



# PLANNING COMMITTEE

## MINUTES

25 JULY 2024



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# MINUTES - PLANNING COMMITTEE MEETING 25 JULY 2024



## MINUTES OF THE PLANNING COMMITTEE OF THE PORT PHILLIP CITY COUNCIL HELD 25 JULY 2024 IN ST KILDA TOWN HALL AND VIRTUAL VIA TEAMS

The meeting opened at 6:32pm.

### IN ATTENDANCE

Cr Crawford (Chairperson), Cr Baxter, Cr Bond, Cr Clark (virtual), Cr Cunsolo (virtual), Cr Martin, Cr Pearl, Cr Sirakoff.

Paul Wood, Manager City Development, Matthew Schreuder, Principal Planner, Scott Parkinson, Coordinator Statutory Planning Gateway Ward, Michael Mowbray, Coordinator Statutory Planning Lake Ward, Xavier Smerdon, Head of Governance, Rebecca Purvis, Coordinator Councillor and Executive Support, Eden Aspinall, Council Business Advisor

*The City of Port Phillip respectfully acknowledges the Traditional Owners of this land, the people of the Kulin Nations. We pay our respect to their Elders, past and present. We acknowledge and uphold their continuing relationship to this land.*

### 1. APOLOGIES

Nil.

### 2. CONFIRMATION OF MINUTES

**Moved Crs Sirakoff/Martin**

That the minutes of the Planning Committee of the Port Phillip City Council held on 23 May 2024 be confirmed.

**A vote was taken and the MOTION was CARRIED.**

### 3. DECLARATIONS OF CONFLICTS OF INTEREST

Nil.

### 4. PUBLIC QUESTION TIME AND SUBMISSIONS

Submissions are made verbally and can be listened to in full on our website:  
<http://webcast.portphillip.vic.gov.au/archivephp> .

#### **Council Report Submissions:**

Item 6.2 34-36 St Kilda Road, St Kilda 267/2018/A

- Julian McCluskey



## **5. COUNCILLOR QUESTION TIME**

Nil.

## **6. PRESENTATION OF REPORTS**

Discussion took place in the following order:

- 1 2 Alfred Place South Melbourne 646/2007/C
- 2 34-36 St Kilda Road, St Kilda 267/2018/A
- 3 Statutory Planning Delegated Decisions - February, March, April, May And June 2024



**6.1 2 Alfred Place South Melbourne 646/2007/C**

**1. PURPOSE**

1.1 To consider and determine a Section 72 Amendment Application (646/2007/C) to amend an existing planning permit which includes a change in the land use from an Art Gallery and Function Centre to a Licensed Food and Drink Premises, including live music entertainment venue and an amendment to the licensed redline plan to include footpath trading.

**Moved Crs Martin/Bond**

- 3.1 That the Responsible Authority, having caused the application to be advertised and having received and noted the objections, issue a Notice of Decision to Grant an Amended Permit
- 3.2 The permit preamble and conditions will show changes including deletions as ~~strikeout~~ and new requirements in **bold (excluding headings which remain in bold)**
- 3.3 That a Notice of Decision to Grant an Amended Permit be issued as follows:

**Amended Permit Preamble**

~~Use of the premises for an art gallery and function centre and associated on premises liquor licence, parking dispensation and advertising signage~~

<b>Planning Scheme Clause No.</b>	<b>Description of what is allowed</b>
Clause 52.06	Reduce (including reduce to zero) the number of car parking spaces required under Clause 52.06-5
Clause 52.27	Use the land to sell or consume liquor if a licence is required under the <i>Liquor Control Act 1998</i> (On Premises Liquor Licence)

**Amended Conditions**

~~1 The applicant must gain approval from Liquor Licencing Victoria, prior to the commencement of the use.~~

**Amended Plans Required**

**1 Before the use starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and an electronic copy must be provided. The plans must be generally in accordance with the plans submitted with the application and**



date stamped as received by Council on 5 October 2023 but modified to show:

- a) **The outdoor redline setback approximately 3.4 metres north of Alfred Lane so that it commences at the northern end of the splayed corner of the building.**
  - b) **Removal of reference to a General Licence and with all reference to be to an On-Premises licence.**
- 2 The development and use as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.
- 3 ~~Deleted.~~ **The entrance doors must remain closed other than when patrons are entering or exiting the site, on any day after 6:00pm.**

#### **Art Gallery**

- 4 ~~The art gallery use to operate from 11am until 9pm, 7 days a week with no more than 30 people permitted on the premises at any one time.~~

#### **Hours for the sale and consumption of liquor**

- 5 **Without the further written consent of the Responsible Authority the sale and consumption of liquor must only occur between the hours of:**

##### **Indoors**

- **9:00am and 10:00pm Monday to Wednesday**
- **7:00am and 1:00am (the following morning) Thursday and Friday**
- **7:00am and 1:00am (the following morning) Saturday and on the eve of public holidays**
- **9:00am and 10:00pm Sunday**

##### **Outdoor footpath trading area**

- **9:00am and 9:00pm Monday to Wednesday**
- **9:00am and 10:00pm Thursday and Friday**
- **9:00am and 10:00pm Saturday and on the eve of public holidays**
- **9:00am and 9:00pm Sunday**

#### **Function Centre**

- 6 ~~The function centre use to operate from 6pm until midnight, Thursday until Saturday and the eve of public holidays, with no more than 120 people permitted on the premises at any given time, irrespective of the site being used for both an art gallery and function centre at one time.~~

#### **Number of patrons**

- 6 **Without the further written consent of the Responsible Authority no more than 120 patrons must occupy the premises during operating hours.**

#### **Amended Security Management Plan**



- 7 Prior to the commencement of the use approved by this ~~Within three months of the date of the issue of this~~ **amended** permit, **an amended** security management plan must be prepared and submitted for approval to the Responsible Authority which must provide for the following to the satisfaction of the Responsible Authority:
- a) The measure to be taken by the management and staff to ensure patrons depart the premises and the surrounding area in an orderly manner.
  - b) The measures to be taken by management and staff to ensure that patron's queue to enter the premises in an orderly manner and maintain satisfactory clearance for other pedestrians on the footpath.
  - c) The measures to be taken by management and staff to ensure patrons do not cause nuisance or annoyance to persons beyond the land.
  - d) Liaison with Victoria Police, the City of Port Phillip and local residents.
  - e) A telephone number provided for residents to contact the premises and linked to the complaints register
  - f) The maintenance of a complaints register.

#### **Amenity**

- 8 The amenity of the area must not be detrimentally affected by the use or development through the:
- a) Transport 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, steam, soot, ash, dust, waste water, waste products, grit or oil.
  - d) Presence of vermin.
  - e) In any other way.

#### **~~SEPP N-1 and N-2~~ Noise Limits**

- 9 ~~The use of the site shall not cause nuisance or be to the detriment to the amenity of the neighbourhood by the emission of noise. In this regard the emission of noise shall comply with the provisions of the Environment Protection Authority.~~

**At all times noise emanating from the land must comply with the requirements of the Environment Protection Regulations 2021 (or as amended and in force at the time) as measured in accordance with the Noise Protocol to the satisfaction of the Responsible Authority.**

**Noise Protocol means Publication 1826 Noise limit and assessment protocol for the control of noise from commercial, industrial and trade premises and entertainment venues, published by the Environment Protection Authority on its website (or as amended and in force at the time).**

- 10 No external amplified equipment, loud speakers or public address system shall be used in conjunction with the use.



- 11 No goods are permitted to be stored or left exposed outside the building so as to be visible from any public road or thoroughfare.
- 12 ~~The signs as shown on the endorsed plans must not be altered without the written consent of the responsible Authority.~~ **Deleted**
- 13 ~~All signs must be constructed and maintained to the satisfaction of the Responsible Authority.~~ **Deleted**
- 14 ~~The signs must not be internally/externally illuminated except with the written consent of the Responsible Authority.~~ **Deleted**
- 15 ~~This permit as it relates to signage expires on 13 November 2022.~~ **Deleted**
- 16 This permit will expire if one of the following circumstances applies:
  - a) The use is not started within one (1) year of the date of this permit.The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within three months afterwards.

#### **RECOMMENDATION PART B**

- 3.4 That the Planning Committee Authorise the Manager City Development to instruct Council's Statutory Planners and/or Council's solicitors on any VCAT Application for Review should one be lodged.

**A vote was taken and the MOTION was CARRIED unanimously**

#### **6.2 34-36 St Kilda Road ST KILDA 267/2018/A**

##### **1. PURPOSE**

- 1.1 To consider and determine a Section 72 Amendment Application (267/2018/A) to amend an existing planning permit which includes an increase in the scale of the development due to the site now including an adjoining lot, an increase in the number of levels and apartments and revision of the car parking arrangement.
- 1.2 The application is before Council due to the reduction in the residential car parking requirements of Clause 52.06 Car Parking.

##### **Moved Crs Bond/Pearl**

- (a) That the Responsible Authority, having caused the application to be advertised and having received and noted the objections issue a Notice of Decision to Refuse to Grant an Amended Permit to allow *the use and development of a 10 storey building comprising a retail premises and dwellings and a reduction in the car parking requirements.*
- (b) That the decision be issued on the following grounds:
  1. The proposal is inconsistent with the policy guidelines of Clause 11.03-6L 'St Kilda Road South Precinct' which provide that development should be self-sufficient and provide off-street loading facilities.



- 2. The proposal is inconsistent with Clause 18.02-4L-02 'Loading facilities' which supports development that enables loading and unloading to occur wholly within site boundaries.
- 3. The proposal is inconsistent with the purpose of Clause 52.06 in that it does not provide 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.
- 4. The proposed car parking reduction will have an adverse impact on the amenity of the locality as there is limited long term car parking within vicinity of the subject land.

**A vote was taken and the MOTION was TIED.**  
**The Chair exercised their casting vote AGAINST the MOTION.**  
**The MOTION was LOST.**

**Cr Pearl called for a DIVISION.**  
**FOR: Crs Bond, Pearl, Sirakoff, Clark**  
**AGAINST: Crs Crawford, Cunsolo, Martin, Baxter**  
**The chair exercised their casting vote AGAINST the MOTION.**  
**The MOTION was LOST.**

**Moved Crs Baxter/Crawford**

- 3.1 That the Responsible Authority, having caused the application to be advertised and having received and noted the objections, issue a Notice of Decision to Grant an Amended Permit.
- 3.2 The permit preamble and conditions will show changes including deletions as **strikeout** and new requirements in **bold** (excluding headings which remain bold).
- 3.3 That a Notice of Decision to Grant an Amended Permit be issued at 34-36 St Kilda Road, St Kilda subject to the following:

**Amended permit preamble:**

<b>Planning Scheme Clause No.</b>	<b>Description of what is allowed</b>
Clause 34.01-1	Use of the land for dwellings (accommodation) in a Commercial Zone
Clause 34.01-4	To construct a building or construct or carry out works in a Commercial Zone
Clause 43.02-2	Construct a building or construct or carry out works in a Design and Development Overlay





Clause 52.06-3	Reduce(including to zero) the number of car spaces required under Clause 52.06-5
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**Amended Plans**

1 Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be generally in accordance with the **advertised plans prepared by CHT Architects comprising TP0.000, TP0.001, TP0.002, TP0.003, TP1.000 – TP1.008, TP2.001, TP2.002, TP2.003, TP3.000, TP3.001, TP3.002, TP4.000 and TP4.001 received by Council on 16 October 2023** forming part of the application but modified to show the following:

- a) ~~The entire building including rear balconies setback at least 9m from the nearest building on the adjoining property to the east, whilst maintaining the balcony screening at all levels facing the rear boundary.~~
- b) ~~The ground floor frontage to St Kilda Road showing:~~
  - ~~The commercial tenancy frontage abutting the front title boundary for it's full width and having at least 80% of it's frontage as clear glass.~~
  - ~~The recess for the ground level dwelling entry reduced (door moved closer to the front boundary) by 1m.~~
- c) ~~Reference to and notations to include details of the updated Sustainable Management Plan required under condition 7, most specifically being:~~
  - ~~Notations for rainwater tank reuse e.g. "connected to toilets and irrigation".~~
  - ~~The location, capacity and reuse of the fire test water tank.~~
  - ~~Location of the clothes drying lines.~~
  - ~~External shading to light well windows.~~
  - ~~Notation that double glazing will be used on both main facades.~~
  - ~~Location of external plant including the location and capacity of any solar panels.~~
  - ~~An elevation of the light well windows including details of window operability for natural ventilation.~~
  - ~~A notation on balconies and roof terrace that an external tap and drain is provided.~~
  - ~~The extent of any vegetation to roofs (main roof, roof terrace and light well roof.~~
- d) ~~Provision of a ground level weather protection canopy above the entrances to both the shop and the apartment access.~~



- ~~e) Detail of acoustic measures (including the use of double glazing) to the building facades.~~
- ~~f) The car stacker platform as a minimum of 5.4m in length together with a charging point for electric vehicles and accommodating four cars~~
- ~~g) The vehicle access ramp to the car stacker shown as meeting the relevant gradient requirements of Clause 52.06~~
- ~~h) Deletion of the mezzanine level from the commercial tenancy~~
- ~~i) Suitable planting and landscaping for the rooftop terrace~~
- ~~j) A notation that the ground level party wall shared with abutting No. 38, is not to be altered, dismantled or changed in any way together with any consequent reduction in the size of the ground floor retail being depicted accordingly.~~
- a) **All changes to the plans as shown on the 'Information Plans' submitted to Council on 5 June 2024 prepared by CHT Architects comprising TP0.000, TP0.001, TP0.002, TP0.003, TP1.000 – TP1.008, TP2.001, TP2.002, TP2.003, TP3.000, TP3.001, TP3.002, TP4.000 and TP4.001 including but not limited to the following:**
  - i. **Provision of separate commercial and residential waste bin storage areas;**
  - ii. **Disability access to all waste and resource recovery facilities and services;**
  - iii. **spare bins within the chute termination room for when bins are out form collection;**
  - iv. **provision of an E-waste bin within the bin room:**
  - v. **The ground floor northwest corner of the building provided with a splay for improved pedestrian sightlines;**
  - vi. **Doors to the bike store shown as sliding doors;**
  - vii. **Access doors to the services cabinetry able to be opened to 180 degrees and be pinned back to the building when in use.**
- b) **A mirror mounted on the building at the entrance of the car lift off Phoenix Lane;**
- c) **Any applicable amendments consistent with the updated landscape Plan (Condition 15) and Waste management plan.**
- d) **Any applicable amendments consistent with the updated Waste management plan (Condition 16).**

#### **No Layout Change**

- 2 The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.

#### **External colours and Finishes**



- 3 All external materials, finishes and paint colours are to be to the satisfaction of the responsible authority and must not be altered without the written consent of the Responsible Authority

**Equipment and Services above roof level**

- 4 No equipment, services and architectural features other than those shown on the endorsed plans shall be permitted above the roof level of the building unless otherwise agreed to in writing by the Responsible Authority.

**Plant and Equipment**

- 5 No plant, equipment or domestic services (including any associated screening devices) or architectural features, other than those shown on the endorsed plan are permitted, except where they would not be visible from the primary street frontage (other than a lane) or public park without the written consent of the Responsible Authority.

**Outdoor lighting**

- 6 Outdoor lighting must be designed, baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on adjoining land.

~~**Updated sustainable management plan Deleted**~~

- ~~7 Before the permitted development begins, an updated Sustainable Management Plan must be submitted to the responsible authority. The document must be generally in accordance with that originally submitted, but modified so as to include reference to the following:-~~

~~-The provision of better and improved natural daylight provision to the ground floor lift lobby via a rooflight/solar tube arrangement.~~

**Incorporation of water sensitive design and Sustainable Design Initiatives**

- 8 Before the occupation of the development approved under this permit, the project must incorporate the water sensitive urban design initiatives listed in the endorsed Water Sensitive Urban Design Report and the sustainable design initiatives listed in the Sustainable management Plan to the satisfaction of the Responsible Authority, and thereafter maintained to the satisfaction of the Responsible Authority.

~~**Maintenance Manual for Water Sensitive Urban Design Initiatives**~~

~~**Construction Management Water Sensitive Urban Design**~~

- ~~9 Before the development starts (other than demolition or works to remediate contaminated land) a Maintenance Manual for Water Sensitive Urban Design Initiatives must be submitted to and approved by the Responsible Authority. The manual must set out future operational and maintenance arrangements for all WSUD (stormwater management) measures. The program must include, but is not limited to:~~

- ~~• inspection frequency~~



- ~~cleanout procedures~~
- ~~as installed design details/diagrams including a sketch of how the system operates~~
- ~~The WSUD Maintenance Manual may form part of a broader Maintenance Program that covers other aspects of maintenance such as a Builder' User's Guide or a Building Maintenance Guide.~~

**9 The developer must ensure that throughout the construction of the building(s) and construction and carrying out of works allowed by this permit:**

- a) No water containing oil, foam, grease, scum or litter will be discharged to the stormwater drainage system from the site;**
- b) All stored wastes are kept in designated areas or covered containers that prevent escape into the stormwater system;**
- c) The amount of mud, dirt, sand, soil, clay or stones deposited by vehicles on the abutting roads is minimised when vehicles are leaving the site;**
- d) No mud, dirt, sand, soil, clay or stones are washed into, or are allowed to enter the stormwater drainage system;**
- e) The site is developed and managed to minimise the risks of stormwater pollution through the contamination of run-off by chemicals, sediments, animal wastes or gross pollutants in accordance with currently accepted best practice.**

**Implementation of Sustainable Design Initiatives**

- 10** Before the occupation of the development approved under this permit, a report from the author of the Sustainable Design Assessment/Sustainable Management Plan approved pursuant to this permit, or similarly qualified person or company, must be submitted to the satisfaction of the Responsible Authority. The report must confirm that all measures and recommendations specified in the Ecologically Sustainable Design report have been implemented and/or incorporated in accordance with the approved report to the satisfaction of the Responsible Authority.

**Walls on or facing a boundary**

- 11** Before the occupation of the development allowed by this permit, all new or extended walls on or facing the boundary of adjoining properties and/or a laneway must be cleaned and finished to a uniform standard to the satisfaction of the Responsible Authority. Unpainted or unrendered masonry walls must have all excess mortar removed from the joints and face and all joints must be tooled or pointed also to the satisfaction of the Responsible Authority. Painted or rendered or bagged walls must be finished to a uniform standard to the satisfaction of the Responsible Authority.

**Share Car Allocation/Operation by Owners' Corporation**



- 12 Before the occupation of the development approved under this permit, ~~four~~ two cars must be purchased, owned, maintained and operated as a car share arrangement by or on behalf of the Owners' Corporation and must be made available for residents of the building at all times. A Share Car Management Plan to the satisfaction of the Responsible Authority is to be submitted to the Responsible Authority setting out how the share cars are to be made available at all times to residents of the dwellings and the methods of reservation, management, maintenance and replacement of vehicles as necessary. When satisfactory to the Responsible Authority, the Share Car Management Plan will be endorsed and form part of this permit. The operation of the car share scheme must be in accordance with the Share Car Management Plan.

**Car Stacker and ~~Bicycle~~ Lift Maintenance and Provision**

- 13 The mechanical car stacker and the ~~bicycle/motorcycle~~ lift are to be maintained in a good working order and be permanently available for the parking of vehicles and the moving of ~~bicycles/motorcycles~~ **vehicles** in accordance with their purpose, to the satisfaction of the Responsible Authority.

**Car parking Areas must be Available**

- 14 Car and bicycle parking areas and access lanes must be developed and kept available for those purposes at all times and must not be used for any other purpose such as storage to the satisfaction of the Responsible Authority.

**Landscaping Plan for Roof**

- 15 **Prior to the endorsement of plans under condition 1 of this permit,** ~~Before the permitted building is occupied,~~ **an amended** landscape plan for the roof terrace is to be submitted to the responsible authority. If suitable, this plan will be endorsed and will form part of this permit with all landscaping shown on the plan to be completed ~~within 6 months of~~ prior to the building's completion. The plan must include:
- a) **Raised planter details including dimensions, construction, drainage, and materiality;**
  - b) **A materials palette;**
  - c) **Improvements to the representation of the planting including lines connecting the individual plant species;**
  - d) **The canopy tree relocated from the centre of the roof terrace to improve useability of the space;**
  - e) **Improved rooftop functionality through including BBQ facilities, seating and dining opportunities.**

**Waste Management Plan**

- 16 Before the development starts (other than demolition or works to remediate contaminated land), a Waste Management Plan based on the City of Port Phillip's Waste Management Plan Guidelines for Developments must be prepared by a Waste Management Engineer or



Waste Management Planner to the satisfaction of the Responsible Authority and endorsed as part of this permit. The Plan must include reference to the following:

- The estimated garbage and recycling volumes for the whole development.
- Bin quantity, size and colour.
- The garbage and recycling equipment to be used.
- Collection frequency.
- The location and space allocated to the garbage and recycling bin storage area and collection point.
- The waste services collection point for vehicles.
- Waste collection provider.
- How tenants will be regularly informed of the waste management arrangements.
- Scaled waste management drawings.
- Signage.
- **Hours of collection limited to between 6:00 am and 10:00 am.**
- **Scaled waste management drawings including;**
  - **Bin room sizes;**
  - **Each type of waste stream colour coded;**
  - **Bin locations;**
  - **Number of bins;**
  - **Size of bins;**
  - **Bin wash area;**
  - **Hard waste storage area; and**
  - **E-waste bin.**

Once submitted and approved, the waste management plan must be carried out to the satisfaction of the Responsible Authority.

#### **Construction management plan**

**17 Before the development starts, a construction management plan (CMP) must be submitted to an approved by the Responsible Authority. When approved the plan will be endorsed and form part of the permit. The information must be drawn to scale with dimensions. The Plan is to include details of the following:**

- a) **Collection Numbers of responsible owner/contractor including emergency contact details.**



- b) **Location of sediment control devices on/off site.**
- c) **Location of fencing for the protection of street trees as necessary.**
- d) **Location of storage of building materials.**
- e) **Hours during which the construction will take place.**
- f) **Any site sheds external to the site to be provided over a gantry on the St Kilda Road frontage allowing passage below.**
- g) **Any static crane/s to be installed within the curtilage of the of the site to avoid positioning a crane on the road reserve for any extended period after the initial set up and removal.**
- h) **Ensure access is readily available to properties within Phoenix Lane.**

#### **Urban Art Plan**

- 18 Prior to the issue of any Certificate of Occupancy or Certificate of Final Inspection for the development approved by this permit, an urban art plan in accordance with Council's Urban Art Strategy must be submitted to, be of satisfaction of and approved by the Responsible Authority. The value of the urban art must be at least 0.5% of the total building cost of the development to the satisfaction of the Responsible Authority. Urban art in accordance with the approved plan must be installed prior to the occupation of the building to the satisfaction of the Responsible Authority.**

#### **Time limits**

- 19 This permit will expire if one of the following circumstances applies:**
- a) **The development is not started within 3 years of the date of this permit.**
  - b) **The development is not completed within 2 years of the date of commencement.**

The Responsible Authority may extend the periods referred to if a request is made in writing:

- **Before or within 6 months after the permit expiry date, where the use or development allowed by the permit has not yet started; and**
- **Within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.**

#### **Permit Notes**

- **This permit does not authorise the commencement of any building construction works. Before any such development may commence, the applicant must apply for and obtain appropriate building approval.**
- **The applicant/owner would provide a copy of this planning permit to any appointed Building Surveyor. It is the responsibility of the applicant/owner**



and Building Surveyor to ensure that all building development works approved by any building permit is consistent with this planning permit.

- The developer shall show due care in the development of the proposed works so as to ensure that no damage is incurred to any adjoining properties.
- Except in the case of an emergency, a builder must not carry out building works outside the following times, without first obtaining a permit from Council's Local Laws Section:
  - Monday to Friday: 7.00am to 6.00pm; or
  - Saturdays: 9.00am to 3.00pm.

An after hours building works permit cannot be granted for an appointed public holiday under the *Public Holidays Act 1993*.

#### **RECOMMENDATION PART B**

- 3.4 That the Planning Committee Authorise the Manager City Development to instruct Council's Statutory Planners and/or Council's solicitors on any VCAT Application for Review should one be lodged.

**A vote was taken and the MOTION was TIED.**

**The Chair exercised their casting vote in FAVOUR of the MOTION.**

**The MOTION was CARRIED.**

#### **6.3 Statutory Planning Delegated Decisions - February, March, April, May and June 2024**

##### **1. PURPOSE**

- 1.1 To present a summary of all Planning Permits issued in accordance with the Schedule of Delegation made under the Local Government Action 2020 and Section 188 of the *Planning & Environment Act 1987* adopted by Council on 24 July 1996 and as amended, for the Port Phillip Planning Scheme.

#### **MOVED Crs Martin/Pearl**

That Council:

- 3.1 Receives and notes the February, March, April, May and June 2024 (Attachment 1) summary of all Planning Decisions issued in accordance with the Schedule of Delegation made under the Local Government Action 2020 and Section 188 of the *Planning & Environment Act 1987* adopted by Council on 24 July 1996 and as amended, for the Port Phillip Planning Scheme.

**A vote was taken and the MOTION was CARRIED.**

## **7. URGENT BUSINESS**

Nil.



MINUTES - PLANNING COMMITTEE MEETING  
25 JULY 2024



**8. CONFIDENTIAL BUSINESS**

Nil.

As there was no further business the meeting closed at 7.04pm.

Confirmed: 29 August 2024

Chairperson \_\_\_\_\_