 Road Management and Asset Protection regulates activity in or on a road reserve. Specifically, the local law seeks (with appropriate requirements and penalties) to:

- prevent accidents and damage by regulating the growing of vegetation on land
- provide for the naming of roads and display of property numbers
- prevent the leaving of shopping trolleys in public places
- · regulate the placing of signs and goods on roads
- regulate street trading
- regulate street collecting
- · regulate busking on roads and in public places

- regulate soliciting trade on roads and in public places
- · regulate the use of toy vehicles
- regulate the establishment of outdoor eating facilities, including sale or consumption of alcohol
- regulate the repair of vehicles and prohibit the deposit of spoil on roads
- prohibit the abandoning of vehicles and provide for the impounding of abandoned and derelict vehicles
- regulate the operation and use of motorised vehicles
- secure the physical assets of Council
- · regulate the use of roads by heavy vehicles
- provide for and regulate the construction of vehicle crossings and
- regulate other activities on roads, including circuses, festivals, events, carnivals and other public gatherings.

#### 1.6 Delegations

Under Council's Instrument of Delegation to Members of Council Staff No.7, the Chief Executive Officer has delegated various functions under the *Road Management Act* 2004 and the relevant Regulations and Codes of Practice made under that Act to respective Council officers. This allows Council, through various responsible members of staff, to respond quickly to technical and administrative matters under the Plan.



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## 2.0 Road Management System

The Road Management plan is one of the supporting documents of the Road Management System. This system also includes the asset management of the roads and related infrastructure. Policies are also incorporated into the system to ensure the roads are managed for optimal benefit of the community.

## Development of standards and guidelines and the Road Management Plan

The Road Asset Management Plan (RAMP) provides for the asset lifestyle management of the road network and includes the demand and risk analysis for the provision of the road network as well as 10 yeah planning for the acquisition, renewal, upgrade, expansion, maintenance and disposal programs for the assets. The RAMP is updated on a four year cycle, and the 10 year plans are updated yearly. In particular this includes the maintenance programs, which are created to preserve the road infrastructure, in order to optimise the life of the assets in a cost effective way. Condition inspections inform the decision making and updates to these programs.

Each road, path and bridge has a hierarchy allocated to them and had been established based on their level of importance and risk exposure. These assets are held in Council's Asset System. The details of the roads are published in the Register of Public Roads and a set of performance targets, standards and guidelines are updated in line with the regular updates of the RAMP.

The maintenance programs that are established in the RAMP identity maintenance to extend the life of the asset, these can include;

- Routine maintenance
- Periodic maintenance
- Road Rehabilitation

Key risks, priorities, hazards and defects not dealt with as part of the above maintenance programs are detailed in the Road Management Plan which identifies defects or hazards generated by the age, usage and or weather or other conditions. Standards and guidelines are created to allow council to respond within the financial, economic, political, social or environmental considerations.

#### Implementing the Road Management Plan

The Road Management plan is implemented through the inspection regime in Section 3 and the Intervention Levels and response times in Appendix 1.

#### 2.1 Regulations and Code of Practice

During the review and preparation of this Road Management Plan, Council has taken into consideration the relevant regulations made under the *Road*  Management Act 2004, other relevant statutory rules and the guidelines set out in the relevant Codes of Practice, and it will continue to have regard to these regulations, rules and codes (as they may change from time to time) in the performance of Council's road management functions.

The following Codes of Practice and Regulations that relate to this Road Management Plan are set out below and can be viewed via the VicRoads website at www.vicroads.vic.gov.au

- Code of Practice No. S 201 Road Management Plans
- Code of Practice No. S 267 Operational Responsibility for Public Roads
- Code of Practice No. S 269 Management of Infrastructure in Road Reserves
- Code of Practice No. S 351 for Worksite Safety-Traffic Management
- Road Management (General) Regulations 2016
- Road Management (Works and Infrastructure) Regulations 2015
- Road Safety Road Rules 2009 and
- Road Safety (Traffic Management) Regulations 2009.

Section 24(4) of the *Road Management Act* 2004 also provides that –

A Code of Practice cannot—

- (a) impose a duty on any person or
- (b) direct how any matter or thing is to be done or
- (c) create an enforceable legal right or
- (d) impose any liability or penalty.

#### 2.2 New subdivisional roads

Roads created due to subdivision developments or changes in the existing road network are incorporated on a regular basis into Council's Register of Public Roads by Council's Asset Management Coordinator.

Until a subdivisional road under the Subdivision Act 1988 is adopted as a public road on Council's Register of Public Roads (on the basis that Council has determined that the road is 'reasonably required for general public use'), Council in the exercise of its discretions over public highways does not assume responsibility for the inspection, maintenance and repair of those roads.

Council's current policy and practice is not to adopt a new subdivisional road as a 'public road' until the date of practical completion of the approved subdivision works. The date of practical completion will be followed with the

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issue of the statement of compliance and is to be agreed to in writing by Council's delegated officer when the subdivisional works are considered satisfactory, on which date the whole of the works are considered to have entered into the maintenance period. The maintenance period shall be not less than three months.

#### 2.3 Registration of public roads

Council's Register of Public Roads lists those municipal roads which Council considers are public roads and for which the City of Greater Dandenong is the coordinating and responsible road authority.

Council's Register of Public Roads is compiled (and roads are registered on the Register) in accordance with the principles outlined in the City of Greater Dandenong's Roads Register Guidelines. These Guidelines assist Council in determining whether a road is 'reasonably required for general public use' within the meaning of section 17(3) of the *Road Management Act* 2004. They are set out in **Appendix 2** to this Road Management Plan.

#### 2.4 State roads

The following state roads within the municipality are managed by VicRoads, Council retains responsibility for nature strips, outer separators and service roads (if any) on **Declared Arterial Roads** unless otherwise agreed with VicRoads.

Freeways located in the City of Greater Dandenong are:

- EastLink (Police Road to Thompsons Road)
- Monash Freeway (Dandenong Creek to Police Road)
- Mornington Peninsula Freeway (Thompson Road to Springvale Road) and
- South Gippsland Freeway (South Gippsland Hwy to Princes Hwy).

**Declared Arterial Roads** located in the City of Greater Dandenong are:

- Centre Road (Springvale Road to Westall Road)
- Chandler Road (Cheltenham Road to Princes Highway)
- Cheltenham Road (Foster Road to Springvale Road)
- Dandenong Hastings Road (Thompson Road to Princes Highway)
- Elonera Road (Princes Highway to Meredith Street)
- Foster Street (Thomas Street to Clow Street)
- Dandenong By Pass (Springvale Road to South Gippsland Highway)
- Frankston Dandenong Road (Princes Highway to Thompsons Road)



- Greens Road (Perry Road to South Gippsland Highway)
- Heatherton Road (Westall Road to Dandenong Creek)
- Hutton Road (Perry Road to Springvale Road)
- Jacksons Road (Police Road to Elonera Road)
- Lonsdale Street (South Gippsland Highway to Clow Street)
- Police Road (Springvale Road to EastLink)
- Pound Road (South Gippsland Highway to South Gippsland Freeway)
- · Princes Highway (Westall Road to Clow Street)
- South Gippsland Highway (Princes Highway to South Gippsland Freeway)
- Springvale Road (Princes Highway to Mornington Peninsula Freeway);
- Stud Road (Dandenong Creek to Clow Street)
- Thompson Road (Dandenong Hastings Road to Mornington Peninsula Freeway)
- Westall Road (Heatherton Road to Princes Highway) and
- Westall Road Extension South Bound (Heatherton Road to Springvale Road).

#### 2.5 Municipal roads

Within the City of Greater Dandenong, Council is the coordinating road authority for municipal roads and VicRoads is the coordinating road authority for State roads (freeways and declared arterial roads).

A municipal road is any road which is not a State road, including any road which:

- is a road referred to in section 205 of the Local Government Act 1989 or
- is a road declared by VicRoads to be a municipal road under section 14(1)(b) of the Road Management Act 2004 or
- is part of a Crown land reserve under the Crown Land (Reserves) Act 1978 and Council is the relevant Committee of Management.

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## 2.0 Road Management System

#### 2.6 Demarcation of Responsibilities

#### State roads

A **freeway** is a road that is declared to be a freeway under section 14 of the *Road Management Act* 2004. The main function of these roads is to form the principal routes for the movement of goods and people. VicRoads is the coordinating and responsible road authority in respect of freeways.

An arterial road is a road that is declared to be an arterial road under section 14 of the Road Management Act 2004. Arterial roads are roads previously classified by VicRoads as a declared main road or State highway. VicRoads is the coordinating and responsible road authority in respect of declared arterial roads. Council may also be responsible on declared arterial roads in both urban and rural areas for any part of the roadway not used by through traffic (e.g. dedicated parking lanes), any service roads, the outer separators (the median strip between the roadway and service road), any pathways and the roadside nature strips in urban areas.

The Road Management Act 2004 and the Ministerial Code of Practice – 'Operational Responsibility for Public Roads' provide clarity and practical guidance in relation to the demarcation of responsibilities between Council and VicRoads in respect of freeways and declared arterial roads.

#### **Boundary roads**

The City of Greater Dandenong is bounded by four municipalities; City of Monash, City of Casey, City of Frankston and City of Kingston.

Council's maintenance responsibilities in respect of boundary roads are in accordance with the Boundary Agreements which apply to these municipalities, copies of which can be viewed at Council's offices during normal working hours.

#### Private roads

There are many roads in the City of Greater Dandenong that are linked to Council's road network but which are not registered as public roads on Council's Roads Register or are otherwise considered to be private roads. Under section 107 of the Road Management Act 2004, Council does not have a statutory duty or a common law duty to perform road management functions in respect of a public highway which is not a public road or in respect of a private road.

#### **Bus bays**

Any paved area (including pavement markings) or unsealed area where buses pull over is maintained by

the relevant road authority with operational responsibility for the through carriageway in accordance with the service levels for the abutting roadway.

#### Rail tracks

Primary control of road-rail crossings rests with the appropriate rail authority. Road / Rail Safety Interface Agreements (RSIA) between Public Transport Safety Victoria and the City of Greater Dandenong have been signed in respect of all road rail crossings within the City. These agreements set out the responsibility of each authority at each crossing.

A list of road rail crossings subject to RSIA's is kept by VicTrack.

#### **Bridges**

The City of Greater Dandenong is responsible for the inspection, maintenance and repair of all road bridges, including pathways on bridges on municipal roads within the City.

#### **Utility assets**

Non-road infrastructure assets located within a road reserve are not the responsibility of Council but are the responsibility of the person or body (utility provider) that is in charge of the provision, installation, maintenance or operation of the non-road infrastructure asset.

Non-road infrastructure assets within a road reserve include gas pipes, water and sewerage pipes, cables, electricity poles and cables, public telephones and mail boxes.

However, the majority of water hydrants in road reserves are maintained by Council. Pursuant to section 36 of the *Country Fire Authority Act* 1958, the Country Fire Authority may require Council to provide additional water hydrants at any place in or near a public street or road within Council's municipal district.

The Ministerial Code of Practice – 'Management of Infrastructure in Road Reserves' identifies benchmarks of good practice for utility providers and Council who are expected to work together cooperatively to facilitate the installation, maintenance and operation of non-road infrastructure assets within road reserves.

#### Vehicle crossings

Vehicle crossings are considered private property, and therefore any damage to them is the responsibility of the benefiting property owner. However, Council remains responsible for any section of the crossover that is used by the general public as a footpath or a modified section of kerb and channel that forms part of the



drainage network. This section of footpath is subject to the same inspection and maintenance standards applied to the wider public footpath.

Vehicle crossings must comply with Council's specifications and standards. These specifications and standards can be accessed either online at **greaterdandenong.com** or upon request at Council's offices during normal working hours.

Proposed new and altered crossings to properties adjoining arterial roads require a planning permit pursuant to the *Planning and Environment Act* 1987 before any works can commence.

#### Consent to perform works in road reserves

Any person who wishes to undertake works in a road reserve must obtain the consent of the relevant coordinating road authority unless they are exempted under the *Road Management (Works and Infrastructure) Regulations* 2015.

For works on municipal roads in Council's municipal district, advice and application forms are available either on line at **greaterdandenong.com** or upon request at Council's offices during normal working hours.

#### Assets on public roads managed by the Council

Road infrastructure on public roads in Council's municipal district for which the Council is responsible pursuant to the *Road Management Act* 2004 includes:

- road surface, pavement and earth formation
- surface drainage systems including kerb and channel
- footpaths, shared paths, bicycle paths and parking areas and
- · bridges and large culverts.

#### 2.7 Performance Review

Reviewing of road infrastructure performance will ordinarily follow the delivery of Council's maintenance program. Periodic reviews of the Road Management Plan are also undertaken to assess that the maintenance and renewal program have delivered the expected benefits to road users and stakeholders. This phase also involves the taking into account of any external factors that are likely to influence the next road management program system cycle.

This is achieved using the following processes:

- reviewing road infrastructure performance, which aims to determine whether road infrastructure performance gaps have been adequately addressed.
   The outputs of road infrastructure condition surveys and maintenance inspection records are used to assist with these reviews
- reviewing road infrastructure maintenance strategies, which aims to determine whether the objectives of road infrastructure maintenance strategies have been achieved. This review is to be conducted every four years and may also involve an assessment as to whether there is a need to update road infrastructure maintenance strategies
- assessing changes in local or regional influences, which involves the continuous monitoring of factors that may affect future maintenance demands. These factors may include changes in weather patterns, changes in traffic loading, availability of maintenance materials, changes in land use, changes in the Victorian and Council's municipal economy etc.

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## 3.0 Inspection Standards and Service Level

#### General

The main reasons for the inspection of road assets (including bridges, footpaths, cycle paths and shared paths) are to:

 identify any hazard and act accordingly, in the interests of public safety, to minimise any risk of injury to the asset user and

The Council and the community collectively identify any road asset defects. Inspections of road assets are performed in two modes as follows:

- Proactive Inspection and
- · Reactive Inspection

#### 3.1 Proactive Inspections

Proactive Inspections identify any hazards generated by usage and / or weather or other conditions. Trained works officers are best placed to identify any hazards and document routine maintenance response actions during visual routine inspections. Defects found during these inspections are checked against the maintenance intervention levels for the appropriate asset classification. Where response actions are appropriate, they are scheduled for repair and / or replacement where reasonably practicable. Hazards identified upon inspection will be made safe using temporary or permanent safety measures or warnings as per the timeframes in Appendix 1.

#### Network Proactive Inspection Frequency

Road Classification	Network Inspection Frequency Timeline
Declared Arterial (Urban & Rural) (Note: Sections under Council's responsibility)	100% of network every 6 months
Unclassified Arterial (Urban & Rural)	100% of network every 6 months
Collector (Urban & Rural)	100% of network every 12 months
Local (Urban & Rural)	100% of network every 18 months
Lanes	100% of network every 24 months
Path Classification	Network Inspection Frequency Timeline
Special Risk Zones	100% of network every 12 months
	Note: only paths within road reserve
Other Paths	100% of network every 4 years
	Approximately 25 % of network each year
	Note: only paths within road reserve
Bridge Classification	Network Inspection Frequency Timeline
All classification of bridges.	Twice yearly with a maximum interval of 6 months. Inspection shall also be carried out after flooding or bushfire events as soon as reasonably practicable.

Note: All bridge inspections are to be in accordance with Level 1 - Routine Maintenance Inspection to VicRoads standards.

Pits inspections, during a proactive road inspection are for the Pit mouth only. Critical Pits are inspected for Blockages under a separate inspection program detailed in the Stormwater Asset Management Plan.

The scheduling of Proactive Inspections in accordance with inspection intervals is the responsibility of the Manager, Infrastructure Services and Planning. The inspections are carried out by asset inspection staff or contractors. Inspection data is collected during the inspection and imported into a maintenance management system for the generation of works instructions and ultimately the completion of action, reporting and recording.

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#### 3.2 Reactive Inspections

Reactive Inspections are initiated by the community who notify Council of a concern or hazard with respect to a road asset. Trained works officers are best placed to identify any hazards and document response actions during visual inspections. Where response actions are appropriate, they are scheduled for repair. Hazards identified upon inspection will be made safe using temporary or permanent safety measures or warnings as per the timeframes in Appendix 1.

Network Reactive Inspection Frequency for Sections under Council's Responsibility

All Road Classifications	Network Inspection Frequency Timeline
Inspect Customer Requests	2 working days
Attend Safety Call Outs	4 hours

Note: Pits inspections, during a reactive road inspection are for both the Pit mouth and pit blockages. Critical Pits are inspected for Blockages under a separate inspection program detailed in the Stormwater Asset Management Plan

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## 3.0 Inspection Standards and Service Level

#### 3.3 Exceptional Circumstances

Council will make every effort to meet its commitments under the Road Management Plan. However, there may be situations or circumstances that affect Council's business activities to the extent that it cannot deliver on the service levels of the Road Management Plan. These include but are not limited to natural disasters, such as fires, floods, or storm; or, a prolonged labour or resource shortage, due to a need to commit or redeploy Council staff and/or equipment elsewhere.

In the event that the Chief Executive Officer of Council has considered the impact of such an event on the limited financial and other resources of Council and Council's other competing priorities and budgetary constraints (whether or not in conjunction with Council), and has determined that any standards of, or requirements in, the Road Management Plan cannot be adequately met, then pursuant to and reliant on the principles set out in Section 83 of the *Wrongs Act* 1958 and otherwise, they will write to the Council's officer in charge of its Road Management Plan and inform them that some, or all, of the timeframes and response times are to be suspended until further notice.



Section 83 of the Wrongs Act 1958 provides -

## 83 Principles concerning resources, responsibilities etc. of public authorities

In determining whether a public authority has a duty of care or has breached a duty of care, a court is to consider the following principles (amongst other relevant things):

- (a) the functions required to be exercised by the authority are limited by the financial and other resources that are reasonably available to the authority for the purpose of exercising those functions
- (b) the functions required to be exercised by the authority are to be determined by reference to the broad range of its activities (and not merely by reference to the matter to which the proceeding relates)
- (c) the authority may rely on evidence of its compliance with the general procedures and applicable standards for the exercise of its functions as evidence of the proper exercise of its functions in the matter to which the proceeding relates.

Once the scope of the event/s have been determined, and the resources committed to the event response have been identified, then there will be an ongoing consultation between Council's CEO and Council's officer responsible for the Road Management Plan, to determine which parts of Council's Road Management Plan are to be reactivated, and when.

Council statements to residents about the suspension or reduction of the services under the Road Management Plan will include reference to how the work that will be done has been prioritised, and the period for which it is likely to be affected.

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- Bridge Inspection Manual, VicRoads and
- Bridge Maintenance Repair and Strengthening Manual, VicRoads.
- City of Greater Dandenong Local Law No. 3 of 4 2011
- City of Greater Dandenong Long-Term Financial Strategy
- City of Greater Dandenong Plan and Annual Budget
- Code of Practice No. S 201 Road Management Plans
- Code of Practice No. S 267 Operational Responsibility for Public Roads 2004
- Code of Practice No. S 269 Management of Infrastructure in Road Reserves 2016
- Corporate Service Charters
- Country Fire Authority Act 1978
- Crown Land Act 1978
- Imagine 2030 Community Plan
- Local Government Act 1989
- MAV Road Management Plan Guidance Document May 2016

- Planning and Environmental Act 1987
- Road Management (General) Regulations 2016
- Road Management (Works and Infrastructure) Regulations 2015
- Road Management Act 2004
- Road Safety Act 1986
- Subdivision Act 1988
- Transport Act 1983
- Wrongs Act 1958

#### 4.1 Definitions

Unless the context or subject matter otherwise requires (including in relation to the Glossary set out in this Road Management Plan), the terms used in this Road Management Plan have the same meaning as the definitions included in the *Road Management Act* 2004, the relevant Regulations and Codes of Practice made under the *Road Management Act* 2004, the *Local Government Act* 1989 or as defined by AustRoads.

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## Appendix 1: Intervention Levels

#### **Hazard Intervention Levels**

Hazard Description	Intervention Level	Timelines
Pavements		
Pavement or Surface Hazard		
Damaged Road (Sealed)	Potholes in traffic lane of a sealed pavement greater than 200mm in diameter and greater than 50mm deep or edge of sealed drop off on unsealed shoulders greater than 50mm for greater than 25m	10 Working Days
Damaged Road (Unsealed)	Potholes in traffic lane of an unsealed pavement greater than 300mm in diameter and greater than 50mm deep or edge of sealed drop off on unsealed shoulders greater than 50mm for greater than 100metres	20 Working Days
Damaged Line-marking	Missing or illegible linemarking on thorough traffic and bicycle lanes of the lane road, and shared pathways	30 Working Days
Obstructions and Substances in Traffic Lanes	Materials fallen from vehicles, dead animals, wet clay and other slippery substances, hazardous materials, or objects, accumulation of dirt or granular materials on the traffic lane	4 Hours
Drainage Hazard		
Damaged Pit Lids	Damaged that significantly undermines the structural integrity of the Pit Lid or surrounds or grates in pedestrian areas or traffic lanes	30 Working Days
Missing Pit Lids	Missing drainage lids, or grates in pedestrian areas or traffic lanes	4 Hours
Blocked Pits and Pit Entries	Pit mouth is 100% blocked or pit is greater than 40% blocked or obstructed	30 Working Days
Damaged Kerb and Channel	Damaged where water is ponding to be a depth of greater than 100mm or Kerb is significantly displaced more than 100mm from it;s intended alignment road	60 Working Days
Roadsides		
Vegetation Hazard		
Trees	Hanging branches and fallen branches/entire trees on or over traffic lanes	4 Hours
Vegetation	Trees, Shrubs and grasses tat have grown to restrict design sight distance to intersections or restrict viewing of safety signs ** where they become substantially ineffective	20 Working Days
Road Reservation Vegetation (Selaed)	Vegetation clearance no less than 4.1m in height, over traffic lanes and the trafficable portion of shoulder.	20 Working Days
	Vegetation not to protrude over the edge of the road seal unless signed otherwise.	
	Vegetation cleared as far as reasonably practicable and all tree pruning shall be in line with AS 4373-2007 Pruning of Amenity Trees	
Road Reservation Vegetation (Unsealed)	Vegetation clearance no less than 4.1m in height, over traffic lanes and the trafficable portion of shoulder. Vegetation not to protrude over the edge of the road formation unless signed otherwise.	20 Working Days
	Vegetation cleared as far as reasonably practicable and all tree pruning shall be in line with AS 4373-2007 Pruning of Amenity Trees	
Path Vegetation	Vegetation clearance less than 3.0m in height, over a pedestrian/bicycle path. Vegetation not to protrude more than 300mm horizontally over the path edge, unless otherwise signed. Vegetation cleared as far as reasonably practicable and all tree pruning shall be in line with AS.4373-2007 Pruning of amenity trees.	20 Working Days
Roadside Hazards		
Damaged Safety Sign* (Standard**)	Sign is missing or illegible	10 Working Days
Damaged Safety Sign * (Non Standard***)	Sign is missing or illegible	30 Working Days
Damaged School Crossing Posts	Missing or damaged making them substantially ineffective	10 Working Days
		•

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Hazard Description	Intervention Level	Timelines
Damaged Safety Barriers	Missing or damaged making them substantially ineffective	20 Working Days
Damaged Local Area Traffic Management Devices	Missing or damaged making them substantially ineffective	60 Working Days
Non Operational Traffic Signals	Traffic Signals that are non operational	4 Hours
Damaged Structures^	Visible damage likely to affect road user or public safety	10 Working Days
Damaged Path	Pavement is vertically displaced greater than 25mm or horizontally displaced greater than 30mm or depression greater than 50mm over 1 metre	10 Working Days

- \* Safety Signs: are roads signs that provides the driver with advice on the safe use of the road. For example a regulatory, warning sign or hazard marker.
- \*\* Standard Safety Signs: High use safety signs\*\* that are kept in stock as per the Standard Sign Register. This register is not an
- " incorporated document" in the Road Management plan. The manual may be viewed or a copy obtained from the City of Greater Dandenong Website (www.greaterdandenong.com.au)
- \*\*\* Non Standard Safety Signs: Safety signs that are not on the Standard Sign Register. This may include modifications to standard safety signs.
- ^ Structures: Bridges, culverts or other designated structures (eg retaining walls, lighting structures) which have been assigned an asset number in Council's Asset Register

Note 1: Hazard removal work may include the provision of traffic control (including the installation of warning signs and other traffic management devices), installation of barricading or repair of the hazard. The choice of response will be determined by the availability of resources and considered in the context of other competing priorities





## Appendix 2 - Hierarchies

#### Road Hierarchy and Classification for Municipal Roads

Based on factors such as historical functionality, traffic volumes, traffic type and accessibility, Council has developed a road hierarchy for the municipal road network within Council's municipal district. The level of service provided to a particular road will depend on its road hierarchy classification.

#### Road Hierarchy

Road Hierarchy	Classification Responsibility	Description
Declared Arterial Roads (Urban)	VicRoads / Council	Roads of which the main function is to form the principal network of roads to cater for through traffic movements across and around the metropolitan area.
		(Council's responsibility is restricted to the nature strip, outer separator and service road (if any) unless otherwise agreed with VicRoads).
Declared Arterial Roads (Rural)	VicRoads / Council	Roads of which the main function is to form the principal network of roads to cater for through traffic movements across and around the metropolitan area.
		(Council's responsibility is restricted to the nature strip, outer separator and service road (if any) unless otherwise agreed with VicRoads).
Unclassified Arterial Roads (Urban)	Council	Roads that supplement the declared arterial road network in providing for through traffic movements. Roads that have an identifiable origin and destination (e.g. suburbs, industrial areas or places of significance). Includes Trunk Collector Road
Unclassified Arterial Roads (Rural)	Council	Roads that supplement the declared arterial road network in providing for through traffic movements. Roads that have an identifiable origin and destination (e.g. suburbs, industrial areas or places of significance). Includes Trunk Collector Road.
Collector Roads (Urban)	Council	Non-arterial roads that distribute traffic between the arterial road network and local roads and provide access to abutting properties.
Collector Roads (Rural)	Council	Non-arterial roads that distribute traffic between the arterial road network and local roads and provide access to abutting properties.
Local Roads (Urban)	Council	Roads, streets or courts of which the role is to provide access to abutting residential, commercial or industrial properties and lanes. Includes Access Street and Access Place.
Local Roads (Rural)	Council	Roads, streets or courts of which the role is to provide access to abutting residential, commercial or industrial properties and lanes. Includes Access Street and Access Place.
Lanes	Council	Roads of which the sole purpose is to provide access to the rear of a property. Includes Access Lane. The minimum width for laneway is 5.5m. Provision of new access to properties on laneways less than 5.5m in width is not supported.

18 Greater Dandenong

#### Pathway Hierarchy (includes footpaths, cycle paths and shared paths)

Footpaths, cycle paths and shared paths have been grouped into the following classifications:

#### Pathway Hierarchy

Path Hierarchy	Description			
Pedestrian Malls - SRZ	Premium quality paving in pedestrian malls that cater for high volumes of pedestrian traffic and are typically found in major central shopping areas.			
Central Business District Footpaths - SRZ	High quality, aesthetically pleasing pavings for medium to high volumes of pedestrian traffic and are typically found in central business districts.			
Local Shopping Centre Footpaths- SRZ	Good quality fully formed areas to cater for medium to high volumes of pedestrian traffic and are typically found in local shopping centres.			
Elderly Facilities - SRZ	Paths where it has been identified that there is an increased risk due to either the concentration or level of mobility of pedestrian users eg: pedestrian malls, Central Business District (CBD), local shopping centres and elderly facilities.			
Residential Footpaths	Formed and sealed paths catering for low volumes of pedestrians. Typically found in residential areas and may also be found in reserves and walkways between reserves, residential streets and schools.			
Industrial / Commercial Footpaths	Paths used for short travel distance in industrial and commercial areas. Generally installed where a significant amount of pedestrian traffic can be demonstrated.			
Regional Cycle Paths / Shared Paths (within road reserve only)	Paths that provide an alternative to the road system when travelling between key locations within the municipality and other neighbouring municipalities. These paths also encourage recreation/fitness rides in a safe environment.			
Local Cycle Paths / Shared Paths (within road reserve only)	Paths that provide an alternative to the road system when travelling locally. These paths also encourage recreation/fitness.			

Note: All footpath function classification with suffix of SRZ represent a Special Risk Zone.

The City of Greater Dandenong has a number of these pathways in various locations. A map showing the location of pathways included in this hierarchy is kept by the Council and can be viewed at Council's offices during normal working hours.



## Appendix 2 - Hierarchies

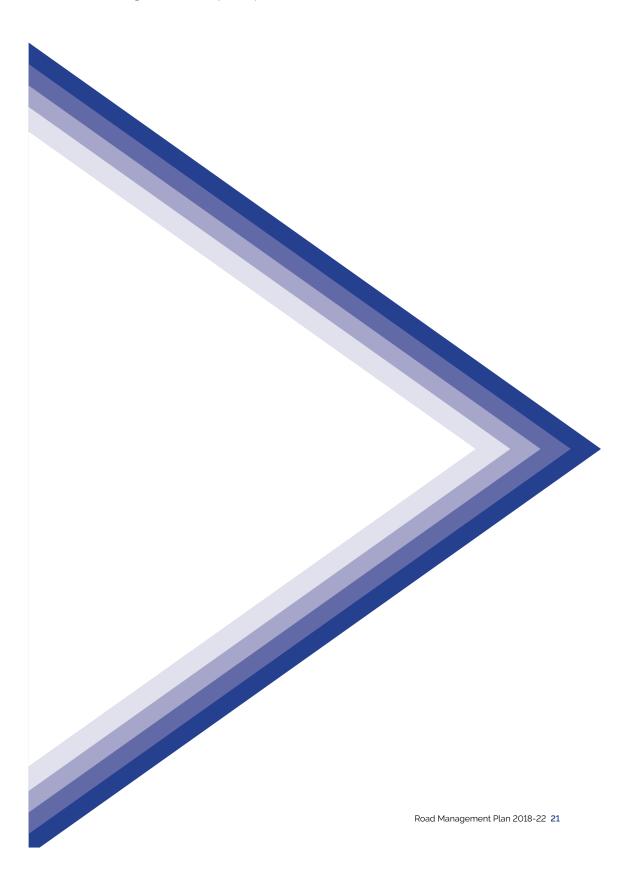
#### **Bridge Hierarchy (includes underpasses)**

Bridges (including underpasses) have been grouped into the following classifications:

#### Bridge Hierarchy

Bridge Hierarchy	Classification Responsibility	Description
Declared Arterial Road Network Bridges	VicRoads / Council	Bridges on roads of which the main function is to form the principal network of roads to cater for through traffic movements across and around the metropolitan area.
		(Council's responsibility is restricted to the nature strips, footpaths and pedestrian barriers (if any) unless otherwise agreed with VicRoads).
Unclassified Arterial Road Network Bridges	Council	Bridges on roads that supplement the declared arterial road network in providing for through traffic movements. Roads that have an identifiable origin and destination (e.g. suburbs, industrial areas or places of significance). Includes the Trunk Collector Road.
Collector / Local Road Network Bridges	Council	Bridges on non-arterial roads that distribute traffic between the arterial road network and local precincts, and provide access to abutting properties.
Pedestrian / Cyclist Bridges	Council	Bridges carrying pedestrians and / or cyclists. These bridges would normally link footpaths, cycle paths and shared paths on either side of crossings.
Underpasses	Council	Bridges that allow pedestrians and cyclists to underpass road and similar structures.
Local Access Road Network Bridges	Council	Bridges on roads, streets or courts of which the role is to provide access to abutting residential, commercial or industrial properties and lanes. Includes the Access Street and Access Place.







File Id: A5135201

Responsible Officer: Group Manager Greater Dandenong Business

Attachments: Locality Plan

### **Report Summary**

Council owns two parcels of land known as 6 - 8 Fifth Avenue, Dandenong (the Land). The property was the site of the former Dandenong West Kindergarten which is now co-located with the Dandenong West Primary School. The Land is considered surplus to Council requirements and it is proposed that Council undertakes the statutory procedures required under sections 189 and 223 of the *Local Government Act 1989* (LGA) prior to consideration of selling the Land.

#### **Recommendation Summary**

This report recommends that Council resolves to commence the statutory processes required under the LGA to consider selling the land known as 6-8 Fifth Avenue, Dandenong on the basis that the Land is surplus to Council's requirements, and that the sale price considered be in excess of the reserve established by reference to a market valuation.

#### **Background**

Council owns the property at 6 - 8 Fifth Avenue, Dandenong known as Lots 17 and 18 on Plan of Subdivision 014377, certificate of title volume 07758 folio 064 (the Land) as shown on the locality plan provided in Attachment 1. Each land parcel measures approximately 15.24 metres x 40.71 metres which combined is approximately 1241 square metres in area.

Council acquired the land in 1954 and it was a kindergarten (formerly an Infant Welfare Centre) since around that time until the recent relocation of the facility. The land parcel is regular in shape, adjoins other residential properties, is located opposite a Council-operated Day Care Centre, and is basically level. The land is encumbered by a drainage easement at the rear of the property.

#### **Proposal**

It is now timely to consider a proposal to sell the land at 6-8 Fifth Avenue, Dandenong by commencing the statutory procedures as it is considered that the land is no longer required for a kindergarten or any other Council purpose.

## Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### Community Plan 'Imagine 2030'

#### <u>Place</u>

Appearance of Places – Places and buildings

#### **Opportunity**

Education, Learning and Information – Knowledge

#### **Council Plan 2017-2021**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

#### <u>Place</u>

A city planned for the future

#### **Related Council Policies**

Council's Policy – Disposal or Sale of Council Assets and Land (the Policy) recognises that, over time, some land parcels may become redundant or surplus to Council needs and as such are to be sold in accordance with the Policy.

The Policy establishes principles in relation to such land, in that the land must be sold by a market tested campaign and Council will ensure that the property is suitably prepared for market to reduce risks associated with the sale of land.

Furthermore, the State Government has developed guidelines for the sale of Council land, titled "Local Government Best Practice Guidelines for the Sale and Exchange of Land" (the Guidelines). While Council is not bound by these Guidelines, they do provide that all sales or transfers should be in the best interest of the community. Furthermore, the Guidelines propose that all sales should be by a market-tested sales campaign, unless there are some benefits that accrue for the community by selling land by some other method. As such, if a decision is made by Council to sell the Land, it is proposed that an independent real estate agent be appointed to sell the Land by public auction.

#### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

#### **Financial Implications**

In order to determine the reserve for the sale of the property and satisfy the requirements of the statutory procedures under section 189 of the LGA, a market valuation will be required before the sale of the land.

There are no current resources included within the Annual Budget for this purpose. Should the sale proceed, funding for sale of the Land, including the statutory procedures, legal costs associated with transfer and marketing costs will be taken from the proceeds of the sale of the Land. Should the sale not proceed then any costs borne will be absorbed within current budget allocations.

Subject to the outcome of the Section 223 process a further report will be presented to Council. This report will consider if a portion of the sale proceeds are to be allocated into an Affordable Housing Fund in accordance with Council's policy for the sale of Council land and detailed within the Greater Dandenong Housing Strategy 2014-2024.

#### Consultation

A detailed internal referral process has been carried out in relation to the proposal to sell this Land and comments received were as follows:

Activities Centre Revitalisation has advised that the sale of this site is supported as the site is outside the Declared Project Area.

Council's Strategic, Design and Sustainability Planning Unit advised that the Land is contained in a General Residential Zone – Schedule 1 and following an assessment have concluded that it is not necessary to retain the site for open space purposes.

The site area at 1,241 square metres falls well short of the 2,500 square metre area required for a local park, unless adjoining properties are acquired. The site does not fall within an open space gap, and is located less than 400 metres of an existing 1 hectare plus reserve. Hemmings Park.

An existing drainage asset is located within the properties rear easement and will be protected.

Should this proposal be adopted then a public consultation process will be commenced as required under sections 189 and 223 of the LGA. Public notices will be placed in the two local papers generally circulating in Greater Dandenong and included on Council's website.

#### Conclusion

The subject Land is no longer required for its previous use, no reasonable alternative uses have been identified and may be considered surplus to Council's requirements. It is therefore proposed that Council gives public notice of the intention to sell the Land and hear submissions if received, in order to consider the proposal to sell the Land.

#### Recommendation

That being of the opinion that 6 – 8 Fifth Avenue, Dandenong is surplus to Council requirements:

- 1. Council authorises that statutory procedures required under sections 189 and 223 of the *Local Government Act 1989* be commenced and notices be published in the local papers circulating in Greater Dandenong and on Council's website proposing that the Land be sold:
- 2. if submissions are received, Council authorises officers to establish a Special Committee of Council comprised of Ward Councillors. Submitters wishing to be heard will be notified of the time and place of the Special Committee meeting and a summary of the results of the hearing will be reported back to Council to make a final decision regarding the sale of the Land; and
- 3. if no submissions are received, the matter will be reported back to Council to make a final decision regarding the sale of the Land.

#### **MINUTE 768**

Moved by: Cr Matthew Kirwan Seconded by: Cr Roz Blades AM

- 1. does not proceed with the sale of 6-8 Fifth Avenue, Dandenong on the basis of the land being retained by Council for the purposes of open space; and
- 2. commences a rezoning of the subject land to designate the land as 'Public Park and Recreation Zone'.

#### **MINUTE 769**

Moved by: Cr Matthew Kirwan Seconded by: Cr Loi Truong

That Cr Maria Sampey be granted an extension of time of one (1) minute to speak in support of the motion.

**CARRIED** 

#### **MINUTE 770**

Moved by: Cr Sean O'Reilly Seconded by: Cr Loi Truong

That Cr Tim Dark be granted an extension of time of one (1) minute to speak against the motion.

**CARRIED** 

#### **MINUTE 771**

Moved by: Cr Zaynoun Melhem Seconded by: Cr Loi Truong

That Cr Matthew Kirwan be granted an extension of time of one (1) minute to speak in support of the motion.

**CARRIED** 

REFER TO MINUTE NUMBER 768 (CARRIED)

For the Motion: Cr Roz Blades AM, Cr Youhorn Chea, Cr Matthew Kirwan, Cr Zaynoun Melhem, Cr Maria Sampey (called for the division), Cr Heang Tak

Against the Motion: Cr Tim Dark, Cr Sean O'Reilly, Cr Truong

#### **OTHER**

PROPOSED SALE OF LAND: 6-8 FIFTH AVENUE, DANDENONG

## **ATTACHMENT 1**

## **LOCALITY PLAN**

PAGES 2 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.



File Id: A5151807

Responsible Officer: Group Manager Greater Dandenong Business

Attachments: Locality Plan

### **Report Summary**

Council owns a parcel of land known as 90 Gove Street, Springvale. The property was the site of the former Sandown Park Kindergarten which is now co-located with the Springvale Heights Primary School. The Land is considered surplus to Council requirements and it is proposed that Council undertakes the statutory procedures required under sections 189 and 223 of the *Local Government Act 1989* (LGA) prior to consideration of selling the Land.

#### **Recommendation Summary**

This report recommends that Council resolves to commence the statutory processes required under the LGA to consider selling the land known as 90 Gove Street, Springvale on the basis that the land is surplus to Council's requirements, and that the sale price considered be in excess of the reserve established by reference to a market valuation.

#### **Background**

Council owns the property at 90 Gove Street, Springvale known as Reserve 1 on Plan of Subdivision 446123V, certificate of title volume 08534 folio 720 (the Land) as shown on the locality plan provided in Attachment 1. The land parcel is irregular in shape and measures approximately 30.48 metres x 28.97 metres which is approximately 914 square metres in area.

Council secured the land in 1964 from the Melbourne Racing Club as part of arrangements to subdivide the surrounding Sandown Park estate. The land accommodated a kindergarten (formerly Pre School and Infant Welfare Centre) until the recent relocation of the facility.

A portion of the reserve, Lot 1 on Plan of Subdivision PS446123V was sold in 2002 following a resolution of Council at its meeting of 26 February 2001.

The remaining land parcel is irregular in shape. It adjoins other residential properties and is located opposite a neighbourhood shopping centre and car park and is basically level. The land is designated as a reserve on title and it will be necessary to remove the reserve status.

## **Proposal**

It is now timely to consider a proposal to sell the land at 90 Gove Street, Springvale by commencing the statutory procedures as it is considered that the land is no longer required for a kindergarten or any other Council purpose.

## Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### Community Plan 'Imagine 2030'

#### Place

Appearance of Places – Places and buildings

#### **Opportunity**

• Education, Learning and Information – Knowledge

#### Council Plan 2017-2021

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

#### **Place**

A city planned for the future

#### **Related Council Policies**

Council's Policy – Disposal or Sale of Council Assets and Land (the Policy) recognises that, over time, some land parcels may become redundant or surplus to Council needs and as such are to be sold in accordance with the Policy.

The Policy establishes principles in relation to such land, in that the land must be sold by a market tested campaign and Council will ensure that the property is suitably prepared for market to reduce risks associated with the sale of land.

Furthermore the State Government has developed guidelines for the sale of Council land, titled "Local Government Best Practice Guidelines for the Sale and Exchange of Land" (the Guidelines). While Council is not bound by these Guidelines they do provide that all sales or transfers should be in the best interest of the community. Furthermore, the Guidelines propose that all sales should be by a market tested sales campaign, unless there are some benefits that accrue for the community by selling land by some other method. As such, if a decision is made by Council to sell the Land, it is proposed that an independent real estate agent be appointed to sell the Land by public auction.

#### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

#### **Financial Implications**

In order to determine the reserve for the sale of the property and satisfy the requirements of the statutory procedures under section 189 of the LGA, a market valuation will be required before the sale of the land.

There are no current resources included within the Annual Budget for this purpose. Should the sale proceed, funding for sale of the Land, including the statutory procedures, legal costs associated with transfer and marketing costs will be taken from the proceeds of the sale of the Land. Should the sale not proceed then any costs borne will be absorbed within current budget allocations.

Subject to the outcome of the Section 223 process a further report will be presented to Council. This report will consider if a portion of the sale proceeds are to be allocated into an Affordable Housing Fund in accordance with Council's policy for the sale of Council land and detailed within the Greater Dandenong Housing Strategy 2014-2024.

#### Consultation

A detailed internal referral process has been carried out in relation to the proposal to sell this Land and comments received were as follows:

Activities Centre Revitalisation has advised that the sale of this site is supported as the site is outside the Declared Project Area.

Council's Strategic, Design and Sustainability Planning Unit advised that the Land is contained in a General Residential Zone – Schedule 1 and following an assessment have concluded that it is not necessary to retain the site for open space purposes.

The site area at 914 square metres falls well short of the 2,500 square metre area required for a local park unless adjoining properties are acquired (noting Council previously sold part of this site back in 2002). The site does not fall within an open space gap, and is located within 500 metres of an existing 1 hectare plus reserve, Warner Reserve.

A Section 24A process under the *Subdivision Act 1988* is required to be completed to remove the current Reserve designation from the title. It is intended that this process be undertaken concurrently with the Section 223 process, should Council agree to proceed with the statutory procedures to consider the sale of the land.

Should this proposal be adopted then a public consultation process will be commenced as required under sections 189, and 223 of the LGA. Public notices will be placed in the two local papers generally circulating in Greater Dandenong and included on Council's website.

#### Conclusion

The subject Land is no longer required for its previous use, no reasonable alternative uses have been identified and may be considered surplus to Council's requirements. It is proposed that Council gives public notice of the intention to sell the Land and hear submissions if received in order to consider the proposal to sell the Land.

#### Recommendation

That, being of the opinion that 90 Gove Street, Springvale is surplus to Council requirements:

- 1. Council authorises the statutory procedures required under section 24A of the Subdivision Act 1988 be commenced to remove the current reserve status from the title;
- Council authorises the statutory procedures required under sections 189 and 223
  of the Local Government Act 1989 be commenced and notices be published in the
  local papers circulating in Greater Dandenong and on Council's website proposing
  that the Land be sold;
- 3. if submissions are received, Council authorises officers to establish a Special Committee of Council comprised of Ward Councillors. Submitters wishing to be heard will be notified of the time and place of the Special Committee meeting and a summary of the results of the hearing will be reported back to Council to make a final decision regarding the sale of the Land; and

4. if no submissions are received, the matter will be reported back to Council to make a final decision regarding the sale of the Land.

#### **MINUTE 772**

Moved by: Cr Matthew Kirwan Seconded by: Cr Roz Blades AM

That, being of the opinion that 90 Gove Street, Springvale is surplus to Council requirements:

- 1. does not proceed with the sale of 90 Gove Street, Springvale on the basis of the land being retained by Council for the purposes of open space; and
- 2. commences a rezoning of the subject land to designate the land as 'Public Park and Recreation Zone'.

#### **MINUTE 773**

Moved by: Cr Tim Dark

Seconded by: Cr Zaynoun Melhem

That Cr Sean O'Reilly be granted an extension of time of one (1) minute to speak against the Motion.

**CARRIED** 

#### **REFER TO MINUTE NUMBER 772 (CARRIED)**

For the Motion: Cr Roz Blades AM, Cr Youhorn Chea, Cr Matthew Kirwan, Cr Maria Sampey (called for the division), Cr Heang Tak

Against the Motion: Cr Tim Dark, Cr Zaynoun, Cr Sean O'Reilly, Cr Loi Truong

### **OTHER**

PROPOSED SALE OF LAND: 90 GOVE STREET, SPRINGVALE

## **ATTACHMENT 1**

## **LOCALITY PLAN**

PAGES 2 (including cover)

If the details of the attachment are unclear please contact Governance on 8571 5235.



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Responsible Officer: Director Corporate Services

#### **Report Summary**

Greater Dandenong City Council's Chief Executive Officer (CEO) John Bennie PSM requests a Leave of Absence to take annual leave for the period Thursday 6 September to Friday 12 October 2018 inclusive. This Leave of Absence will require Council's endorsement of two acting CEOs to cover the period of absence until the CEO's return on Monday 15 October 2018.

#### **Recommendation Summary**

This report recommends that Council notes that CEO will be on annual leave from 6 September-12 October 2018 and endorses the nominees to act in the CEO's position until the CEO returns to work on 15 October 2018.

#### 2.6.4 Leave of Absence - Chief Executive Officer (Cont.)

#### **Background**

For this period of leave, a formal resolution of Council is recommended to note and endorse authority to an acting CEO. For the period proposed, the CEO has assessed the availability and Directorate workload of the Executive Management Team and recommends that two directors share the responsibility of acting CEO over this time.

#### **Proposal**

It is proposed that Mick Jaensch acts in the position of CEO from Thursday 6 September to Sunday 23 September 2018 and Paul Kearsley acts in the position of CEO from Monday 24 September to Sunday 14 October 2018.

## **Financial Implications**

There are no financial implications associated with this report.

#### Conclusion

The delegation of powers, duties and functions from Council to the Chief Executive Officer on 9 October 2006 provides the schedule under which the CEO may act. This delegation also extends to any member of staff holding, acting in or performing the position of Chief Executive Officer, so a further delegation is not required.

It is however, important that Council notes the requested leave and endorses the recommendation made in this report.

#### Recommendation

#### That Council:

- 1. notes the Chief Executive Officer, John Bennie PSM, will be taking annual leave from 6 September to 12 October 2018 (inclusive) returning on 15 October 2018; and
- 2. endorses Mick Jaensch acting in the position of Chief Executive Officer from Thursday 6 September to Sunday 23 September 2018 (inclusive) and Paul Kearsley acting in the position of Chief Executive Officer from Monday 24 September to Sunday 14 October 2018 (inclusive).

2.6.4 Leave of Absence - Chief Executive Officer (Cont.)

#### **MINUTE 774**

Moved by: Cr Zaynoun Melhem Seconded by: Cr Tim Dark

#### **That Council:**

- 1. notes the Chief Executive Officer, John Bennie PSM, will be taking annual leave from 6 September to 12 October 2018 (inclusive) returning on 15 October 2018; and
- 2. endorses Mick Jaensch acting in the position of Chief Executive Officer from Thursday 6 September to Sunday 23 September 2018 (inclusive) and Paul Kearsley acting in the position of Chief Executive Officer from Monday 24 September to Sunday 14 October 2018 (inclusive).

**CARRIED** 

## 2.6.5 List of Registered Correspondence to Mayor and Councillors

File Id: qA283304

Responsible Officer: Director Corporate Services

Attachments: Correspondence Received 23 July - 3 August

2018

#### **Report Summary**

Subsequent to resolutions made by Council on 11 November 2013 and 25 February 2014 in relation to a listing of incoming correspondence addressed to the Mayor and Councillors, Attachment 1 provides a list of this correspondence for the period 23 July - 3 August 2018

#### Recommendation

That the listed items provided in Attachment 1 for the period 23 July – 3 August 2018 be received and noted.

#### **MINUTE 775**

Moved by: Cr Loi Truong

Seconded by: Cr Zaynoun Melhem

That the listed items provided in Attachment 1 for the period 23 July – 3 August 2018 be received and noted.

**CARRIED** 

2.6.5 List of Registered Correspondence to Mayor and Councillors (Cont.)

#### **OTHER**

## LIST OF REGISTERED CORRESPONDENCE TO MAYOR AND COUNCILLORS

## **ATTACHMENT 1**

# CORRESPONDENCE RECEIVED 23 JULY – 3 AUGUST 2018

**PAGES 2 (including cover)** 

If the details of the attachment are unclear please contact Governance on 8571 5235.

### 2.6.5 List of Registered Correspondence to Mayor and Councillors (Cont.)

# **Objective**

Correspondences addressed to the Mayor and Councillors received between 23/07/18 & 03/08/18 - for information only - total = 1

User Assigned Mayor & Councillors Office Objective ID A5146239 Date Record Created 30-Jul-18 Correspondence Dated 23-Jul-18 correspondence Name Invite from the Department of the Environment and Energy for Council to participate in the National Feral Cat Control Survey.

NB: Users assigned may have changed by the time of the Council Meeting. Correct at time of report production only.

File Id:			

### **Report Summary**

Responsible Officer:

This report addresses a proposal to enter into a lease with Eland Technology Pty Ltd for the retail property at 266-270 Lonsdale Street, Dandenong.

**Director Corporate Services** 

Council is required to carry out statutory procedures in accordance with sections 190 and 223 of the *Local Government Act 1989* (LGA) in order to make a decision to lease the premises.

### **Recommendation Summary**

This report recommends that Council gives public notice of the intention to lease the retail property of 266-270 Lonsdale Street, Dandenong to Eland Technology Pty Ltd. Subsequent to the notification period, if submissions are received, Council will establish a special committee to hear such submissions and a further report will be provided to Council for consideration. If no submissions are received, Council will authorise execution of the lease.

### **Background**

Section 190 of the LGA provides a restriction on the power of Council to lease land. If the lease is to be one year or more and the rent for any period of the lease is \$50,000 or more a year, or the current rental value of the land is \$50,000 or more a year; or the lease is for 10 years or more; Council must publish a public notice of the proposed lease at least four weeks before the lease is made. The LGA also provides that a person has the right to make a submission under section 223 on the proposed lease.

Council purchased the property at 266-270 Lonsdale Street, Dandenong on 18 July 2018 for strategic purposes and envisages it will require a minimum of ten years before the property will be required for those purposes.

The property provides approximately 400 square metres of retail space, parking at the rear for five cars and it has recently been fitted out with new flooring. The real estate agent involved in the sale process of the property, Facey Industrial, had secured a tenant during the sale process and this report now endeavours to establish a lease with that tenant. The tenant runs an established party supplies business in Hoppers Crossing and is now ready to service the south eastern region of Melbourne. This property and the proposed lease will provide Eland Technology Pty Ltd with a prominent location within Dandenong with easy access and parking and enough space to grow this business in the Dandenong area.

### **Proposal**

The following lease terms and conditions are proposed:

Commencement Date: Mid October 2018.

Term: 5 years + 5 year option.

Commencing Annual Rental: \$90,000 pa plus GST with a three month rent-free period

at the commencement of the lease in lieu of tenancy fit-out

costs.

Annual Increases/Rental Reviews: Annual fixed increase of CPI at each anniversary of the

commencement date during the initial lease term with a market rental review prior to the commencement of the second option term – the rent will be increased by CPI annually at each anniversary of the commencement date

of the option term.

Additional Conditions: Nil works required by Council as Lessor.

Tenant solely responsible for car parks at rear of property.

The proposed rental is in line with current market values for similar retail spaces in central Dandenong. The rent free period is considered a fair exchange for Lessee works involving plastering, painting and other aesthetic works required by the proposed tenant.

# Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

### Community Plan 'Imagine 2030'

### **People**

Pride – Best place best people

### **Place**

- Sense of Place One city many neighbourhoods
- Appearance of Places Places and buildings
- Travel and Transport Easy to get around

### **Opportunity**

• Jobs and Business Opportunities – Prosperous and affordable

### **Council Plan 2017-2021**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

### People

A vibrant, connected and safe community

### Place

- A healthy, liveable and sustainable city
- A city planned for the future

### **Opportunity**

A diverse and growing economy

### **Related Council Policies**

Council's Leasing and Licensing of Commercial Properties Policy provides for an equitable and consistent approach for leasing Council owned commercial property consistent with Council's Corporate Plan.

### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

### **Financial Implications**

The leasing of this property will provide Council with a 4% annual return on its investment. All costs associated with the initial leasing of the property will be absorbed by existing budgets. These include advertising required under the LGA and real estate agent costs.

### Consultation

A public consultation process will be commenced as required under sections 190 and 223 of the LGA. Public notice of Council's intention to execute a lease for 266-270 Lonsdale Street, Dandenong will be given in local papers circulating in the area and on Council's website and interested parties will be given the opportunity to make submissions for 28 days.

### Conclusion

It is considered that the proposal to lease the vacant property at 266-270 Lonsdale Street, Dandenong to Eland Technology Pty Ltd for a party supplies business is an appropriate retail use for the building.

### Recommendation

That Council, being of the opinion that it is suitable to proceed with a proposal to lease the retail property at 266-270 Lonsdale Street, Dandenong to Eland Technology Pty Ltd for use as a party supplies business for a term of five years with a further option of five years resolves:

- 1. to give public notice of Council's intention to lease these premises in accordance with sections 190 and 223 of the *Local Government Act 1989*;
- if submissions are received, and any request to be heard is made, a special committee
  of Council made up of Red Gum Ward Councillors, be established to hear
  submissions (with submitters being notified of the time and place of the special
  committee meeting); and

3. if no submissions are received, Council authorises the signing and sealing of all documentation associated with the lease.

Cr Tim Dark disclosed a Conflict of Interest (Indirect interest due to conflicting duties) in this item, as his employer is the Leasing Agency for the premises. Cr Tim Dark left the Chamber at 8.10pm prior to discussion and voting on this item.

### **MINUTE 776**

Moved by: Cr Roz Blades AM Seconded by: Cr Loi Truong

That Council, being of the opinion that it is suitable to proceed with a proposal to lease the retail property at 266-270 Lonsdale Street, Dandenong to Eland Technology Pty Ltd for use as a party supplies business for a term of five years with a further option of five years resolves:

- 1. to give public notice of Council's intention to lease these premises in accordance with sections 190 and 223 of the *Local Government Act 1989*;
- if submissions are received, and any request to be heard is made, a special committee of Council made up of Red Gum Ward Councillors, be established to hear submissions (with submitters being notified of the time and place of the special committee meeting); and
- 3. if no submissions are received, Council authorises the signing and sealing of all documentation associated with the lease.

**CARRIED** 

Cr Tim Dark returned to the Chamber at 8.11pm.

# 2.6.7 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 6 August 2018

File Id: fA25545

Responsible Officer: Director Corporate Services

### **Report Summary**

As part of Council's ongoing efforts to improve transparency in Council processes, matters discussed at Councillor Briefing Sessions & Pre-Council Meetings (other than those matters designated to be of a confidential nature) are reported on at ordinary Council meetings.

The matters listed in this report were presented to Councillor Briefing Sessions & Pre-Council Meetings in August 2018.

### **Recommendation Summary**

This report recommends that the information contained within it be received and noted.

2.6.7 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 6 August 2018 (Cont.)

### **Matters Presented for Discussion**

Item		Briefing Session
1.	Australian Sikh Games 2019  Councillors were briefed on the Australian Sikh Games which are being held in Melbourne over the 2019 Easter long weekend.	6 August 2018
2.	Victorian Local Governance Association (VLGA) programs and activities  Councillors were presented with an overview of the purpose and activities of the VLGA.	6 August 2018
3.	Future of the National Disability Insurance Scheme (NDIS) (Confidential)  A report was presented to the Ordinary Council Meeting of 13 August 2018.	6 August 2018
4.	Other  Councillors and Council officers briefly discussed the following topics:  a) Possible city-wide waste forum. b) Agenda items for the Council meeting of 13 August 2018.	6 August 2018

### **Apologies**

 Councillor Roz Blades AM, Councillor Tim Dark, Councillor Angela Long, Councillor Zaynoun Melhem and Councillor Heang Tak submitted apologies for the Councillor Briefing Session on 6 August 2018.

### Recommendation

### That:

1. the information contained in this report be received and noted; and

2.6.7 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 6 August 2018 (Cont.)

2. the information discussed at the above listed Councillor Briefing Sessions that was declared confidential in Item 3 by the Chief Executive Officer under Sections 77 and 89 of the Local Government Act remain confidential until further advisement unless that information was the subject of a subsequent Council report.

### **MINUTE 777**

Moved by: Cr Roz Blades AM Seconded by: Cr Heang Tak

### That:

- 1. the information contained in this report be received and noted; and
- 2. the information discussed at the above listed Councillor Briefing Sessions that was declared confidential in Item 3 by the Chief Executive Officer under Sections 77 and 89 of the Local Government Act remain confidential until further advisement unless that information was the subject of a subsequent Council report.

**CARRIED** 

### 2.6.8 International Relations Visit to Jiangsu Province

File Id:	
Responsible Officer:	Director Corporate Services

### **Report Summary**

Council has received an invitation to attend commemorative activities in Jiangsu Province to mark the 40<sup>th</sup> Anniversary since this province first established international sister city relationships.

This report seeks Council endorsement for the Mayor and a nominated Officer to accept this invitation and attend the event

### **Recommendation Summary**

This report recommends that Council endorses the attendance of the Mayor and a nominated Council Officer to attend the 40<sup>th</sup> Anniversary Sister City commemorative celebrations in Jiangsu Province, China.

### 2.6.8 International Relations Visit to Jiangsu Province (Cont.)

### **Background**

Council established a sister city relationship with the City of Xuzhou in 1996 with this city located within the Jiangsu Province which is a sister state to Victoria.

Council has an International Relations Policy which provides for the following objectives:

- Build relationships in countries around economic cooperation aligned when appropriate with civic cooperation – to promote economic activity between business; industrial sectors; and current or complementary civic acquaintances;
- Develop and expand economic opportunities for business enterprises, industry and education providers;
- Encourage the exchange of ideas relating to good business practices and import/export opportunities;
- Foster international understanding and goodwill; and
- Maintain mutual understanding, friendship and co-operation with established cities or places where such relationships support economic opportunities.

The Policy further notes that Council may on a biennial basis provide for civic and Mayoral visits limited to two people (typically the Mayor and a nominated staff member).

Council has received an invitation to attend commemorative activities in Jiangsu Province to mark the 40<sup>th</sup> Anniversary since this province first established international sister city relationships. The date of the celebratory events is the 22-23 October 2018.

This report seeks Council endorsement for the Mayor and a nominated Officer to accept this invitation and attend the event

### **Proposal**

This report recommends that Council endorses the attendance of the Mayor and a nominated Council Officer to attend the 40<sup>th</sup> anniversary sister city commemorative celebrations in Jiangsu Province, China.

# Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

### 2.6.8 International Relations Visit to Jiangsu Province (Cont.)

### Community Plan 'Imagine 2030'

### **Opportunity**

- Education, Learning and Information Knowledge
- Jobs and Business Opportunities Prosperous and affordable
- Tourism and visitors Diverse and interesting experiences
- Leadership by the Council The leading Council

### **Council Plan 2017-2021**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

### **Opportunity**

- A diverse and growing economy
- An open and effective Council

### **Related Council Policies**

This report is covered by the International Relations Policy.

### **Financial Implications**

The resource requirements associated with this report are provided for within the 2018/19 Annual Budget. Typically Council is required to fund the two airfares and any accommodation costs outside of the event dates. Accommodation and transport costs associated with the event are generally provided by the host sister city.

### Consultation

Council has received the written invitation from Jiangsu Province.

### Conclusion

This report seeks Council endorsement for the Mayor and a nominated Officer to accept this invitation and attend the event.

### Recommendation

That Council endorses the attendance of the Mayor and a nominated Council Officer to attend the 40<sup>th</sup> Anniversary Sister City commemorative celebrations in Jiangsu Province, China.

2.6.8 International Relations Visit to Jiangsu Province (Cont.)

### **MINUTE 778**

Moved by: Cr Loi Truong Seconded by: Cr Tim Dark

That Council endorses the attendance of the Mayor and a nominated Council Officer to attend the 40<sup>th</sup> Anniversary Sister City commemorative celebrations in Jiangsu Province, China.

**CARRIED** 

### 3 NOTICES OF MOTION

Nil.

Councillor Matthew Kirwan and Councillor Roz Blades AM left the Chamber at 8.19pm.

### Question Cr Sean O'Reilly

I attended a few events including the Springvale Historical Society Annual General Meeting. At that meeting, there was an interesting question posed that I thought would be good for us to clarify at this meeting. The question is where there are historic letterings around the municipality activity centres in particular, such as the historic Burden Building lettering; if they become obscured by commercial signage I would like to know what Council does. With a few historical buildings around the place, how does Council monitor and protect historical heritage signage or buildings from obscuration by commercial and other signage?

Councillor Matthew Kirwan returned to the Chamber at 8.20pm.

Councillor Roz Blades AM returned to the Chamber at 8.21pm.

Councillor Zaynoun Melhem left the Chamber at 8.21pm.

### Response

### Jody Bosman, Director City Planning, Design and Amenity

I will answer the broader question by just focusing on Burden Building and the lettering on the facade at the top of the parapet. This particular site is subject to Heritage Overlay 67 and as such the heritage value of the building is protected. In particular, the upper parapet walls, original timber windows, brick and rendered facade and 'Burden's Building' sign which still exists, are of significance to Springvale as mentioned in the Overlay.

The sign that is currently obscuring the sign in question is the Jenny Foo & Company sign. Given the site is subject to a Heritage Overlay, any new sign would require a planning permit. There do not appear to be any planning permits granting approval for this particular sign. However, it is also not clear how long the signage has been in place and this is something that we will investigate. Whether or not it required a permit at the time it was originally erected, further investigation would be required to establish the date of signage and whether we would now enforce the removal of it and go through the process of protecting the Heritage Overlay.

If there was not a Heritage Overlay on the site, we would not be in a realistic position to refuse the signage based on it obscuring the lettering. However, in this case, as there is a Heritage Overlay, we would be seeking to protect the heritage values of that building, including ensuring the lettering was not obscured if a planning permit is now or would be submitted. When you see around town a number of buildings with that kind of lettering on the top of an older building, not all of that would be protected but in cases like this particular building where it is protected by a Heritage Overlay within the scheme, it would not be allowed to be obscured. In the particular case of Burden Building we will check to see whether that signage satisfies the legal requirements; whether in fact it is allowed to remain there or should be removed. If it was removed and a new permit would be required, it could not be approved in the position where it currently sits.

### Comment Cr Matthew Kirwan

The following are some of the activities I have been involved in since the last Council meeting.

On Friday 17 August 2018, I represented Councillors at the board meeting of SERGASCO (South East Region Gas Company) Pty Ltd. SERGASCO is a public company with eight shareholders including Greater Dandenong City Council and Kingston City Council. SERGASCO's function is to liaise with private energy company Energy Developments Limited (EDL), the company contracted to SERGASCO to collect the landfill gas from both closed and operating landfills in the Springvale South and Clayton areas.

EDL collects the landfill gas for use as a fuel source to generate electricity which is fed into the State electricity grid. EDL pays royalty to SERGASCO based on the amount of electricity generated and then Council receives a portion of that royalty as one of the managing Councils. In our case, it is the Spring Valley Reserve which distributes returns to shareholders. It was a fascinating meeting and a great opportunity to represent this Council. I can reassure you that our landfill gas is being very well managed by EDL.

On Monday 20 August 2018, the Mayor, Councillor Chea and I joined the Mayor of the City of Darebin, Deputy Mayor of Moreland City Council and Deputy Mayor of Yarra City Council, here at the Dandenong Civic Centre for the first meeting of the Status Resolution Support Services (SRSS) Payment Mayoral Task Force, which was formed following the successful mayoral round table in late July 2018. We made great progress on the planning of our advocacy and practical response priorities to the SRSS cuts, including some discussions on a collaborative media approach going forward. During the last two weeks, we have completed as a Council, writing to all of the Federal Members of Parliaments (MPs) and all national State MPs about this issue. We have also started writing to local faith based groups and community groups in Greater Dandenong, asking them to help us with our advocacy on this issue.

On Wednesday 22 August 2018, the Mayor, Councillor Chea and I attended the Municipal Association of Victoria (MAV) Inaugural Arts and Cultural Forum for Local Government. It was a very proud achievement that we had this major event here in Dandenong with a prestigious worldwide personality as the keynote speaker, Jordi Balta, Advisor on Culture in Sustainable Cities, Committee on Culture, United Cities and Local Government (UCLG). He travelled all the way from Spain for this event and shared his inspiring UCLG vision for culture and sustainable cities.

Councillor Zaynoun Melhem returned to the Chamber at 8.25pm.

### **Question**

### **Cr Matthew Kirwan**

My first question tonight relates to Council's Reconciliation Plan. Two issues I regularly get contacted about from our non-indigenous residents who are interested in being part of a Reconciliation Advisory Committee are: to encourage reconciliation in the community and also highlighting the indigenous heritage of the area. They brought up suggestions during consultation on the Reconciliation Action Plan such as having suburb signs with an indigenous welcome message like other Councils and heritage walking trails within interpretive signs of sites. All of these are popular responses as I said in the consultation. With this in mind, what I am asking for tonight is how three of the actions that are in the Plan are progressing. What are their current statuses and are they on track for completion in December 2018 as per the Plan? The Actions are:

- (1) 4.5 Investigate the establishment of an Aboriginal and Torres Strait Islander Advisory Committee;
- (2) 7.5 Promote the Narragunnawali Program for schools and Early Learning Centres in the municipality; and
- (3) 8.4 Investigate the opportunities to showcase and enhance understanding of Aboriginal and Torres Strait Islander culture and heritage. For example: mapping of significant sites, a heritage walking trail of the landscape; bush tucker garden signage and self-guided tours.

### Response

### Martin Fidler, Director Community Services

I will respond to each part one by one.

- (1) 4.5 The formation of an Advisory Committee is in progress and is being discussed with members of the local Aboriginal and Torres Strait Islander community and other regional groups. A response and update will be provided by December this year as per the Reconciliation Action Plan.
- (2) 7.5 Promote the Narragunnawali Program for schools and early learning centres in the municipality. I am pleased to report that Council's Children Services are currently doing this. They are promoting the program for schools and early learning centres in the municipality via the Children's Learning Network which supports a range of schools, early learning centres, playgroups, family day care educators and other educational professionals with information sharing and networking.

Council's Children Services team also works very closely with the Aboriginal Best Start Program to promote and encourage local service providers, to engage Reconciliation Australia and the services of the Narragunnawali, to embed culturally safe practices and to recognise the importance of having the connection to the community. There is also an Early Years Yarning Group being established in partnership with Aboriginal Best Start, department of education, Koori engagement support officers, local schools and early year's services.

(3) In terms of 8.4 - Investigate the opportunity to showcase and enhance understanding of Aboriginal and Torres Strait Islander culture and heritage. Investigation of opportunities are ongoing and have included consultation with the local Aboriginal and Torres Strait Islander community. The Alex Wilkie Sense trail is considered a potential site for a bush tucker garden and Council's Parks team is currently assessing its viability in regards to the interface with current landscape. There are meetings scheduled for late September to investigate this proposal further and to consider other options.

There are also ongoing discussions with the Activities Revitalisation team around interpretive signage and a response and an update will also be provided around December this year as per the Plan.

### Question

### **Cr Matthew Kirwan**

Just to follow up on a couple of those. With the first one, Investigate the establishment of an Aboriginal and Torres Strait Islander Advisory Committee, there was significant interest from residents because they wanted to help with reconciliation between our non-indigenous and our indigenous communities. They want to join a committee of that kind. I remember when the actual Plan came back to Council, there was neither a 'no' nor a 'yes' because there was a concern that if it is an advisory committee, could it have anyone other than indigenous people on it? On one hand there are non-indigenous residents who want to spread the message of reconciliation to non-indigenous residents but then on the other hand, there was what was considered a potential conflict in having non-indigenous people on the committee. Has that been resolved yet or is it still up for discussion?

### Response

### Martin Fidler, Director Community Services

I believe as I mentioned in my response, that conversations have begun and are in progress with the Aboriginal and Torres Strait Islander community and with other groups. We have those points in consideration and yes, they will be included in the report that comes back to Council around December this year.

### Question

### Cr Matthew Kirwan

My next question relates to the status of the C182 Planning Scheme Amendment (Part B). Has it been resolved and what actions are being taken to finalise it; and for the Gallery, a summary of what C182 (Part B) is?

### Response

### Jody Bosman, Director City Planning, Design and Amenity

Planning Scheme Amendment C182 (Part 2), is that part of the Residential Zones Review or the zones review and subsequent rezoning, where the Minister sets aside the part of it that was pertinent to the Residential Growth Zone. He approved the majority of it in the rest of the municipality but sets aside and splits into Part 2, that component where further information around the Residential Growth Zone was required and justification for what the Council had proposed as part of the changes.

In the interest of resolving Amendment C182 (Part 2) and in light of the changes made by State Government Amendments VC110 and VC143, Council proposed to the Minister and to the Department of Environment, Land, Water and Planning (DELWP), that a new General Residential Zone Schedule 3 be introduced; and applied to the majority of the areas originally proposed to be rezoned to Residential Growth Zone Schedule 3. The areas within the Noble Park Activity Centre boundary are to remain unchanged from Residential Growth Zone 2 (RGZ2). Those areas were not affected. The new General Residential Zone Schedule 3 proposes to switch off the Minimum Garden Area requirement and include the same variations to the ResCode requirements as previously sought via Residential Growth Zone Schedule 3. We are swapping one zone to another and still having another schedule but trying to achieve it through the mechanism of the General Residential Zone as opposed to the Residential Growth Zone as per those developments or the constraints that were approved by Council.

Introducing a new Schedule 3 to the General Residential Zone will provide greater certainty for the community and ensure appropriate development outcomes that reflect the purpose of the zones. The minimum garden area requirement is considered inappropriate for these areas to ensure the level of development and intensity originally envisaged by Amendment C182 can still be supported and achieved. These areas have relatively good access to services and facilities and are identified as areas of transition and appropriate for more intensive three storey housing.

This approach is consistent with the recommendations of the Greater Dandenong Residential Planning Policy and Controls Project 2015 to achieve a transition in built form around Dandenong, Noble Park and the Springvale Activity Centres.

Council officers were in discussion as recently as last week with the DELWP officers who are still assessing C182 (Part 2). As recently mentioned in the newspapers, there was a fire in the DELWP offices last week and it is expected that disruption to the offices might further delay their processing of C182 (Part 2) at this time.

### Question

### **Cr Matthew Kirwan**

Just two follow up questions:

- (1) Would it be true to say though that there has been an agreement at officer level and now we are waiting for the Minister to act because previously when I have queried it, there was uncertainty about the officer view at DELWP?
- (2) We are moving from a Residential Growth Zone Schedule 3, which the DELWP has indicated that they do not accept the creation of such a schedule, to a General Residential Zone 3, which might have in terms of open space the same objective being reached. However, in the General Residential Zone, generally speaking, the preferred building form is townhouses whereas in a Residential Growth Zone, the preferred building form is apartments. We were talking about Dandenong West earlier which is the area south of Hemming Street but the Jones Road side would be covered by this new zone. Has it changed the preferred built form in some of those side streets off Hemming Street to more likely be townhouses rather than apartments?

### Response

### Jody Bosman, Director City Planning, Design and Amenity

The answer is yes. By moving to General Residential Zone Schedule 3, we will be achieving that lower built form that our proposed neighbourhood character was putting forward. That is the advantage of being able to switch off the garden zone or the garden area that VC110 brought about.

To say whether or not we have agreement from DELWP officers, I can probably be a little more evasive and say that at this stage we do not have any disagreement from the DELWP officers and we remain confident that in terms of our discussions, that the recommendations by the DELWP officers to the Minister will be a positive one.

### Question

### **Cr Matthew Kirwan**

To further clarify, I know there is something related to being on a major road but would it be correct to say that the most common maximum built form is a three storey townhouse?

### Response

### Jody Bosman, Director City Planning, Design and Amenity

That would be correct.

### Question

### **Cr Matthew Kirwan**

Regarding the Team 11 A-League Bid, my questions are:

- (a) What is the status of bid?
- (b) When will the community engagement start and end and I am referring to a decision at the Council meeting on 23 July 2018 when Council endorsed Community Engagement? The answer I was given was that consultation would start in the third week of August which was last week and it takes three to four weeks. Residents are now questioning as to why they have not yet started.
- (c) For such a major project that Greater Dandenong Council is the driver and partner in, will Council involve a mail out, by Australia Post, to households that could have parking and other amenity impacts?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

In respect to the status of the Bid, it is to be submitted on Friday 31 August 2018. The formal announcement of the Football Federation Australia (FFA) is expected by 31 October 2018.

In respect to the community engagement, as discussed at a recent Councillor Briefing Session (CBS), the consultation process will now commence in the second week of September 2018 to enable the proposed four week consultation period to coincide with the City magazine October issue, which is due to be distributed to residents in late September 2018.

In respect to the Australia Post matter, as previously advised, Councillors will be informed of the cost and the areas to be covered related to the option of using Australia Post at the next upcoming Councillor Briefing Session (CBS).

### Question

### **Cr Matthew Kirwan**

For clarification, the consultation process will start in the second week of September 2018. When is it expected to close?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

It will commence on 10 September 2018 over a four week period.

Councillor Heang Tak left the Chamber at 8.56pm.

# **Question Cr Matthew Kirwan**

Following on from questions I asked at the last Council meeting, I have further questions relating to the proposed demolishing of the velodrome at Parkfield Reserve in Noble Park.

- (a) I am talking about things that have been seen in the media and trying to ask if they are actually accurate? Is it true that our Council is putting forward a budget of approximately \$100,000 to remove the velodrome at Parkfield Reserve and if not, what is the figure?
- (b) I understand that Boroondara Council has allocated \$50,000 in their annual budget to resurface their velodrome up to professional velodrome standards. What is the estimated cost of resurfacing the Noble Park velodrome to (i) amateur or (ii) to professional standards?
- (c) Given that the velodrome was named after Maurice Kirby, what consultation occurred with the family of the late Mr Kirby?
- (d) Was Cycling Victoria, the peak governing body for both organised competitive and recreational cycling in Victoria, consulted? If not, why not and will they be consulted now?
- (e) At the last meeting, I asked some questions regarding the proposal removal, how that fitted into our new Cycling Strategy which was endorsed last year. Tonight I have further questions relating to how the proposed removal of the velodrome fits into that Strategy:
- (i) The objective and the executive summary of the Cycling Strategy is, "In creating places for people, Council seeks to increase the number of people cycling by providing and promoting opportunities to cycle for recreation, sport and transport purposes." I am really asking how the proposed removal will help Council meet the objective of increasing cycling as a sport.
- (ii) The following action of the Cycling Strategy which is implied by the use of State sporting bodies that we aim to engross cycling as a sport, not just as a recreational activity.
- (iii) Support state sporting bodies to run a series of bicycle related programs, classes and cycling based community events. By potentially removing the velodrome, what is going to be the mechanism by which we are going to run those programs, classes and cycling based community events that are aimed at growing cycling as a sport?
- (f) More generally, if we are committed to promoting cycling as a sport, how does the proposal to remove this velodrome fit into that; and what other alternative facilities and approaches do we plan to grow cycling as a sport instead?
- (g) What consideration took place for an alternative approach for the potential upgrading and better promoting of the velodrome as a regional facility given that to my knowledge it is the only velodrome in the outer eastern, south-eastern and southern suburbs? Was that opportunity explored and if not, why not?

As a side note on p27 of the Cycling Strategy, it notes an annual progress update of the Cycling Strategy will be provided to Council. As per a question asked earlier in the year, is this still planned for a Council meeting this year and if so when?

Councillor Heang Tak returned to the Chamber at 8.58pm.

### Response

### Jody Bosman, Director City Planning, Design and Amenity

I will answer those questions in the same order that Councillor Kirwan has asked them.

In respect of the budget of approximately \$100,000, the 2018 to 2020 Capital Works Program has allocated \$100,000 towards the implementation of the Parkfield Reserve Master Plan as noted in Item 59 in Budget Appendix C. Council officers are currently reviewing the community feedback on the draft Master Plan and will take all this feedback on board with preparing the final Master Plan for Council consideration. As such the use of these funds has not yet been determined.

As to the Boroondara Council having allocated \$50,000, Boroondara City Council has the Hawthorn Velodrome at Patterson Reserve which is of a different standard to the one at Parkfield Reserve and is associated with the Hawthorn Cycling Club.

With regards to the cost of resurfacing the velodrome, this question will need to be taken on notice as it is likely to be a complex project that is not straightforward as resurfacing to a specified standard.

With the response to one of Councillor Kirwan's question at the Council meeting of 13 August 2018, the current velodrome has risk factors associated with its use as a safe place to ride due to its conflict with the cricket and soccer uses that currently take place there. Hence risk factors and mitigation measures would also need to be part of this process.

It should be noted that there are no registered cycling clubs presently within the City of Greater Dandenong.

With regards to the velodrome being named after Maurice Kirby and consultation with the family of the late Maurice Kirby, the family was not directly consulted. However, their comments have been fed into the community consultation process via the Our Say Forum.

With regards to the answer provided to another one of Councillor Kirwan's question at the Council meeting of 13 August 2018, it is correct that the velodrome is named after Maurice Kirby and if the velodrome was to be removed, an appropriate process would occur to recognise Maurice Kirby as a sporting hero for the local area through the appropriate interpretive signage or other means to be determined at that time. It is also important to note that no decisions have been made to date in relation to the removal of the velodrome and rather, it is a proposal at this time based on the work currently undertaken including feedback from initial consultation from the draft Master Plan.

Was Cycling Victoria consulted? As previously responded to at the Council meeting of 13 August 2018, Council officers have consulted with Bicycle Network Victoria and this information was previously provided to Council. However, I will check on the consultation with Cycling Victoria but I believe we have and as I mentioned it was referenced in an answer to a question again later on.

How it fits in with Council's new Cycling Strategy and the objective and the executive summary that creating places for people in Council seeks to increase the number of people cycling? In response to questions (e) and (f), these refer back to the questions asked at the Council meeting of 13 August 2018 (CQT3) and the Cycling Strategy, it is acknowledged that it does among other things, seek to encourage more people to cycle. It has considered that this objective is continuing to be met by the ongoing infrastructure being provided for leisure and recreational cyclists including the shared path proposed as part of this draft Master Plan. When considering cycling infrastructure the Cycling Strategy seeks to prioritise additional infrastructure that would encourage the greatest level of additional cycling. Based on the historical usage, it is unlikely that reconstructing the velodrome in this location meets the intention of the Cycling Strategy.

Secondly, it should be noted that there are no registered cycling clubs in the City of Greater Dandenong and that is going back to the Cycling Victoria and Bicycle Network Victoria records. At present, there is no known demand for a competitive cycling track in Greater Dandenong and this has not been identified in discussions with Cycling Victoria.

I will confirm with the officer who has helped contribute to these comments that we have had discussions with Cycling Victoria. When considering cycling infrastructure, expenditure on the areas where additional infrastructure is likely to encourage the greatest level of additional cycling is prioritised. We will be looking at whether expenditure should happen. This approach is supported by the Cycling Strategy.

With regards to what considerations took place for an alternative approach, for the potential of upgrading and better promoting the velodrome as a regional facility, at present, the velodrome is of a substandard condition that is not suitable for competition, especially those with road bikes. It is not designated as a regional facility. There has been no demonstrated demand for the velodrome, with evidence to date identifying minimal support for the facility. There are no organised groups who use the velodrome, nor have there been requests to upgrade the facility. It is unlikely that a regional facility could be accommodated at the Parkfield Reserve without a significant impact on current user groups.

In response to the final question relating to the side note on p.27 of the Cycling Strategy, that an annual progress update of the Cycling Strategy be provided to Council and when, as per the response given at the Council meeting on 29 January 2018, it is proposed that the annual progress report would go to Council in October of this year, to correspond with the annual Ride to Work Day.

### Question Cr Matthew Kirwan

To follow up on some of those answers,

(a) it was unclear from Jody Bosman, Director City Planning, Design and Amenity's response what is or would be the cost. Mr Bosman talked about the cost of a budget allocation towards the implementation of the Parkfield Reserve Master Plan but my question was how much it would cost to demolish the velodrome. I will go through the rest of my follow up questions too.

In relation to questions (e) and (f), I could get from Mr Bosman's answer that he believes that other works we were doing at Parkfield Reserve would encourage recreational cycling. My question was broader than that. If we were removing the velodrome, what are we actually doing to grow cycling as a sport, not a recreational activity because our Cycling Strategy says we want to grow cycling as a sport?

In terms of the last element of the question for an alternative approach, would it be true to say that we have not actually received any feedback that we would want a regional sport cycling facility, a velodrome at this park but have not sought to explore the possibilities?

### Response

### Jody Bosman, Director City Planning, Design and Amenity

I will have to take that question on notice regarding the cost to demolish the velodrome. It is certainly fair to say that if a velodrome was to be retained on that site, we would have to demolish and completely reconstruct to present day standards and specifications. There is a cost to demolish and then there would be a cost to reconstruct.

In respect of what are we doing to promote cycling as a sport, unless Martin Fidler, Director Community Services can assist right now, I will take that question on notice as well.

The final question on whether we had gone out and promote this as a regional facility and seeking possibilities, I do not believe we have. I will also take that question on notice.

### Comment

### Cr Matthew Kirwan

If Mr Bosman could also take on notice why we have not done that because my questions relate to the fact that we have a discrete Parkfield Master Plan but we have a broader objective to promote cycling as a sport. I am seeing no connection between the two where I am trying to join the dots.

### Question

### **Cr Matthew Kirwan**

A resident brought to my attention that a gravel path has been built from the corner of George Street and Cheltenham Road in Dandenong to the new Carroll Lane Car Park and it is an excellent path. My questions are:

- (a) What is the purpose of this gravel path which seems to be actually a shared cycle path?
- (b) What is the status and expected timeframes for completing the improved pedestrian access to the Carroll Lane Car Park?
- (c) When will we start to actively promote the Carroll Lane Car Park which if I am not mistaken, has been getting little use for about 12 months?
- (d) Why are we spending further Council money in this precinct? Whether it is a new path or an improved pedestrian access to Carroll Lane, the question I have received from a resident is that, if we potentially are going to be building an A-League stadium or if other people are going to be building an A-League stadium to meet our objectives, why are we doing this extra work in this precinct when we might need to demolish anyway?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

In respect to the purpose of the gravel path, the gravel path provides an alternative means of pedestrian access for users of the car park wishing to travel via Stockman Bridge in lieu of using the Station overpass.

In respect to the timing for the proposed completion of the pedestrian path to the Station, following extensive approval delays and those were mainly due to the signal control room and not so much us getting approval for our works, that has to do with the Level Crossing Removal Project taking precedence. I can advise that we expect works on the paths to commence in September and for the path to open late December of this year.

In respect to the promotion, we are planning further consultations in November to coincide with the scheduled opening of the path later in December of this year.

In respect to the question on why funds are still being spent on this path, the pedestrian link to the Station will be needed regardless of the future of the site, whether it be a car park, stadium or any other amenity. It is going to be fairly important that we are able to move people between that site and the Station. The proposed pedestrian path we believe provides the best option for that to occur.

### **Question**

### Cr Matthew Kirwan

Going back to the gravel path, is that designed as a shared walking/cycling path and is there a risk that it will need to be demolished if an A-League Stadium is built on that site?

### **Response**

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

The path has been constructed specifically as a connection between the car park and the intersection of George Street and Cheltenham Road and it has been designed for pedestrian use. It is not intended to be used by cyclists even though cyclists are welcome to use it but I do not think it has a specific origin and destination.

### Question

### **Cr Matthew Kirwan**

The second part was, will this path need to be potentially removed if there is an A-League Stadium on that site?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

Potentially yes. It would depend on the ultimate design of the stadium. There is land surplus to the stadium's needs on that corner so the path would still be a potential link to the stadium but that would all be subject to the final design and implementation of the work.

### Question

### Cr Matthew Kirwan

So that is a continuation of the shared cycle path that goes over Allan Street Bridge and goes up Allan Street. Why was it not designed as a shared cycle/walk path given that it does form a route from Allan Street Bridge into Central Dandenong? Going back to my original question, if we potentially are going to demolish it, why did we decide to spend money to build it at this point?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

I think I am misunderstanding Councillor Kirwan's question a little bit. There is a shared path that goes across to Stockman's Bridge which connects to Allan Street into George Street and Walker Street. That path exists and will continue to exist regardless of any stadium being built or not on the land.

The gravel path that I understood Councillor Kirwan was referring to was a new path that we have constructed from the temporary car park on that land to provide pedestrian access to the Stockman's Bridge. It was not designed as a shared path and it is not part of a shared path link.

### **Question**

### Cr Matthew Kirwan

Mr Van Boxtel is saying that a shared path was not needed at the Carroll Park Car Park and I am curious why. Going back to my original question, why are we building such a path if we may be potentially demolishing it if we build an A-League stadium?

### Response

### Kevin Van Boxtel, Acting Group Manager, Greater Dandenong Business

My understanding is the path was part of the original contract that was let quite some time ago. Works have just recommenced to complete those works involving both paths so it is the gravel path to the Bridge and it is the asphalt path that will connect to the Railway Station.

With the decision on the Stadium, whilst we are very confident that will come to fruition, that decision is unknown at this point in time. We do think that it is important for users of that facility to be given both means of access for pedestrian connectivity into the Activity Centre in the interim.

### Question

### **Cr Matthew Kirwan**

With my final question, I will table both the questions and the responses. They relate to Item 2.5.1 Council Performance Report Q4/End of Year 2017-18. There are 19 questions so I will table both the questions and the responses.

Cr Matthew Kirwan tabled a list of questions and responses relating to Item 2.5.1 – Council Performance Report Q4/End of Year 2017-18 in the Agenda. A copy is provided as an attachment.

### **Comment**

### Cr Zaynoun Melhem

The past two weeks has been quite a busy two weeks with a large Muslim community in the City of Greater Dandenong celebrating Eid – Bayram. I know Councillor Memeti is enjoying this special time with his family in Albania so to all our Muslim community, happy Eid - Bayram.

### Question

### Cr Zaynoun Melhem

I would like to ask a question without notice to the relevant officer in regards to Council's Capital Works Programs. Councillor Sampey and I had a few items approved in the Budget this year including the following:

- CCTV at Brady Road, Dandenong North;
- a pedestrian crossing at Bakers Road, Dandenong North; and
- completion of the tennis courts at Rosewood Downs.

I am happy for these to be taken on notice but I just wanted to see when commencement of these projects will occur?

### Response

### Julie Reid, Director Engineering Services

I will take that on notice.

### **Comment**

### Cr Roz Blades, AM

I was going to ask a question about the Parkfield Velodrome but Councillor Kirwan has covered that because residents have asked about the site and the costs on the resurfacing of the velodrome.

I wanted to point out that I was on holiday and Councillors probably should not go on holiday. I am never going on another one because some of the things I read relating to Parkfield Reserve that were in the newspapers were a bit disturbing.

I would like to say that in relation to Maurice Kirby and the work that he did for the Pedal Club and the cyclists in general, that work is much appreciated and valued by this Council, by myself as a Paperbark Ward Councillor and as a local representative who values the contributions of others.

Over my years in Council, I have made it a point to acknowledge and name facilities after people in our community who have made a difference. Maurice Kirby is one of those people. I was speaking to the late Mr Kirby's daughter just today. I had a long chat to her and said that it was my intention to ask for some interpretive signage at Parkfield Reserve soon, telling people what her father did for the community and the provision of facilities at Parkfield Reserve, much like what this Council has done in Tatterson Park where we have put in interpretive signage in recognition of the work of lan Tatterson; the Pat Wright Senior Oval as part of the Noble Park Reserve and just before we had commissioners in Greater Dandenong, I asked that we name the Keysborough Reserve the Rowley Allen Reserve following discussions with their family.

This Council values the history and the contribution of residents like Maurice Kirby. I will say that at this meeting while the media is present and to the people watching the webcast because they are the discussions I have had with Mr Kirby's family. I do not want his family to think this Council has not valued his contributions because we have and we do. At a future Council meeting, I will introduce to Council a Notice of Motion to get that work underway where we can do something for Maurice in recognising him.

The work that we are doing on the Parkfield Reserve is early. We have gone out to some consultation. We have spoken to residents and the community. I have door knocked around the area and I have spoken to people locally. I have spoken to people at the local facilities and in the parks on what they want in the Parkfield Reserve. Extensive consultations have occurred and following those consultations, we have had some disquiet and discomfort from people who feel the velodrome should stay and who feel that cycling is not being considered properly in the municipality. This is an early stage master plan. I will be happy to hear from any resident, any cyclist and any cycling group on what they would like us to do at the Parkfield Reserve. I think that this needs to be properly interpreted to the community that this is Council's intention and it is our ongoing intention in relation to these matters.

# **Question**Cr Roz Blades AM

We have already spoken about open space. This year, the Parkmore Junior Football Club have been training at Tatterson Park. They have had eight new members joining one of their teams which is the team who won the under 14s premiership yesterday for the Parkmore Junior Football Club. The Noble Park Junior Football Club, another stellar club in the City of Greater Dandenong, their under 10s won a premiership also. At any level, those of us that follow the AFL, we know that premierships are hard to win. We want to promote junior sport and we are promoting AFL in the City of Greater Dandenong. I think it would be very nice, if the Mayor, Councillor Chea writes a letter to both the Parkmore Junior Football Club and the Noble Park Junior Football Club congratulating them on their premierships.

This question was noted for further action.

### Question Cr Roz Blades AM

One of the things which happened when I was on holiday was a change of Prime Minister. David Coleman took over part of the Immigration Department and one of the issues that this Council has been involved in is the Status Resolution Support Program (SRSS). Previously, we have been dealing with former Minister Dutton on this. We now have a new Minister. We do not know his views on the SRSS program. This is something we are heavily promoting in the City of Greater Dandenong. I wonder if we could write a letter as soon as possible to Minister Coleman ascertaining his views on the SRSS and letting him know that we are happy and willing to meet with him at any time which is convenient to himself to discuss it SRSS related matters.

This question was noted for further action.

### **Question**

### Cr Roz Blades AM

We have started the Springvale Project that Councillor O'Reilly mentioned before. I just wondered when we were going to be in a position where we might be able to hold an opening for the first stage of this project?

### Response

### Julie Reid, Director Engineering Services

Yes, we have started work at the Springvale site. I will be giving Councillors regular updates throughout the project. At this stage, we are tracking okay and what I would suggest to Councillors is that I will bring back a briefing to keep them updated at various stages of the project. It is proposed to be completed before the next election of Council.

### <u>Comment</u>

### **Cr Roz Blades AM**

That would be good if we could put those updates on Council's website for the community.

Councillor Sampey and I attended the Seniors Festival meetings. I have a copy of the Seniors Festival booklet 2018 here. Can I ask the appropriate officer to congratulate Council staff on this because they have done an absolutely fantastic job? When you look through all of the activities that have been organised for the City's senior citizens, it is all beautifully done and it beautifully depicts the multiculturalism in Greater Dandenong.

I would like to invite everybody to come to the Seniors' Dance on Friday 21 September 2018. It will be a great night for the community of Greater Dandenong regardless of age. It is another indication of what this Council does.

Councillor Matthew Kirwan left the Chamber at 9.08pm.

### Comment Cr Heang Tak

While Councillor Blades and Councillor Dark were away, I had the honour of attending the celebrations of the removal of three level crossings and the opening of the new Noble Park Station. The Level Crossing Removal Project (LXRA) marked the occasion by burying a time capsule in the new linear park. They have called on the local community to put forward suggestions of items that reflect the Noble Park Station precinct as it is today. Suggestions have been received from local girls' schools, Girl Guides, the Noble Park Community Centre and the Springvale and District Historic Society. I am pleased to inform this Council that the 212x500mm time capsule will be buried near the Heatherton Road community space soon. The time capsule will be dug up in 2038, twenty years from now. It is a real honour to be part of this history.

I had the opportunity to see the newly opened space along Lightwood Road to Noble Park Station. It is fantastic. It is a great opportunity for families to enjoy together during the summer season.

Councillor Matthew Kirwan returned to the Chamber at 9.09pm.

### Comment Cr Tim Dark

Along with Councillor Blades, I have just returned from annual leave to many emails, multiple texts and missed calls. I do apologise to my constituents who did call. I also received a lot of emails and correspondence regarding the Parkfield Reserve, particularly some articles which appeared in both of the local newspapers. I agree with Councillor Blades that Maurice Kirby has done particularly well with the Pedals Club and other activities within the Noble Park area. He was a very well-known legend

particularly to the older community. A lot of people who still reside in the Noble Park area know of him and the family quite well. I agree with Councillor Blades that we contact the Kirby family and let them know that we do plan to formally acknowledge the late Mr Kirby's contributions to the community.

### Question Cr Tim Dark

As Councillor Blades also mentioned, Australia has a new cabinet, the members of which have now formally being sworn in. Following that, the portfolio of Local Government has returned to Victoria with the appointment of the Hon. Senator Bridget McKenzie. I think it would be worthwhile, given that Local Government is becoming quite a key issue and we are heading into an election phase, to give an opportunity of inviting Senator McKenzie to the City of Greater Dandenong. Victoria being her home state should make it easy. I think it would be a good opportunity for her to see the work that we do in the City of Greater Dandenong.

### This question was noted for further action.

### Comment Cr Tim Dark

As Councillor Blades AM also mentioned, the Immigration portfolio has been split. However, I believe it still goes through Peter Dutton in the cabinet.

### Question Cr Tim Dark

I received an email with an attachment and I was also able to find it on the Municipal Association of Victoria (MAV) website. It is one of the worst documents I think I have read in my time on Council. It was published by MAV in conjunction with the Victorian Government and it is titled "Creating Gender Equity in the Early Years: a Local Government Resource". I will hand this to the relevant director.

It states that the resource provides a number of tools to promote and improve gender equality within Local Government and in early years' centres, childcare, maternal and child health services, family support services and the libraries. We are to challenge stereotypical notions on gender equality.

Given that this is a Local Government document, I would like to find out from the relevant director whether we have implemented; or are we looking at implementing, a policy of this kind?

### Response

### Martin Fidler, Director Community Services

I am not aware of that document and I am happy to receive a copy and provide further comment to Councillor Dark.

### Comment Cr Youhorn Chea, Mayor

I would like to report on some of the events I attended.

On Sunday 19 August 2018, I attended the Afghanistan Independent Day celebration hosted by the Victorian Afghan Community at the Royal Golden Reception. There were hundreds of members of the Afghan community attending. The Ambassador for Afghanistan also attended.

After that, I attended the Tribute to Freedom to mark the 100 years anniversary of Poland's independence. The President for the Republic of Poland also attended the event as well.

On Wednesday 22 August 2018, I attended the opening of the Municipal Association of Victoria's Local Government Art and Culture Forum with Councillor Kirwan.

On Saturday 25 August 2018, I attended the Springvale and District Historical Society Annual General Meeting at Springvale along with Councillor O'Reilly.

John Bennie PSM, Chief Executive Officer tabled a listing of responses to questions taken on notice at the previous Council meeting. A copy of the responses is provided as an attachment.

Question Number	Cr Kirwan Questions for Item 2.5.1- Council Performance Report Q4/End of Year 2017-18	Officer Responses
()	p176 Current volunteer recognition events don't include those that volunteer on our advisory committees and reference groups. Many of these groups meet after hours so current events, some of which are during the daytime would create challenges. When I last raised this an alternative event was being considered for this type of volunteer. Is this any news when that will be up and running?	Council is fortunate to have community members participate in reference groups/advisory committees, although in recent times participation by some has been inconsistent. It is proposed that community members participating in these groups and committees be acknowledged with a letter of appreciation signed by the Mayor and a Christmas card. This will be implemented by the Volunteering Team for December this year.
(ii)	p 179 There doesn't seem to be a single public document where our strategy and actions for family violence is documented. Consequently while we do a number of individual good actions I don't know what the overall strategy is. Is there plans to create a family violence strategy and action plan and if not, why not? Also regarding the walk because it is held during a workday when most of our residents are working, often in other municipalities, I imagine our family violence walk is mainly office workers and business owners. That's great but I question what effectiveness that has on the culture shift needed to take place among our residents. This year can we survey participants to see if they are residents, office workers, small business owners etc including what percentage are Council staff and Councillors and also how participants found out about the walk	Preventing violence and injury is one of six priority areas in the Victorian public health and wellbeing plan 2015-2019, that Councils are required to give regard to when preparing their municipal public health and wellbeing plan as required by the Victorian Public Health and Wellbeing Act 2008. CGD's Community Wellbeing Plan has a number of items in it related to preventing family violence.  From an internal perspective the focus for Council has been on working through the white ribbon workplace, re-accreditation program which outlines actions and requirements. We also have an internal Family Violence and Gender Equity plan.  Anecdotally, participants for the Family Violence Walk come from all walks of life including sporting clubs, small business owners, members of the community.  Dandenong Market shoppers, interfaith groups, emergency services, staff from the ATO, GSO and CGD (about 150 from CGD). Conducting a survey on the day would be logistically difficult.
(iii)	p182 Who are the participants in the Stakeholder and Agency Partnership Survey? Do they include local volunteer groups? Can I please get a copy of the results?	The Stakeholder Agency & Partnership Survey is the annual review of the Child and Family Partnership with over 60 member organisations, including community agencies, schools, early years services and all levels of Government. There are no volunteer groups presently attending, however parent representatives have attended in the past. The survey is a Vic Health Tool and is used to evaluate the partnership; the results were provided to members of the child and family partnership and have not been made publicly available. Council is represented on this partnership by Cr Roz Blades and Cr Heang Tak who are able to access the results. The results help partnership members evaluate and formulate future local strategic planning for children and families in CGD.

Question	Question   Cr Kirwan Questions for Item 2.5.1- Council Performance Report Q4/End   Number   of Year 2017-18	Officer Responses
(vi)	p184 The objective of the Drum Theatre Plan was increasing attendance by 5% per year and but the outcome was increasing of events and meetings not programs and workshops. Is there a disconnect and separately was the decrease or increase in those attending performances?	This figure includes all theatre programming.
(>)	p190 Can I please have a copy of the Flora and Fauna study and can that please be put on our website?	A copy of the Flora and Fauna study was distributed to Cr Kirwan under a separate cover. Planning Scheme Amendment C205, which seeks to make the interim VPO in the Green Wedge permanent, will commence exhibition on 13 September 2018, and at that time the study will be available on the Council website.
(x)	p191 What is the nature of advocacy around the Taylors Road Landfill leading up to the State Election? Are we meeting with each of the candidates?	A corporate 'elections advocacy' document has been developed under the auspices of Governance and the Taylors Road Landfill is an item within that document. Prior to the previous State elections we did meet with candidates and will consider doing that again. Generally those meetings will focus on the top 3 advocacy items, and we will need to discuss if closing the Taylors Road Landfill is still in that top three. Nonetheless, all candidates are petitioned on the entire advocacy document.
(vii)	p191 Regarding the review of the Sustainability Festival and Awards what Councillor and community input will be in their review?	The review of the Sustainability Festival and Awards is an internal operational matter and therefore there are no plans for any direct engagement with the community. Councillors will be informed of any updates or changes made to both the Festival and Awards in due course.
(viii)	p191 It mentions that World Wetlands Day was a great success. Attendance was certainly up on last year but I am not sure how focussed it was on improving environmental awareness of wetlands per se. The one key aspect of that was a walk through the wetlands which was only held once during the duration of the event. Can that comment be explained and how can be we focus on that aspect more in the future?	The relevant team leaders for environmental and waste education events are always considering ways to enhance our service and conduct reviews of these programs with the staff involved. All feedback, including the observation of Councillors, is valued and will be considered when planning for next year's event.

Question Number	Question Cr Kirwan Questions for Item 2.5.1- Council Performance Report Q4/End Officer Responses  Number of Year 2017-18	Officer Responses
(x <u>i</u> )	p194 Have we had further uptake of the Environmental Upgrade Agreements after the first business was signed up last year and what ways are we actively promoting this ie more than just articles in Stakeholder magazine. If uptake has been low what are the reasons businesses aren't taking it up given they are experiencing greatly increasing energy costs	Council officers can confirm that over a dozen businesses located within the City of Greater Dandenong have contacted the Sustainable Melbourne Fund in regards to the EUA program. Council is working closely with both the Sustainable Melbourne Fund and Sustainability Victoria to promote the EUA program through existing channels. In fact next week we are hosting a training session, run by the Sustainable Melbourne Fund, for solar PV system installers on how to take advantage of the EUA program.
$\widetilde{\mathbf{x}}$	p195 I am a bit confused about the comment about the new Off Leash Strategy? Isn't that being delivered this year? Also, what Councillor and community consultation will take place?	The Off Leash Strategy review has just commenced, and is planned to be delivered this financial year. Given that the review has only just commenced, the Councillor and community consultation process is yet to be determined. Councillors will be advised of this once it has been established.
(x)	p198 Referring to the review of the Municipal Strategic statement when is early consultation with the community going to take place as promised and I am not referring to the final exhibition here.	VC148 has recently been gazetted, which includes the reformatted Planning Policy Framework (including MSS). Council officers across the State are now waiting on further details from DELWP in regards to what this exactly means for the form and content of the MSS. Once this is available, we will be in a position to establish the consultation process for this. It is not proposed to pursue this further until this information is available, as it is highly likely that considerable change will be required due to the new format and content requirements.
(xii)	p200 I note that the Sustainable Buildings Policy has been endorsed – have the operational guidelines been completed as well and what was the date when the policy was operationally implemented?	The policy principles have been in operation since its adoption by Council and the Sustainability Buildings Policy- Sustainable Buildings Specifications were completed in July and are soon to be endorsed.

Question Number	Cr Kirwan Questions for Item 2.5.1- Council Performance Report Q4/End of Year 2017-18	Officer Responses
(xiii)	p200 It is noted that officers continue to encourage further social housing but that further legislative changes provide additional mechanisms to do that. What are they and when will be taking them up?	There have been recent changes to legislation to encourage affordable housing in new developments. On 1 June 2018, several amendments to the Planning and Environment Act 1987 (the Act) came into operation. The amendments to the Act will facilitate voluntary agreements for the provision of affordable housing as part of development applications. From 1 June 2018, the Planning and Environment Act 1987 includes a new objective "to facilitate the provision of affordable housing in Victoria". The term "Affordable housing" is defined now and inserted in the Planning and Environment Act 1987
		However, officers are still awaiting further information from DELWP as to exactly how these legislative changes can be implemented, including the scale of development that Council can require affordable housing to be included. DELWP have initiated a program of seminars in this regard and are interacting with Councils too.
(xiv)	p201 There is reference to a draft Discussion Paper on the Open Space Strategy having been created. When will that draft Discussion Paper be consulted on with the community?	The draft Discussion Paper is being prepared. An update for the Open Space Strategy is currently scheduled to be presented to Councillors at the 19 November 2018 CBS, and an initial round of community consultation is proposed to occur afterwards.
(^x)	p201 When is the planned works for Stage 1 of the Springvale Boulevard Project due to take place and what sort of disruption may traders experience?	Stage 1 works are expected to commence early in 2019 after final approvals from external agencies are secured and the construction tender awarded. There will be some disruption to affected traders during construction but every effort will be made to keep this to a minimum by programming some work outside of normal operating hours where possible. Council will communicate both the construction staging details and the project benefits regularly with traders in person and via bulletins.

Question	Question   Cr Kirwan Questions for Item 2.5.1- Council Performance Report Q4/End Number   of Year 2017-18	Officer Responses
( <i>xx</i> ))	p203 When will there be Councillor consultation on the revised Noble Park Activity Centre Structure Plan?	Council officers have engaged external consultants who are currently undertaking a background analysis of the Activity Centre. Council officers and consultants previously engaged members of the community as well as business owners in 2017 as part of this background analysis. The findings and recommendations of this background analysis will be formulated into a final discussion paper and building heights and setbacks study, which will then inform the strategic basis for the revised Noble Park Activity Centre Structure Plan. The final Discussion Paper is being prepared for the purpose of internal consultation exploring of potential models and technical detail Council Officers will then use it as a basis for commencing the drafting of the revised Noble Park Activity Centre Structure Plan which will be presented to Councillors before commencing the consultation process with the community (timeframe early-mid 2019).
(xvii)	p207 What is the Internal Redirection Plan (ie it's nature) and how will it help social enterprises?	The internal redirection plan is an internal document as a basis for support to social enterprises. The teams of EDU and SEBN continue to investigate new opportunities as to how Council can support Social enterprises into the future.
(xviii)	p210 What is the micro food business start up tool and why would it not be needed?	The micro food business start-up tool was going to assist small businesses to have a snap shot of what Council requirements are when it comes to putting their business model into action. Due to lack of resources this project has been put on hold for the interim.
(xix)	p218 How do we promote the Digital Property Portal to residents and ratepayers	The portal has been advertised in The City magazine. It has been placed in a more prominent position on the redesigned rates notice and there have also been two flyers sent out with the rates notices over the past two years which talk about the portal and how to register.

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### 4 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

# COUNCILLOR QUESTIONS TAKEN ON NOTICE

Summary of Response	Ms Copsey has received the policy and acknowledged that she is reviewing the policy.  With regard to the discussion about the potential for a candidate forum in the lead up to the State Election, should the Alliance for Gambling wish to facilitate such a session, Council officers would support this initiative through promotion, providing a venue and refreshments.  Please let us know how you would like to proceed with this.	Consideration was given to the provision of a dedicated accessible parking space at that time of review. It was not deemed appropriate given every space along this section of Halpin Way can comfortably be used by those with disabilities, which exceeds current best practice.
Date of Response	17/08/18	24/08/18
Responsible Officer	Director Community Services	Director Engineering Services
Subject & Summary of Question	Forum on Revised Gambling Policy The following question is without notice. Very late this afternoon Councillor O'Reilly, the Mayor Councillor Chea, officers and I met with Katherine Copsey who is the new Council liaison person for the Alliance for Gambling Reform. It was a very useful discussion where a number of things were talked about so I am going to ask only one question about it. She offered, and we accepted the opportunity for the Alliance to review our proposed revised Gambling Policy which I think was a very useful offer; so great we took it up. She also mentioned that a number of Councils were planning candidate forums leading up to the State election. That made me recall we had a very successful well attended forum in the weeks leading up to the last State election held in this very Chamber. Are we considering one at the moment and if not could we consider one in October/ November this year?	Parking at Halpin Way, Dandenong In relation to the first question, I find the lack of awareness of that rule 'that people with a disability or mobility impaired can be there for double the amount of time'. I find the knowledge of that almost non-existent in the community because it isn't a common thing and I have heard other Councillors
Question Asked By	Cr Matthew Kirwan	Cr Matthew Kirwan
Date of Council Meeting	13/08/18 CQT8	13/08/18 CQT7

Reports from Councillors/Delegates & Councillors' Questions - Questions Taken on Notice

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Response	Summary of Response
		mention it as well. When it was last looked at a couple of years ago at Australian Hearing, was there any reason there was no consideration of a dedicated disabled space?			to Australian Hearing may peak at certain times during the day, there are many other times when there is limited demand and the current parking arrangement allows these spaces to be used by all.
13/08/18 CQT4(c)	Cr Matthew Kirwan	Removal of Velodrome in Parkfield Reserve, Noble Park I have some follow up questions which I can understand if they need to be taken on notice.  (a) In reference to Brett Jackson, Acting Director City Planning, Design and Amenity's answers, which sporting clubs were consulted? Were they actually cycling clubs and if so which ones were they? Mr Jackson mentioned there were clubs consulted in the decision.  (b) What are the safety issues with the current velodrome and what would be the cost to rectify them? As I mentioned and this was from a resident who queried the Council proposal, is the use of the velodrome as a safe place for children to learn to ride?  (c) My understanding is that going back to the 1950s, when it was built as I understand it, one of the actual drivers was for a safe place for children to learn to ride. Has that been considered in the reason behind the proposal to remove it?	Director City Planning, Design & Amenity	23/08/18	The safety of children learning to ride a bike, along with the safety of all resident's has been considered in the development of the draft proposal. In fact, an important objective of the draft master plan is to create a safe place for not only children but the broader community to learn to ride or recreate through cycling, walking or running. As previously noted, it has been identified that the removal of the velodrome would allow for significant improvements to the park, which particularly address the broader safety and risk concerns for users of the velodrome would allow for the introduction of a new shared walking and recreational cycling circuit path that is flat, rather than sloped. The benefit of this shared path is that it would provide a safe place to ride and recreate, caters for a broader user group and importantly is located outside the perimeter of the sports field. The current velodrome has risk factors associated with its use as a safe place to ride due to its conflict with the cricket and soccer uses.

Reports from Councillors/Delegates & Councillors' Questions - Questions Taken on Notice

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3/3 At the Ordinary meeting of Council on Monday, 24 March 2014, Council resolved to change the way Councillors and Public questions taken on notice are answered and recorded from 14 April 2014 meeting of Council onwards. Reports from Councillors/Delegates & Councillors' Questions - Questions Taken on Notice

### 5 QUESTION TIME - PUBLIC

### Comment

### John Bennie PSM, Chief Executive Officer

There are four questions this evening. The first is from Ivy Tong of Springvale. Ivy Tong makes some remarks in the question which have not been tested or verified, so I will remove some of those statements from the question.

### Question

### Ivy Tong, Springvale

Is the Springvale District Football Club allowed to disregard residential noise regulations at the Springvale Reserve? It is currently 12.50am and they are still at the reserve with little consideration for the actual local residents. I can hear their rantings from inside my house with all the doors and windows closed. Regardless of how much revenue they generate with their games, my family also pays our dues and deserves to feel safe and get a decent night's sleep in our own home. Are they allowed to drink at the venue? Are they allowed to make so much noise at this time of the day?

### Response

### Martin Fidler, Director Community Services

Council officers have investigated Ivy Tong's complaint with the club and their security company. The sport club hosted a club fundraiser over the weekend and admitted it went a lot later than they had anticipated. The club stated to us that they usually conduct a mail drop regarding events, to let neighbours know about the events that they hold at the reserve, including a schedule for closing. However, this was not done for this event. They acknowledged that their members were loud while they were waiting for taxis and they have apologised for their behaviour.

Council officers have advised the club to be mindful of their service agreement and obligations for the use of the facilities; and their obligations to neighbours to minimise noise and disturbances.

### **Question**

### Susan Cox, Keysborough

Is Council putting aside a site for a future library in Keysborough? The suburb is growing fast and people from surrounding suburbs who come to Parkmore Shopping Centre would use it too as well as the Keysborough residents. Somewhere near the frequent bus services such as near Parkmore or on Cheltenham Road would make sense.

### Response

### Martin Fidler, Director Community Services

Council is currently building a new library as we have heard tonight and a community hub at the site of the current Library in Springvale. This new facility will be significantly larger than the current library offering and will give users space for more activity such as study, programs, reading and so on. It is expected that this community facility will continue to serve a large proportion of the Keysborough, Springvale South and Noble Park community. Council has also endorsed the development of a

### **5 QUESTION TIME - PUBLIC (Cont.)**

multipurpose community hub for Keysborough South and through this process of community consultation, Council has proposed that the integrated multipurpose facility has options for library programs such as book and resource sharing, digital technology and flexible library outreach services.

### Question

### Maria Popowicz, Dandenong

What is the purpose of selling Council land and will it benefit the local community surrounding that land? With the Fifth Avenue Kindergarten location, we prefer that land is repurposed.

### Response

### John Bennie PSM, Chief Executive Officer

Given that this matter came before Council earlier this evening and that Council resolved as it did, to not proceed with that sale, the matter is somewhat redundant.

### Question

### Colin Riddiford, North Dandenong

Can the following questions be answered? In the Council reserves, et cetera, who pays for the electricity in: (1) the roadways; (2) the walkway paths lighting; (3) the building security lighting in the reserves and toilet blocks?

### **Response**

### Julie Reid, Director Engineering Services

My understanding is that a significant amount of this is Council's responsibility. However, I will need to double check that. As I have just received this tonight, I would like to follow up with Mr Riddiford after tonight to clarify which reserve he is talking about, which buildings he is referring to and then I will respond to this question in more detail.

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Nil.

The meeting clos	ed at 9	9.18	PM.
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