

Agenda

Ordinary Meeting of Council

Monday, 25th February 2019

Commencing at 7.00pm

Council Chamber
1230 Nepean Highway, Cheltenham

kingston.vic.gov.au

John Nevins
Chief Executive Officer
Kingston City Council

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City of
KINGSTON

**City of Kingston
Ordinary Meeting of Council**

Agenda

25 February 2019

Notice is given that an Ordinary Meeting of Kingston City Council will be held at 7.00pm at Council Chamber, 1230 Nepean Highway, Cheltenham, on Monday, 25 February 2019.

1. Apologies

2. Confirmation of Minutes of Previous Meetings

Minutes of Ordinary Council Meeting 29 January 2019

Minutes of Special Council Meeting 11 February 2019

Minutes of Special Council Meeting 18 February 2019

3. Foreshadowed Declaration by Councillors, Officers or Contractors of any Conflict of Interest

Note that any Conflicts of Interest need to be formally declared at the start of the meeting and immediately prior to the item being considered – type and nature of interest is required to be disclosed – if disclosed in writing to the CEO prior to the meeting only the type of interest needs to be disclosed prior to the item being considered.

4. Petitions

Changed Traffic Conditions Mentone

5. Presentation of Awards

Nil

6. Reports from Delegates Appointed by Council to Various Organisations

7. Question Time

8. Planning and Development Reports

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Explanation of Meeting Procedure



Meeting Procedure is Regulated by Local Law

The procedures for this Ordinary Meeting of Council are regulated by Council's Meeting Procedures Local Law.

Chairperson

The Mayor as Chairperson is the ultimate authority for the conduct of the meeting.

Agenda

The business to be dealt with at the meeting is set out in the agenda. No other business can be dealt with, unless admitted as Urgent Business by resolution of Council.

Motions

A motion must be moved and seconded to be valid. The mover of the motion will then be permitted to speak to it. Other Councillors will then be permitted to speak either for or against the motion. The mover will be permitted a right-of-reply, which will conclude the debate.

Voting

The motion will then be voted on by show of hands. If the motion is carried, it becomes a resolution (decision) of the Council. Any Councillor may call for a Division, in order that the vote of each Councillor is formally recorded. The result of the Division supersedes the vote by show of hands.

Amendments

A Councillor may move an amendment to a motion. Any amendment moved shall be dealt with in the same way as a motion, except that there is no right of reply for the mover of the amendment and the mover of the motion if the amendment is carried. If carried, the amendment becomes the motion and the previous motion is abandoned.

Speaking at the Meeting

No visitor to a Council meeting may speak to the meeting, except for:

- The applicant (or his/her representative) and one objector in relation to an application for a planning permit;
- Special circumstances in which leave to speak is granted by the Chairperson.

Unless special circumstances apply, the Chairperson will limit the presentation of a speaker to three minutes duration.

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Explanation of Meeting Procedure

Questions

Members of the public present at the meeting may put questions in writing to Council which will be dealt with during Question Time. The Question Box is located in the foyer. Questions must be placed in the Question Box by 7.30pm. You don't have to be a resident to ask a question.

Questions are to be as succinct as possible. Questions which cannot be accommodated on the single sided question form provided are likely to require research, and are more appropriately directed to Council in the form of a letter. In such cases, the question/s may be answered in writing at the direction of the Chairperson subsequent to the meeting.

Questions will be answered in the Council Chamber only if the questioner is present in the gallery. Where a questioner is not present, a response will be provided in writing.

Individual members of the public are permitted to ask a maximum of three (3) questions.

Confidential Business

The meeting may be closed at any time to deal with confidential items in camera. In these instances members of the public will be asked to leave the Council Chamber, and the meeting re-opened once the confidential business is completed.

Courtesy to the Mayor

All Councillors are required to direct their attention towards the Chairperson when speaking. This is in accordance with protocols relating to respect for the Chairperson of a meeting, and is a requirement of Council's Meeting Procedures Local Law.

Emergency Evacuation of Chamber

Members of the public are requested to note the green and white EXIT signs.

In the event of an emergency requiring evacuation of the Chamber, the public should evacuate by way of the EXIT located to the right hand side of the Council Chamber. This leads to the foyer through which you passed in order to enter the Chamber. Proceed from the foyer through the revolving door/side door and out of the building. This is the primary evacuation route.

If the nature of the emergency is such that the primary evacuation route is impracticable, the public should evacuate by way of the EXIT located to the right of the Council table as viewed from the public gallery. Follow further EXIT signs thereafter, which lead to an exit point on the south side of the building. This is the secondary evacuation route.

Council staff will issue directions on how to proceed to evacuate in the event of an emergency.

Explanation of Meeting Procedure

Do You Have a Hearing Difficulty?

Phonic Ear Hearing Assistance is available to any member of the public gallery with a hearing disability. Just ask a member of staff for a unit prior to the meeting.

Language Line



Recording of Meetings

Council Meetings are recorded and streamed live on the internet.

Recordings are archived and available on Council's website www.kingston.vic.gov.au.

All care is taken to maintain your privacy; however as a visitor in the public gallery, your presence may be recorded.

8. Planning and Development Reports

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Agenda Item No: 8.1

TOWN PLANNING APPLICATION DECISIONS DECEMBER 2018

Contact Officer: Carly De Mamiel, Senior Customer Liaison and Administration Officer

Town Planning Application Decisions – December 2018

Approved By: Jonathan Guttman - General Manager, Planning & Development

Author: Ian Nice – Manager, City Development

Attached for information is the report of Town Planning Decisions for the month of December, 2018.

A summary of the decisions is as follows:

Type of Decision	Number of Decisions Made	Percentage (%)
Planning Permits	99	77
Notice of Decision	18	14
Refusal to Grant a Permit	3	2
Other - Withdrawn (3) - Prohibited (0) - Permit not required (1) - Lapsed (5) - Failure to Determine (0)	9	7
Total	129	100

(NB: Percentage figures have been rounded)

OFFICER RECOMMENDATION

That the report be noted.

Appendices

Appendix 1 - Town Planning Application Decisions December 2018 (Ref 19/4385)



Author/s:

Carly De Mamiel, Senior Customer Liaison and Administration Officer

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Reviewed and Approved By: Naomi Crowe, Team Leader City Development Administration

8.1

TOWN PLANNING APPLICATION DECISIONS DECEMBER 2018

1	Town Planning Application Decisions December 2018	9
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Planning Decisions December, 2018							
APPL. No.	PROPERTY ADDRESS	SUBURB	APPL. DATE	DATE DECIDED	PROPOSAL DESCRIPTION	DECISION	VCAT DECISION
KP-2017/828	1A Dactyl Road	MOORABBIN	26/10/2017	3/12/2018	Develop the land for the construction of Three (3) Double Storey Dwellings	Permit	Yes
KP-2016/676/A	4 Kimbarra Street	CLAYTON SOUTH	10/10/2018	3/12/2018	Develop the land for the construction of four (4) double storey dwellings	Permit	No
KP-2018/516	36 26-28 Roberna Street	MOORABBIN	29/06/2018	3/12/2018	Use the land for Motor Vehicle Sales	Permit	No
KP-2018/768	58 Northcliffe Road	EDITHVALE	20/09/2018	3/12/2018	Develop the Land for the Construction of Two (2) Double Storey Dwellings	Permit	No
KP-2017/83	20 Randall Avenue	EDITHVALE	9/02/2017	3/12/2018	Subdivide the Land into Three (3) Lots	Approved	No
KP-2018/893	Shop 37 105 Cochranes Road	MOORABBIN	2/11/2018	3/12/2018	Use the land as a cafe	Permit	No
KP-2018/216	4 Tarago Crescent	CLAYTON SOUTH	22/03/2018	4/12/2018	The development of two (2) dwellings and associated works	Permit	No
KP-1997/899/A	2 220 Balcombe Road	MENTONE	27/07/2018	4/12/2018	Develop and use this site for a dual occupancy	Permit	No
KP-2018/931	50 Chelsea Road	CHELSEA	20/11/2018	4/12/2018	Alteration to the existing cafe in a Heritage Overlay	Permit	No
KP-2018/415	1408-1418 Centre Road	CLAYTON SOUTH	28/05/2018	4/12/2018	Develop the land for the construction of a seven (7) storey building and a nine (9) storey building, comprising one hundred and sixty three (163) dwellings and two (2) townhouses, to alter access to a Road Zone Category 1 and associated car parking reduction	Permit	No

KP-2018/58	7 Barbara Street	MOORABBIN	25/01/2018	4/12/2018	Develop the land for the construction of three (3) dwellings	Permit	No
KP-2018/880	296 Nepean Highway	EDITHVALE	31/10/2018	4/12/2018	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/842	18 Swanston Street	MENTONE	19/10/2018	4/12/2018	The subdivision of land into three (3) lots	Permit	No
KP-2018/924	21 Mount View Road	HIGHETT	20/11/2018	4/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2050/2	1230 Nepean Highway	CHELTENHAM	26/03/2018	4/12/2018	Test Only - Please Ignore	Permit	No
KP-2018/521	12 Sydney Street	CLAYTON SOUTH	2/07/2018	4/12/2018	Develop the land for the construction of one (1) new double storey dwelling to the rear of an existing double storey dwelling	Permit	No
KP-2018/259	26 French Avenue	EDITHVALE	10/04/2018	4/12/2018	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/687	14 William Street	MOORABBIN	27/08/2018	4/12/2018	Develop the land for the construction of two (2) side by side double storey dwellings with vegetation removal	Permit	No
KP-2017/490	25 Brindisi Street	MENTONE	28/06/2017	4/12/2018	Develop the land for the construction of Twelve (12) Three Storey Dwellings with basement car parking	Lapsed	No
KP-2018/487	2 The Esplanade	EDITHVALE	21/06/2018	4/12/2018	Develop the land for the construction of four (4) dwellings	Permit	No
KP-2017/706/A	6 Rings Road	MOORABBIN	23/11/2018	4/12/2018	Develop the land for the construction of an office with ancillary warehouse	Permit	No
KP-2018/217	1170 Nepean Highway	CHELTENHAM	22/03/2018	4/12/2018	Develop the land for the construction of buildings and works (extension to existing carpark)	Permit	No
KP-2015/627/A	19 Second Street	CLAYTON SOUTH	13/11/2018	4/12/2018	Develop the land for the construction of six (6) dwellings	Permit	No

KP-2018/703	1 65 Albenga Street	MENTONE	31/08/2018	5/12/2018	Use of land for the purposes of a shared accommodation assisted living facility	Permit Not Required	No
KP-2018/882	84 Valetta Street	CARRUM	31/10/2018	6/12/2018	Removal of Easement	Permit	No
KP-2017/765	37 Marriott Street	PARKDALE	5/10/2017	6/12/2018	Develop the land for the construction of two (2) double storey dwellings	Refused	Yes
KP-2018/876	235 Station Street	EDITHVALE	30/10/2018	7/12/2018	Boundary re-alignment	Permit	No
KP-2017/963	14 Chute Street	MORDIALLOC	8/12/2017	7/12/2018	Develop the land for the construction on one (1) new double storey dwelling to the rear of an existing	Permit	No
KP-2018/608	28 Mernda Avenue	BONBEACH	26/07/2018	7/12/2018	Develop the land for the construction of two (2) double storey side-by-side dwellings	Permit	No
KP-2018/439	53 Rennison Street	PARKDALE	4/06/2018	7/12/2018	Develop the land for the construction of two (2) double storey side-by-side dwellings	Permit	No
KP-2018/546	32 Levanswell Road	MOORABBIN	9/07/2018	7/12/2018	Use of the land for an Indoor Recreation Facility	Notice of Decision	No
KP-2018/545	245 Westall Road	CLAYTON SOUTH	10/07/2018	7/12/2018	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/677	126 Bourke Road	CLARINDA	23/08/2018	7/12/2018	Develop the Land for the Construction of two (2) Dwellings	Permit	No
KP-2018/691	29 Voltri Street	CHELTENHAM	29/08/2018	7/12/2018	Develop the land for the construction of two (2) double storey dwellings	Permit	No
KP-2018/756	17 Newport Road	CLAYTON SOUTH	18/09/2018	10/12/2018	Subdivide the land into Four (4) Lots	Permit	No
KP-2018/390	88 Devon Street	CHELTENHAM	24/05/2018	10/12/2018	The development of two (2) dwellings	Permit	No
KP-2018/727	5 15 Cameron Street	CHELTENHAM	10/09/2018	10/12/2018	Boundary realignment	Permit	No

KP-2018/754	14B Douglas Avenue	CHELSEA	18/09/2018	10/12/2018	Removal of Easement	Permit	No
KP-2018/784	58 Tarnard Drive	BRAESIDE	26/09/2018	10/12/2018	Subdivide the Land into Eight (8) Lots	Permit	No
KP-2018/791	Shop 530 Main Street	MORDIALLOC	26/09/2018	10/12/2018	Construct and display business identification and illuminated signage, alter the facade of the existing building and associated works	Permit	No
KP-2018/326	1 244 Nepean Highway	EDITHVALE	2/05/2018	10/12/2018	Develop the land for the construction of a mixed use building comprising of five (5) dwellings and a ground floor shop	Lapsed	No
KP-2018/473	1 Bondi Road	BONBEACH	14/06/2018	10/12/2018	Develop the land for the construction of three (3) dwellings on a lot	Permit	No
KP-2018/841	Unit 1 1 McLaren Drive	CLAYTON SOUTH	18/10/2018	10/12/2018	The use of land for an office	Permit	No
KP-2050/1	1230 Nepean Highway	CHELTENHAM	26/06/2018	11/12/2018	Test Only - Please Ignore	Notice of Decision	No
KP-2018/937	43 Iluka Avenue	ASPENDALE	23/11/2018	12/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/956	6 Ebb Street	ASPENDALE	29/11/2018	12/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2017/845	1 21 James Street	MORDIALLOC	1/11/2017	12/12/2018	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/555	7 Herald Street	CHELTENHAM	11/07/2018	12/12/2018	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/594	34 Percy Street	MORDIALLOC	23/07/2018	12/12/2018	Use of the land for tutoring classes	Withdrawn	No
KP-2002/45/B	16 Newberry Avenue	BONBEACH	12/10/2018	12/12/2018	The construction of two (2) dwellings	Permit	No
KP-2017/741/A	16 Matthieson Street	HIGHETT	11/10/2018	12/12/2018	Develop the land for the construction of three (3) dwellings on a lot	Permit	No

KP-2018/892	2 42 Rennison Street	PARKDALE	2/11/2018	12/12/2018	The development of alterations and additions to the existing dwelling	Permit	No
KP-2016/686/A	198 Bourke Road	CLARINDA	8/08/2018	12/12/2018	Develop the land for the construction of two (2) dwellings with new access to a Road Zone Category 1 in a Special Building Overlay	Permit	No
KP-2018/698	39 Fletcher Street	MOORABBIN	30/08/2018	12/12/2018	Develop the Land for the Construction of Two (2) Double Storey Side-by-Side Dwellings	Permit	No
KP-2018/969	14 Avon Street	MOORABBIN	5/12/2018	13/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/814	1 918-928 Springvale Road	BRAESIDE	8/10/2018	13/12/2018	The use of the land to sell and consume liquor (Restaurat and Cafe Licence) in accordance with the endorsed plans	Permit	No
KP-2017/278/A	142 Lower Dandenong Road	PARKDALE	6/08/2018	13/12/2018	Develop the land for the construction of three (3) dwellings on land affected by a Special Building Overlay with associated works and to alter access to land adjacent to a Road Zone Category 1	Permit	No
KP-2017/737	48 Church Road	CARRUM	21/09/2017	13/12/2018	Develop the land for the construction of (5) double storey dwellings	Notice of Decision	No
KP-2018/5	21 Vincent Street	EDITHVALE	2/01/2018	13/12/2018	Develop the land for the construction of four (4) dwellings	Notice of Decision	No
KP-2018/249	25 Patterson Street	BONBEACH	4/04/2018	13/12/2018	The development of four (4) dwellings	Notice of Decision	No
KP-2018/16	4 Kimbarra Street	CLAYTON SOUTH	8/01/2018	13/12/2018	Subdivide the Land into Four (4) Lots	Permit	No
KP-2018/916	161 Thames Promenade	CHELSEA HEIGHTS	14/11/2018	13/12/2018	Subdivide the Land into four (4) Lots	Permit	No
KP-2017/371	1 Riversdale Avenue	CARRUM	18/05/2017	13/12/2018	Develop the land for the construction of three (3) dwellings	Refused	No

KP-2018/393	1 Tilley Street	CHELTENHAM	24/05/2018	13/12/2018	Develop the land for the construction of two (2) double storey dwellings	Permit	No
KP-2005/319/B	12 Lawrence Avenue	ASPENDALE	16/03/2018	13/12/2018	Develop the Land for the Construction of Two (2) Dwellings and Two (2) Lot Subdivision	Permit	No
KP-2018/533	6 Ivy Street	PARKDALE	4/07/2018	13/12/2018	The development of two (2) double storey dwellings (side by side)	Permit	No
KP-2018/77	32 Washington Drive	OAKLEIGH SOUTH	2/02/2018	14/12/2018	Develop the land for the construction of two (2) double storey dwellings	Notice of Decision	No
KP-2017/981	1 Park Street	MORDIALLOC	18/12/2017	14/12/2018	Develop the land for the construction of five (5) dwellings	Notice of Decision	No
KP-2018/634	Factory 12 14-26 Audsley Street	CLAYTON SOUTH	7/08/2018	14/12/2018	The use of a restricted recreation facility, associated buildings and works and a reduction in the car parking requirement	Notice of Decision	No
KP-2017/941	95 Broadway	BONBEACH	29/11/2017	14/12/2018	The development of five (5) dwellings (which includes the retention of the existing dwelling), construct a garage for the existing dwelling and waiver of visitor car parking requirements	Notice of Decision	No
KP-2018/721	17 Swinden Avenue	CHELTENHAM	6/09/2018	14/12/2018	The development of two (2) dwellings	Notice of Decision	No
KP-2018/593	1127 Nepean Highway	HIGHETT	23/07/2018	14/12/2018	Develop the land for the construction of a two (2) storey residential building comprising of six (6) dwellings	Permit	No
KP-2018/629	34 Mernda Avenue	BONBEACH	6/08/2018	14/12/2018	The subdivision of land into two (2) lots	Permit	No
KP-2018/961	11 Langrigg Avenue	EDITHVALE	3/12/2018	14/12/2018	Develop the land for the construction of one (1) dwelling on land within a Special Building Overlay	Permit	No
KP-2018/960	1 13 Barkly Street	MORDIALLOC	3/12/2018	17/12/2018	Construct a front fence on common property	Permit	No

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KP-2014/318/A	12 Douglas Avenue	CHELSEA	23/11/2016	17/12/2018	Develop the land for the construction of two (2) side by side, double storey dwellings	Permit	No
KP-2016/1015/A	34 Bowman Street	ASPENDALE	6/08/2018	17/12/2018	Amend the permit and endorsed plans for alterations to foreshore access and changes to internal layout and windows	Permit	No
KP-2018/765	50 Sherwood Avenue	CHELSEA	20/09/2018	18/12/2018	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/883	10 Tonbridge Street	CARRUM	31/10/2018	18/12/2018	The subdivision of four (4) lots	Permit	No
KP-2018/948	18 Monterey Court	OAKLEIGH SOUTH	28/11/2018	18/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2014/353/A	21 Long Street	MENTONE	18/10/2018	18/12/2018	Use and develop the land for a child care centre and an education centre	Notice of Decision	No
KP-2018/645	40 Clydebank Road	EDITHVALE	8/08/2018	18/12/2018	The development of 5 dwellings in accordance with the endorsed plans	Notice of Decision	No
KP-2017/279/A	17 Bevan Avenue	CLAYTON SOUTH	21/06/2018	18/12/2018	Develop the land for the construction of three (3) double storey dwellings	Permit	No
KP-2018/970	6 Retreat Avenue	ASPENDALE	5/12/2018	18/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/588	45 Harpley Street	CHELTENHAM	19/07/2018	18/12/2018	The development of three (3) dwellings	Permit	No
KP-2014/1034/A	543 Clayton Road	CLAYTON SOUTH	12/10/2018	18/12/2018	To increase the permitted number of children, from seventy (70), to seventy-six (76).	Permit	No
KP-2018/910	119 Warren Road	PARKDALE	7/11/2018	18/12/2018	Develop the land for the construction of one (1) illuminated electronic Business Identification Sign	Permit	No
KP-2018/929	4 Artesian Place	WATERWAYS	20/11/2018	18/12/2018	Construct a verandah on land within a Design and Development Overlay	Permit	No
KP-2018/674	4 1295-1297 Nepean Highway	CHELTENHAM	22/08/2018	19/12/2018	Use of land as a medical centre	Permit	No

KP-2018/865	25-27 Wells Road	CHELSEA HEIGHTS	23/10/2018	19/12/2018	Alter access to a road in a Road Zone Category 1	Permit	No
KP-2018/949	16 Seaview Court	CHELSEA HEIGHTS	8/11/2018	19/12/2018	Develop the land for the construction of a double storey dwelling in the Land Subject to Inundation Overlay	Permit	No
KP-2010/621/A	8 Krone Street	MORDIALLOC	31/08/2018	19/12/2018	Development of Two (2) dwellings	Permit	No
KP-2018/581	Factory 8 327-337 Warrigal Road	CHELTENHAM	17/07/2018	19/12/2018	Use and develop the land for the construction of a child care centre, car parking variation and alteration of access adjacent to a Road Zone	Permit	No
KP-2016/279/A	48 Woodbine Grove	CHELSEA	3/07/2018	19/12/2018	Develop the land for the construction of four (4) dwellings	Notice of Decision	No
KP-2018/191	4 Davey Street	PARKDALE	15/03/2018	19/12/2018	The development of a second dwelling (to the rear of the existing) and associated works	Notice of Decision	No
KP-2018/401	15 Camp Street	CHELSEA	24/05/2018	20/12/2018	The development of a first floor level extension to the existing dwelling on a lot less than 300 square metres	Notice of Decision	No
KP-2018/506	13 Gwenda Avenue	MOORABBIN	28/06/2018	20/12/2018	Develop the land for the construction of three (3) dwellings	Refused	No
KP-2018/671	4 Larnook Crescent	ASPENDALE	21/08/2018	20/12/2018	The development of two (2) dwellings	Permit	No
KP-2018/998	11 Jodi Street	CHELTENHAM	14/12/2018	20/12/2018	Develop the land for the construction of two (2) side by side dwellings	Withdrawn	No
KP-2018/950	Unit 1 126 Warrigal Road	MENTONE	28/11/2018	20/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2017/593/A	12 Gale Street	ASPENDALE	27/04/2018	20/12/2018	Develop the land for the construction of two (2) dwellings	Withdrawn	No
KP-2018/488	47-49 Malcolm Road	BRAESIDE	21/06/2018	21/12/2018	Develop the land for the construction of buildings and works (existing transfer station)	Permit	No
KP-2018/1004	79 Bernard Street	CHELTENHAM	18/12/2018	21/12/2018	Subdivide the Land into Two (2) Lots	Permit	No

KP-2018/940	102 Berry Avenue	EDITHVALE	23/11/2018	21/12/2018	Subdivide the Land into Three (3) Lots	Permit	No
KP-2017/952	42 Sutton Street	CHELSEA HEIGHTS	7/12/2017	21/12/2018	Develop the land for the construction for two (2) double storey dwellings	Permit	No
KP-2018/986	2A Ashmore Avenue	MORDIALLOC	11/12/2018	21/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2014/31/A	1144 Nepean Highway	HIGHETT	25/10/2018	21/12/2018	Develop the land for the construction of a mixed use development including residential hotel, dwellings, food and drink premises, use the land for a food and drink premises, loading bay waiver and alter access to a road in a Road Zone Category One.	Permit	No
KP-2018/88	60-68 Canterbury Road	BRAESIDE	7/02/2018	21/12/2018	Develop the land for the construction of three (3) warehouses, business identification signage and a reduction in the associated car parking requirement in a Land Subject to Inundation Overlay	Permit	No
KP-2018/888	48-58 Canterbury Road	BRAESIDE	1/11/2018	21/12/2018	Develop the land for the construction of three (3) warehouses and associated office spaces. Reduction in carparking and erection of signage	Permit	No
KP-2018/518	92 Turner Road	HIGHETT	2/07/2018	21/12/2018	The development of three (3) dwellings	Permit	No
KP-2018/746	215 Wickham Road	MOORABBIN	12/09/2018	21/12/2018	Develop the Land for the Construction of two (2) Dwellings	Permit	No
KP-2011/153/A	4 Norma Avenue	CHELTENHAM	6/03/2018	21/12/2018	Develop the land for the construction of two (2) dwellings	Notice of Decision	No
KP-2018/1011	30 Ester Crescent	CLAYTON SOUTH	18/12/2018	24/12/2018	Develop the land for the construction of a ground floor extension to the existing dwelling on	Permit	No

					land within a Special Building Overlay		
KP-2015/500/B	14 Barbara Street	MOORABBIN	30/11/2018	24/12/2018	The development of six (6) dwellings	Permit	No
KP-2018/48	2 Audsley Street	CLAYTON SOUTH	18/01/2018	27/12/2018	Develop the land for the construction of a mixed use building up to 36 dwellings in a Design and Development Overlay 24, use the land for a shop, office, restaurant, reduction in the car parking requirements	Notice of Decision	No
KP-2018/776	2 Lawborough Avenue	PARKDALE	24/09/2018	27/12/2018	Develop the land for the construction of a two (2) dwellings in a Special Building Overlay	Lapsed	No
KP-2018/854	117 Edithvale Road	EDITHVALE	23/10/2018	27/12/2018	Creation of an Easement	Permit	No
KP-2018/1015	23 Morris Street	PARKDALE	20/12/2018	27/12/2018	Develop the land for the construction of a ground floor extension to the existing dwelling on land within a Special Building Overlay	Permit	No
KP-2018/1008	31 Southern Road	MENTONE	18/12/2018	27/12/2018	Develop the land for the construction of one (1) dwelling on land within a Special Building Overlay	Permit	No
KP-2018/951	6 Bayliss Court	CHELTENHAM	28/11/2018	27/12/2018	Subdivide the Land into Two (2) Lots	Permit	No
KP-2016/961/A	2 Ellen Street	PARKDALE	28/05/2018	28/12/2018	Develop the land for the construction of two (2) dwellings	Notice of Decision	No
KP-2017/613	16 Ruvina Street	ASPENDALE	9/08/2017	28/12/2018	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/472	25 Donald Grove	CHELSEA	14/06/2018	28/12/2018	Develop the land for the construction of three (3) dwellings	Permit	No
KP-2018/525	21-29 Inverness Street	CLARINDA	3/07/2018	28/12/2018	Develop the land for a three storey extension and works to the existing residential aged care facility	Permit	No

KP-2018/585	4 Owen Street	MORDIALLOC	19/07/2018	28/12/2018	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/682	1 20 Bay Street	MORDIALLOC	29/08/2018	28/12/2018	Subdivide the Land into Sixteen (16) Lots	Permit	No
KP-2018/838	26 Ormond Street	MORDIALLOC	12/10/2018	28/12/2018	Develop the land for the construction of three (3) double storey dwellings with associated works	Lapsed	No
KP-2015/445/B	1 Bristol Avenue	EDITHVALE	17/07/2018	28/12/2018	Develop the land for the construction of three (3) dwellings in a Design and Development Overlay (Schedule 1 and 7)	Permit	No
KP-2018/448	7 41 Florence Street	MENTONE	7/06/2018	31/12/2018	Develop the land for the construction of alterations and additions	Lapsed	No

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 8.2

TOWN PLANNING APPLICATION DECISIONS - JANUARY 2019

Contact Officer: Carly De Mamiel, Senior Customer Liaison and Administration Officer

Town Planning Application Decisions – January 2019

Approved By: Jonathan Guttman - General Manager, Planning & Development

Author: Ian Nice – Manager, City Development

Attached for information is the report of Town Planning Decisions for the month of January 2019.

A summary of the decisions is as follows:

Type of Decision	Number of Decisions Made	Percentage (%)
Planning Permits	84	74
Notice of Decision	17	15
Refusal to Grant a Permit	4	3
Other - Withdrawn (3) - Prohibited (0) - Permit not required (1) - Lapsed (4) - Failure to Determine (1)	9	8
Total	114	100

(NB: Percentage figures have been rounded)

OFFICER RECOMMENDATION

That the report be noted.

Appendices

Appendix 1 - Town Planning Application Decisions - January 2019 (Ref 19/19942)



Author/s: Carly De Mamiel, Senior Customer Liaison and Administration Officer

Reviewed and Approved By: Naomi Crowe, Team Leader City Development Administration

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TOWN PLANNING APPLICATION DECISIONS - JANUARY 2019

1	Town Planning Application Decisions - January 2019.....	25
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Planning Decisions January 2019							
APPL. No.	PROPERTY ADDRESS	SUBURB	APPL. DATE	DATE DECIDED	PROPOSAL DESCRIPTION	DECISION	VCAT DECISION
KP-2018/803	33 Swanpool Avenue	CHELSEA	2/10/2018	2/01/2019	Develop the land for the construction of three (3) dwellings	Permit	No
KP-2018/895	1 174-175 Nepean Highway	ASPENDALE	2/11/2018	3/01/2019	The development of a first floor level balcony, and alterations to an existing dwelling on a lot less than 300 square metres	Permit	No
KP-2018/725	5 Kingswood Road	CHELTENHAM	7/09/2018	3/01/2019	The development of a second dwelling (double storey)	Permit	No
KP-2018/514	26 Newcombe Court	CLARINDA	29/06/2018	3/01/2019	The development of two (2) dwellings with one (1) additional crossover	Permit	No
KP-2018/313	5 Springfield Avenue	CLAYTON SOUTH	27/04/2018	3/01/2019	The development of two (2) double storey dwellings	Permit	No
KP-2018/845	256 Charman Road	CHELTENHAM	22/10/2018	3/01/2019	the use of the land for the sale and consumption of liquor in accordance with the endorsed plans	Permit	No
KP-2018/175/A	413A Nepean Highway	CHELSEA	19/09/2018	3/01/2019	Use of the land for the sale and consumption of liquor in association with an existing food and drink premise and reduction in the car parking requirement	Notice of Decision	No
KP-2018/802	13 Jodi Street	CHELTENHAM	2/10/2018	3/01/2019	Develop the land for the construction of two (2) dwellings	Notice of Decision	No
KP-2018/577	153 Keys Road	MOORABBIN	17/07/2018	4/01/2019	Construction of buildings and works to an existing building and to erect and display business identification signage	Permit	No
KP-2018/877	119 Collins Street	MENTONE	30/10/2018	4/01/2019	The subdivision of land into five (5) lots	Permit	No
KP-2018/812	9 Kingston Road	HEATHERTON	8/10/2018	4/01/2019	Subdivide the Land into Four (4) Lots	Permit	No

KP-2018/965	50 Broadway	BONBEACH	5/12/2018	4/01/2019	Subdivide the Land into Four (4) Lots	Permit	No
KP-2018/1028	31 Ivan Avenue	EDITHVALE	31/12/2018	4/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/1030	2 Joami Street	CHELTENHAM	2/01/2019	4/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2017/791/A	36 Troy Street	BONBEACH	30/07/2018	4/01/2019	Develop the land for the construction of two (2) double storey dwellings	Permit	No
KP-2018/647	10 Margaret Street	PARKDALE	10/08/2018	4/01/2019	The development of two (2) dwellings	Notice of Decision	No
KP-2005/49/A	261 Nepean Highway	EDITHVALE	2/11/2018	4/01/2019	To use this site for a medical centre (podiatry clinic) with a reduced car parking requirement pursuant to Clause 52.06 of the Kingston Planning Scheme, in accordance with plans to be submitted pursuant to Condition 1 hereof	Permit	No
KP-2018/815	1 7 Hayden Road	CLAYTON SOUTH	5/10/2018	4/01/2019	Develop the Land for the Construction of Three (3) double storey Dwellings	Lapsed	No
KP-2016/960	13 Jellicoe Street	CHELTENHAM	18/11/2016	7/01/2019	To construct two (2) or more dwellings on a lot	Permit	Yes
KP-2018/990	57 Matilda Road	MOORABBIN	12/12/2018	7/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/915	188-190 Beach Road	MORDIALLOC	14/11/2018	7/01/2019	Subdivide land to incorporate accessory Lot 18 into the existing common property	Permit	No
KP-2018/382	113 McDonald Street	MORDIALLOC	22/05/2018	7/01/2019	Use and Develop the land for a four storey Residential Aged Care Facility incorporating Child care centre, Medical centre, Restricted recreation facility (gym), Food and drink premises (cafe) and creation of access to a Road Zone Category 1	Failure to Determine	No
KP-2012/503/A	4 Graham Daff	BRAESIDE	4/12/2018	8/01/2019	DO NOT USE	Withdrawn	No

	Boulevard						
KP-2018/927	2 Hillston Road	MOORABBIN	20/11/2018	8/01/2019	Develop the land for the construction of building & works	Withdrawn	No
KP-2018/749	19 Rosewarne Avenue	CHELTENHAM	13/09/2018	8/01/2019	Develop the Land for the Construction of Two (2) Double Storey Dwellings	Permit	No
KP-2017/704	226 Nepean Highway	PARKDALE	11/09/2017	9/01/2019	Develop the land for the construction of a three storey apartment building comprising of six (6) dwellings	Permit	No
KP-2018/984	5 Bristol Avenue	EDITHVALE	10/12/2018	9/01/2019	Develop the land for the construction of one (1) dwelling	Permit Not Required	No
KP-2018/535	40 Nancy Street	CHELTENHAM	5/07/2018	9/01/2019	Develop the land for construction of two (2) dwellings	Notice of Decision	No
KP-1996/92/A	238 McLeod Road	PATTERSON LAKES	23/07/2018	9/01/2019	The use of a veterinary centre and buildings and works	Permit	No
KP-2018/296	468-508 Heatherton Road	CLAYTON SOUTH	23/04/2018	9/01/2019	Use and development of a vehicle store in the Green Wedge Zone and in a Public Acquisition Overlay, create/alter access to a Road Zone Category 1, and reduce the car parking requirement	Refused	No
KP-2018/670	13 Kalimna Street	CARRUM	20/08/2018	9/01/2019	development of two (2) dwellings and associated works in accordance with the endorsed plans	Notice of Decision	No
KP-2018/992	48 Fairview Avenue	CHELTENHAM	14/12/2018	9/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/546	32 Levanswell Road	MOORABBIN	9/07/2018	9/01/2019	Use of the land for an Indoor Recreation Facility	Permit	No
KP-2018/1007	44 Mernda Avenue	BONBEACH	18/12/2018	9/01/2019	Removal of Easement	Permit	No
KP-2019/2	107 Warren Road	PARKDALE	3/01/2019	9/01/2019	Develop the land for the construction of building & works	Permit	No
KP-2018/890	1 Nepean Highway	MENTONE	1/11/2018	10/01/2019	Use the land for Motor Vehicle Sales	Notice of Decision	No

KP-2018/752	45 Tennyson Avenue	CLAYTON SOUTH	17/09/2018	10/01/2019	Develop the Land for the Construction of four (4) double storey dwellings	Refused	No
KP-2016/418/A	32 The Boulevard	PATTERSON LAKES	12/10/2018	10/01/2019	Develop the land for the construction of an extension (ground floor games room) to the existing dwelling on a lot less than 300sqm	Permit	No
KP-2019/1	13 Beacon Street	PARKDALE	2/01/2019	11/01/2019	Develop the land for the construction of a 1.8-metre-high front fence	Permit	No
KP-2017/737	48 Church Road	CARRUM	21/09/2017	11/01/2019	Develop the land for the construction of (5) double storey dwellings	Permit	No
KP-2019/10	24 Golden Avenue	BONBEACH	10/01/2019	11/01/2019	Construction of a front fence	Permit	No
KP-2019/8	7 Sydney Street	CLAYTON SOUTH	24/12/2018	11/01/2019	Develop the land for the construction of two (2) dwellings	Withdrawn	No
KP-2018/249	25 Patterson Street	BONBEACH	4/04/2018	11/01/2019	The development of four (4) dwellings	Permit	No
KP-2018/636	1 18 Woodbine Grove	CHELSEA	7/08/2018	11/01/2019	Develop the land for the construction of three (3) dwellings	Notice of Decision	No
KP-2018/5	21 Vincent Street	EDITHVALE	2/01/2018	11/01/2019	Develop the land for the construction of four (4) dwellings	Permit	No
KP-2017/952	42 Sutton Street	CHELSEA HEIGHTS	7/12/2017	11/01/2019	Develop the land for the construction for two (2) double storey dwellings	Permit	No
KP-2018/900	6 Bond Street	MORDIALLOC	5/11/2018	14/01/2019	The use of the land as an indoor recreation facility (Brazilian Jiu-Jitsu)	Permit	No
KP-2018/616	21 Hinkler Road	MORDIALLOC	31/07/2018	14/01/2019	Subdivide the Land into Four (4) Lots	Permit	No
KP-2019/4	4 Mary Avenue	EDITHVALE	7/01/2019	14/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/740	47 Golf View Road	HEATHERTON	11/09/2018	14/01/2019	Develop the land for the construction of one (1) dwelling to the rear of an existing dwelling	Lapsed	No

KP-2017/981	1 Park Street	MORDIALLOC	18/12/2017	15/01/2019	Develop the land for the construction of five (5) dwellings	Permit	No
KP-2018/77	32 Washington Drive	OAKLEIGH SOUTH	2/02/2018	15/01/2019	Develop the land for the construction of two (2) double storey dwellings	Permit	No
KP-2018/721	17 Swinden Avenue	CHELTENHAM	6/09/2018	15/01/2019	The development of two (2) dwellings	Permit	No
KP-2018/634	Factory 12 14-26 Audsley Street	CLAYTON SOUTH	7/08/2018	15/01/2019	The use of a restricted recreation facility, associated buildings and works and a reduction in the car parking requirement	Permit	No
KP-2018/997	28 Deepwater Drive	WATERWAYS	14/12/2018	15/01/2019	Develop the land for the construction of one (1) dwelling	Permit	No
KP-2018/1022	22 Chelsea Road	CHELSEA	28/12/2018	15/01/2019	Subdivide the Land into Four (4) Lots	Permit	No
KP-2018/183	69 Bernard Street	CHELTENHAM	13/03/2018	15/01/2019	Develop the land for the construction of one (1) double storey Dwelling at the rear of the existing, with associated works to the existing Dwelling	Notice of Decision	No
KP-2018/1025	175 Station Street	ASPENDALE	28/12/2018	15/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2016/521/A	40 Corporate Drive	HEATHERTON	26/09/2017	16/01/2019	Use the land for motor vehicle sales and as a restricted place of assembly, develop the land for the display of business identification signage including internally illuminated signage, construct buildings and works, reduction in car parking requirements as per Clause 52.06 and a variation to the re	Permit	No
KP-2018/278/A	20 Barilla Road	MOORABBIN	9/01/2019	16/01/2019	Develop the land for the construction of Two (2) double storey dwellings	Permit	No
KP-2018/907	1 57 Bear Street	MORDIALLOC	9/11/2018	16/01/2019	Develop the land for the construction of a pergola and entry	Permit	No

					gate in a Land Subject to Inundation Overlay		
KP-2018/645	40 Clydebank Road	EDITHVALE	8/08/2018	16/01/2019	The development of five (5) dwellings in accordance with the endorsed plans	Permit	No
KP-2018/597	48 Broadway	BONBEACH	24/07/2018	16/01/2019	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/763	Unit 1 5 Eulinga Avenue	ASPENDALE	20/09/2018	16/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2014/353/A	21 Long Street	MENTONE	18/10/2018	16/01/2019	Use and develop the land for a child care centre and an education centre	Permit	No
KP-2016/605	49 Jean Street	CHELTENHAM	1/08/2016	16/01/2019	Develop the land for the construction of eight dwellings (3 double storey dwellings and 5 three storey dwellings) with a basement car park	Permit	No
KP-2018/191	4 Davey Street	PARKDALE	15/03/2018	17/01/2019	The development of a second dwelling (to the rear of the existing) and associated works	Permit	No
KP-2017/941	95 Broadway	BONBEACH	29/11/2017	17/01/2019	The development of five (5) dwellings (which includes the retention of the existing dwelling), construct a garage for the existing dwelling and waiver of visitor car parking requirements	Permit	No
KP-2018/760	279 Wells Road	CHELSEA HEIGHTS	19/09/2018	17/01/2019	Use the land as a retail premises and a wavier to the bicycle parking requirements under Clause 52.34 (Bicycle Facilities) of the Kingston Planning Scheme	Permit	No
KP-2018/960	1 13 Barkly Street	MORDIALLOC	3/12/2018	17/01/2019	Construct a front fence on common property	Permit	No
KP-2018/522	1 140 Collins Street	MENTONE	3/07/2018	17/01/2019	The development of two (2) double storey dwellings	Permit	No
KP-2018/548	8 Magnolia	MORDIALLOC	9/07/2018	18/01/2019	The development of two (2)	Permit	No

	Street				dwelling		
KP-2018/982	218 Chesterville Road	MOORABBIN	10/12/2018	18/01/2019	Buildings and works associated with an existing warehouse	Permit	No
KP-2018/401	15 Camp Street	CHELSEA	24/05/2018	18/01/2019	The development of a first floor level extension to the existing dwelling on a lot less than 300 square metres	Permit	No
KP-2018/834	Unit 2 1 Mill Street	ASPENDALE	12/10/2018	21/01/2019	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/421	44 Station Road	CHELTENHAM	29/05/2018	21/01/2019	Develop the land for the construction of a six (6) storey mixed use building (comprising forty-three (43) apartments and three (3) retail premises) and a reduction of the car parking requirements	Refused	No
KP-2018/592	10 Kristine Court	CHELTENHAM	19/07/2018	21/01/2019	The development of two (2) attached dwellings	Notice of Decision	No
KP-2018/394	2 658 South Road	MOORABBIN	23/05/2018	21/01/2019	Use of the land for an Indoor Recreation Facility (Dance School) and associated works	Notice of Decision	No
KP-2011/153/A	4 Norma Avenue	CHELTENHAM	6/03/2018	21/01/2019	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/587	418 Nepean Highway	PARKDALE	18/07/2018	21/01/2019	Use and develop the land for a Child care centre, reduction of the parking requirement, alter access to a Road Zone Category 1	Notice of Decision	No
KP-2018/968	83 Latrobe Street	CHELTENHAM	5/12/2018	22/01/2019	The subdivision of land into two (2) lots	Permit	No
KP-2018/1003	24 Tarnard Drive	BRAESIDE	18/12/2018	22/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/967	51 Beach Road	MENTONE	5/12/2018	22/01/2019	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/649	38 Vincent Street	EDITHVALE	9/08/2018	22/01/2019	Develop the land for the construction of four (4) dwellings	Notice of Decision	No
KP-2018/833	6 Bank Road	EDITHVALE	16/10/2018	22/01/2019	Subdivide the Land into Sixteen (16)	Lapsed	No

					Lots		
KP-2018/772	1 The Fairway	BONBEACH	20/09/2018	23/01/2019	The display of six (6) business identification signs	Permit	No
KP-2018/673	41 Royal Road	BONBEACH	22/08/2018	24/01/2019	Develop the land for three (3) dwellings and removal of an easement	Notice of Decision	No
KP-2015/292/C	107 Wells Road	CHELSEA HEIGHTS	16/01/2019	24/01/2019	Use and develop the land for the construction of warehouses and retail and ancillary office, reduction in the car parking requirements and creation of access to a Road Zone Category 1	Permit	No
KP-2019/17	1 25 Swan Walk	CHELSEA	11/01/2019	25/01/2019	Develop the land for the construction of a verandah at the rear/east side of existing dwelling	Permit	No
KP-2019/14	551 Station Street	CARRUM	14/01/2019	29/01/2019	Subdivide the Land into Three (3) Lots	Permit	No
KP-2018/869	151 Rowans Road	MOORABBIN	23/10/2018	29/01/2019	The development of two dwellings (double storey) and a front fence exceeding a height of 1.2 metres	Permit	No
KP-2016/961/A	2 Ellen Street	PARKDALE	28/05/2018	30/01/2019	Develop the land for the construction of two (2) dwellings	Permit	No
KP-2018/438	25 Shearman Crescent	MENTONE	1/06/2018	30/01/2019	Develop the land for two (2) dwellings	Notice of Decision	No
KP-2018/778	66 Fraser Avenue	EDITHVALE	24/09/2018	30/01/2019	The development of one (1) double storey dwelling and one (1) single storey dwelling	Permit	No
KP-2018/595	8 Sheppard Street	MOORABBIN	19/07/2018	30/01/2019	The development of two (2) double storey dwellings (side by side)	Permit	No
KP-2018/48	2 Audsley Street	CLAYTON SOUTH	18/01/2018	30/01/2019	Develop the land for the construction of a mixed use building up to 36 dwellings in a Design and Development Overlay 24, use the land for a shop, office, restaurant, reduction in the car parking requirements	Permit	No

KP-2018/966	12 Isabella Street	MOORABBIN	5/12/2018	30/01/2019	The subdivision of land into two (2) lots	Permit	No
KP-2015/868/A	41 Downard Street	BRAESIDE	19/09/2018	30/01/2019	Develop the land for the construction of buildings and works and to use the land for a brothel	Notice of Decision	No
KP-2018/133	39 Broadway	BONBEACH	26/02/2018	30/01/2019	Develop the land for the construction of seven (7) dwellings	Permit	No
KP-2018/818	1482 Centre Road	CLAYTON SOUTH	9/10/2018	30/01/2019	The use and development of two (2) double storey rooming houses (side by side), and the alteration of access to a road in a Road Zone Category 1	Refused	No
KP-2007/486/A	30 Tennyson Avenue	CLAYTON SOUTH	13/11/2017	31/01/2019	The development of this site for three (3) dwellings, in accordance with plans to be submitted pursuant to Condition 1 hereof:	Permit	No
KP-2018/591	266 Nepean Highway	PARKDALE	23/07/2018	31/01/2019	The development of two (2) dwellings	Permit	No
KP-2017/219/A	296 Nepean Highway	EDITHVALE	7/11/2018	31/01/2019	Develop the land for the construction of three (3) dwellings and alter access to a road in a Road Zone Category 1	Notice of Decision	No
KP-2014/384	209 Station Street	EDITHVALE	29/05/2014	31/01/2019	Develop the land for the construction of seven (7) double storey dwellings	Approved	No
KP-2018/219	129 Centre Dandenong Road	CHELTENHAM	26/03/2018	31/01/2019	Develop the land for the construction of four (4) dwellings	Lapsed	No
KP-2018/601	39 Henry Street	HIGHETT	23/07/2018	31/01/2019	Develop the land for the construction of six (6) dwellings with basement parking	Notice of Decision	No
KP-2018/972	8 Ross Street	ASPENDALE	6/12/2018	31/01/2019	Subdivide the Land into Four (4) Lots	Permit	No
KP-2018/570	63 Catherine Avenue	CHELSEA	16/07/2018	31/01/2019	The development of one (1) double storey dwelling and one (1) single storey dwelling	Permit	No
KP-2018/988	114 Ella	CHELSEA	12/12/2018	31/01/2019	Removal of Easement	Permit	No

	Grove						
KP-2018/769	78 Bernard Street	CHELTENHAM	21/09/2018	31/01/2019	Develop the Land for the Construction of two (2) Dwellings	Permit	No
KP-2019/20	8 Margaret Street	MOORABBIN	17/01/2019	31/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2019/34	2 Bega Court	ASPENDALE	24/01/2019	31/01/2019	Subdivide the Land into Two (2) Lots	Permit	No
KP-2018/913	176 Beach Road	PARKDALE	12/11/2018	31/01/2019	The development of two (2) double storey dwellings	Permit	No
KP-2018/991	3 27 Swansea Road	CHELSEA	7/12/2018	31/01/2019	Buildings and works to an existing dwelling on land affected by a Design and Development Overlay	Permit	No
KP-2018/719	9 Bridges Avenue	EDITHVALE	4/09/2018	31/01/2019	Develop the land for the construction of one (1) double storey dwelling to the rear of an existing dwelling, with associated works to the existing dwelling	Permit	No

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 8.3

KP-2016/171/A - 101A, 101, 103, 105, 107 COLLINS STREET MENTONE

Contact Officer: Guillermo Henning, Principal Planner

Purpose of Report

This report is for Council to consider Planning Permit Application No. KP-2016/171 - 101A, 101,103,105,107 Collins Street Mentone. The proposal provides for amendments to the existing planning permit and provides for an increase in the number of dwellings from 126 to 136 and an increase in height from 10.9 metres to 14 metres. Additional changes proposed are explained in more detail through the report.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council resolve to issue a Notice of Decision to Grant an Amended Planning Permit to develop the land for the construction of buildings and works for a Residential Aged Care Facility at 101A, 101,103,105,107 Collins Street Mentone, subject to the conditions contained within this report.

EXECUTIVE SUMMARY- APPLICATION FOR AMENDMENT TO PLANNING PERMIT PURSUANT TO SECTION 72 OF THE PLANNING & ENVIRONMENT ACT 1987			
Address	No. 101A, 101, 103, 105 and 107 Collins Street, Mentone		
Legal Description	Lot 1 PS416802, Lot 1 TP337281 and part Lot 1 on TP743096B		
Applicant	Urbis		
Planning Officer	«Responsible_Officer»		
PLANNING REQUIREMENTS			
Planning Scheme	Kingston		
Zoning	Clause 37.08 – Activity Centre Zone- Schedule 2		
Overlays	Clause 45.03 – Environmental Audit Overlay		
Particular Provisions	Clause 52.05 – Advertising Signage		
Permit Trigger/s	Clause 52.06 – Car Parking (a Planning Permit is not required as the number of spaces required for an aged care facility, being 46 car spaces are has been provided)		
	Clause 52.07 – Loading and Unloading of Vehicles		
	Clause 37.08 (Activity Centre Zone), a planning permit is not required to use the land for the purpose of an aged care facility.		
	Clause 37.08 (Activity Centre Zone) a planning permit is required to construct a building and to construct or carry out works unless the schedule to the zone specifies otherwise – there is no exception for the proposed buildings and works in the Schedule (Schedule 2- Mentone Activity Centre).		
	Clause 52.34 a Planning Permit is required to reduce the requirement to provide bicycle facilities.		
	Clause 52.05 a Planning Permit is required for the display of two business identification signs.		
APPLICATION / PROCESS			
Permit Allows	Development of the land for the construction of a Residential Aged Care facility		
Proposal	The application is to amend Planning Permit KP-171/2016 by: <ul style="list-style-type: none"> - Amending the address to include No.107 Collins Street - Incorporating an additional storey and increasing the height of the building - Increasing the building footprint - Increasing the number of beds - Deleting the basement and increasing the number of car parking spaces - Incorporating two non-illuminated business identification signs - subsequent changes to the design. 		
Reference No.	KP-2016/171/A	RFI Received	23 October 2018
App. Received	4 September 2018	App. Amended	N/A
Site inspection	Yes		
S.52 Advertising	Commenced: 8 November 2018	Advertising Completed	26 November 2018
S.55 Referrals	None		
Internal referrals	Yes		
Objection(s)	19 objections received to date.		
LEGISLATIVE			
Covenant/other Restriction	Yes Agreement AM718047U Agreement AM718048S	Discussed in the report.	

CHMP	No
Considered Plans	Smith & Tracey Architects, Job No. 17061 dated 18/10/18, submitted on 23 October 2018

1.0 RELEVANT LAND HISTORY

The land was previously used by the City of Kingston as a Depot. The land was sold to Southern Cross Care Victoria for the use of an Aged Care Facility.

A search of Council records found a number of Planning Permits have been issued for No. 101-103 Collins Street, Mentone.

Planning permit KP-2016/171 was issued on the 26 September 2016 and allows the development of the land *for the construction of buildings and works for a Residential Aged Care Facility*. The subject site under this original permit comprises several allotments over No. 101-103-105 Collins Street and part of No. 101A Collins Street. In detail, the development comprised a three storey building with basement car park, and associated facilities. The proposal provided for 126 beds within eight (8) 'interconnected houses' set over three levels. Plans associated with this development have not been endorsed.

The Permit was not a permit issued at the direction of the Victorian Civil and Administrative Tribunal (Tribunal) or a permit issued under Division 6 (Powers of Minister in relation to applications) of the Planning and Environment Act 1987 (Act).

The proposal before Council is seeking the same primary use of the site as per the original permit granted on the site. Section 72 of the *Planning and Environment Act 1987* (the Act) states: 'A person who is entitled to use or develop land in accordance with a permit may apply to the responsible authority for an amendment to the permit'.

Section 73 of the Act directs that the process for amending a planning permit goes through the relevant assessment and notification provisions of Sections 47 to 62 of the Planning and Environment Act 1987 which ensures that the proper and full consideration of any application to amend a planning permit occurs, as required, and does not preclude any interested party or authority participating in the process given the requirement. Therefore, Council is required to assess the application on its merits.

2.0 SITE PARTICULARS

General description

The subject site is an amalgamated development site comprising four parcels of land referred to as No. 101A-107 Collins Street, Mentone.

The site is located on the northern side of Collins Street, approximately 370 metres west of the intersection of Collins Street and Nepean Highway within a cul-de-sac. The subject site is generally flat and is of an irregular shape with a cumulative area of 6,525m². Land to the west is controlled by VicTrack.



The site at is currently cleared since 2015 as shown on the images below:

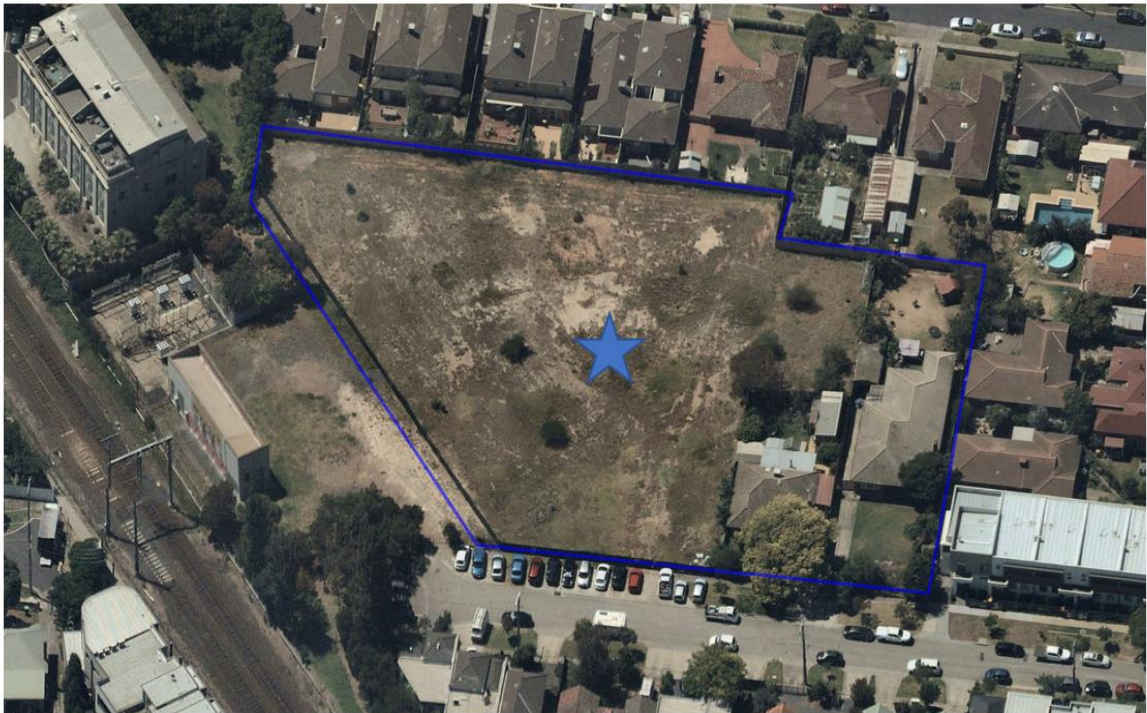




Built form	<p>No. 101A Collins Street (Lot 2 on TP733530G) is a 385 5square metre area located to the west of the site that is currently vacant. This land was previously owned by VicTrak</p> <p>No. 101-103 Collins Street (Lot 1 PS416802T) is an irregular shaped site, with a total area of 4,269 square metres. The land has undergone remediation and is currently undeveloped with no significant vegetation on site.</p> <p>No. 105 Collins Street (Lot 1 TP337281W) is a rectangular shaped site with a total area of 536square metres. The land is currently occupied by a single storey detached brick dwelling with off street parking.</p> <p>No. 107 Collins Street (Lot 3 LP42293) is a rectangular shaped site with a total area of 961square metres. The land is currently occupied by a single storey detached brick dwelling with off street parking.</p>
Vegetation	<p>A number of established trees are located within the front and rear setback. An arborist report has been supplied with the application.</p>
Easement(s)	<p>None. A 1.83m wide drainage sewerage easement E-1 exists on No. 107 Collins street and is located along the site's east (side) property boundary</p>

3.0 SURROUNDING ENVIRONS

3.1 The following map illustrates the subject site in its surrounding context.



General description

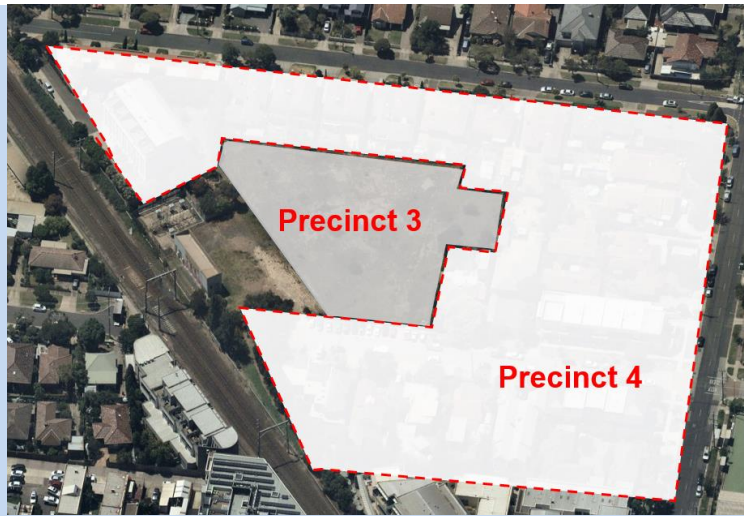
The subject land is located within the Mentone Activity Centre, with the surrounding area encompassing a mix of land uses and associated developments, including (but not limited to) commercial, educational, leisure and residential development.

The area is well served by social and physical infrastructure and is located approximately 300 metres north of Mentone Railway Station. The residential area that surrounds the subject site is characterised by a mix of detached dwellings, dual occupancy's and multi-unit developments in various architectural designs and finishes.

Dwellings within the immediate area predominately feature double storey forms, pitched, tiled roofs and off-street car parking. A mix of street setbacks, front fencing ranging from low height solid brick to open with natural landscaping and timber paling fences feature throughout.

Beyond the immediate streets, the emerging character is formed by multi-unit developments and examples of high density apartment style developments.

It is noted that precinct 3 where the site is predominantly located is surrounded to the north, east and south by land located within precinct 4 of the ACZ (as shown on the image below). The emerging character of this precinct is for medium density developments and the requirements nominate a suggested height of 2-3 storeys (9 metres).



As a result of the planning policies and controls applicable to the area, there are a number of apartment buildings within the immediate surrounds of the site. These examples are shown on the image below and also further individually described:



- 1) No. 2-10 Teague Avenue, 4 storeys apartment building (located within 6m of the north western boundary of the site and within precinct 4)



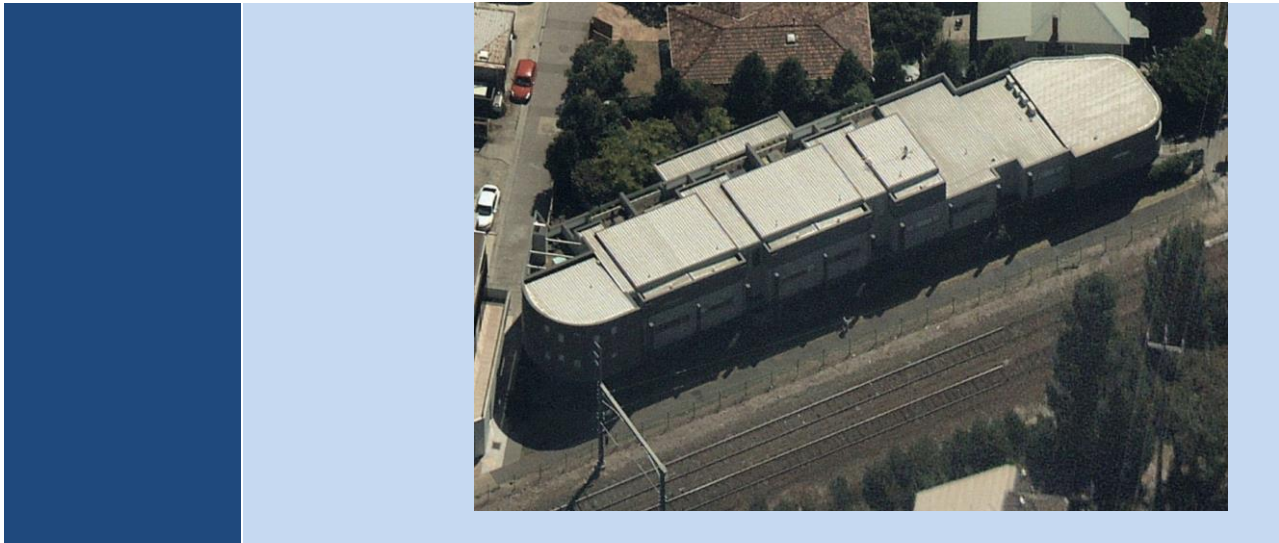
- 2) No.3 Swanston Street, 4 storeys apartment building (located 70 south of the site)



- 3) No.116 Balcombe Road , comprising a 4 storeys apartment building (located southwest of the site)



- 4) 98 Collins Street, Comprising a 3 Storey apartment building (located to the south west of the site)



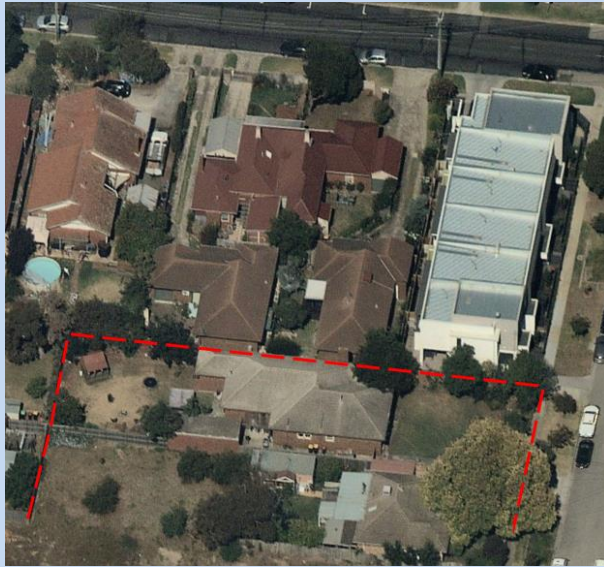
3.2 Land directly abutting the subject site and opposite is described as follows:

North



To the north of the site the subject site abuts a number of residential properties. These are predominately semi-attached dual occupancy dwellings, double storey in height, or detached single storey, brick dwellings. The dwellings are orientated towards Teague Avenue with secluded private open space abutting the shared boundary. The dwellings are set back a minimum of 4 metres from the shared boundary.

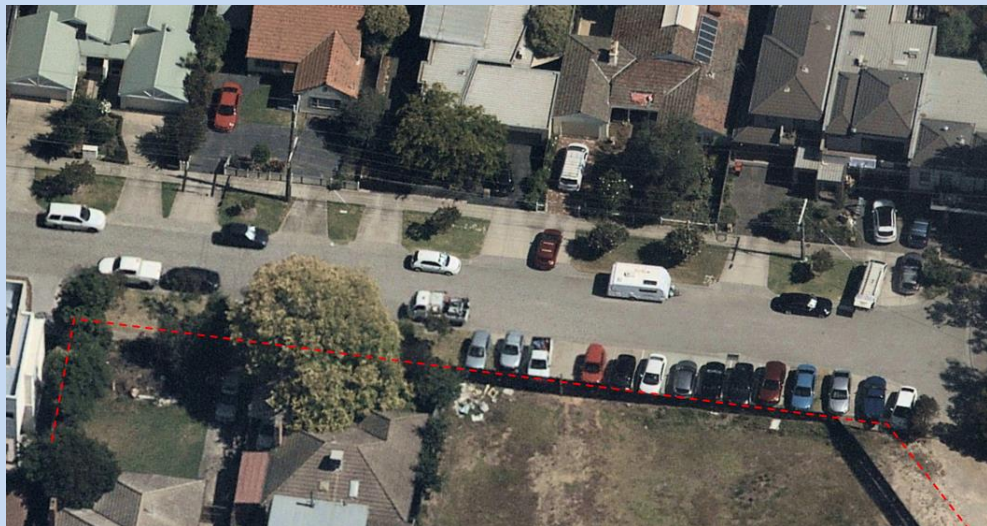
East



The subject site adjoins four (4) properties which are described as follows:

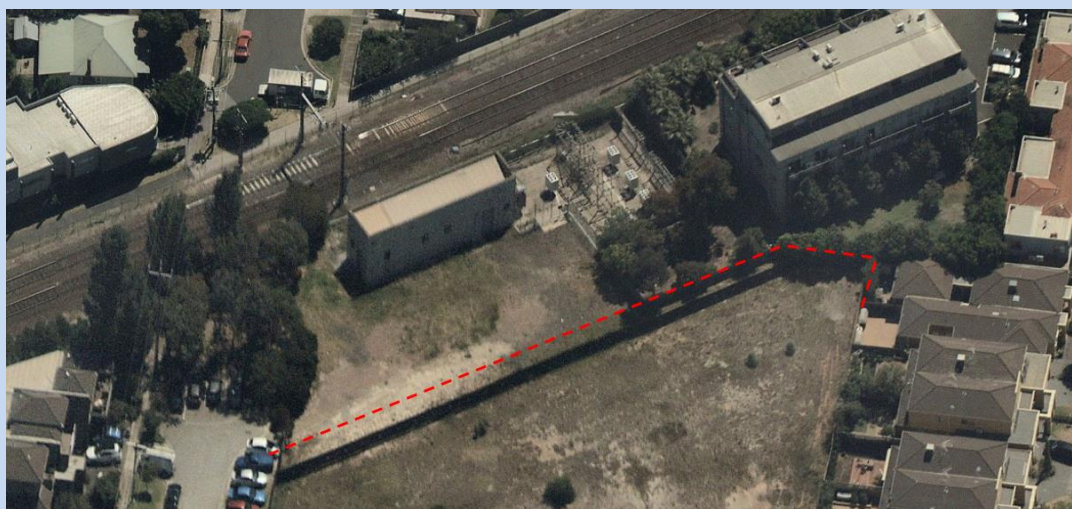
- No. 107A Collin Street, is located on the corner between Swanston and Collins street and is occupied by a multi-unit development comprising 6 double storey attached townhouses.
- No.13 Swanston Street is occupied by four (4) single storey units. Units 3 and 4 are immediately adjacent to the shared boundary. The units are set back a minimum of 1m from the shared boundary.
- No 15 Swanston Street is occupied by a single storey dwelling.

South



To the south of the site is Collins Street then residential properties. These are either semi-attached dual occupancy dwellings of double storey height or detached, single storey dwellings. The dwellings are orientated towards the street (north facing) and typically feature a front setback of 5 metres from Collins Street with landscaping

West



To the west of the site is VicTrack property which accommodates services and facilities associated with railway operations. Land to the north-west boundary of the subject site currently accommodates a four (4) storey apartment building at No. 2-10 Teague Avenue. The building is set back approximately 6 metres from the common boundary with the subject site and features an outlook towards the subject site. Landscaped private open space within the setback is located adjacent to the residential properties to the north and east. Further west is the Frankston Railway Line.

4.0 PROPOSAL

Requested Amendments to Plans and or Permit

The purpose of this amendment is to allow for an improved building design and increased floor area and building height accommodated through the additional site area achieved with the addition of No.107 Collins Street, Mentone.

The proposal also seeks to amend the internal layout of the building which comes as a result of the new operator on site. Mercy Health have a different model of care to that of Southern Cross Care. This model of care, known as the 'house model', has been described as *'houses of aged care beds with their own living, kitchen and laundry facilities'*.

Building height and layout

The proposal incorporates an additional level increasing from three storeys to a fourth storey proposed to be recessed from the residential interface to the rear. The amendment results in an overall increase in height of 3.1 metres when compared to the previous development (from 10.9m to 14m).



Similar to the approved design, the amended proposal delivers a U-shaped form. However, the proposal seeks alteration to the placement of buildings within the site. A new 3 storey built form has been placed to the rear of 105 Collins Street in lieu of the previous one level built form.

The setback from the rear boundary at No. 26 Teague Avenue has been increased from 2m to 5.6m at ground level.



Beds proposed

The proposal increases the number of beds from 126 to 136

Car parking

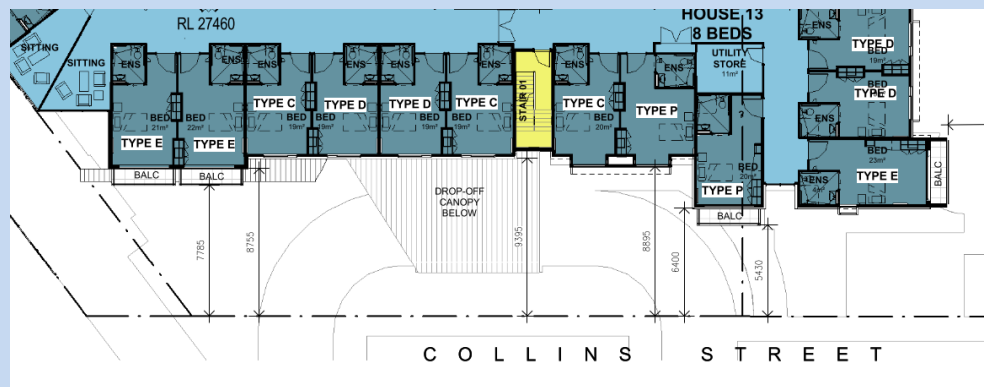
Increasing the number of car spaces on site from 40 to 46 car spaces. Car parking will be located at grade on 107 Collins Street in lieu of the previously proposed basement.

In addition, a further 2 car spaces are available within the porte cochere, which will be utilised for pickup/drop-off and ambulance & patient transport services. It is noted that residents of the development will not own cars.

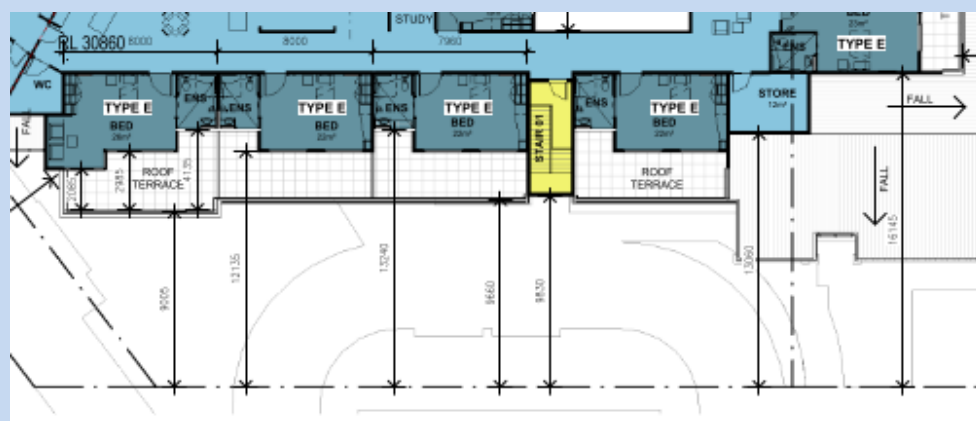
Street Setback

At ground level the proposal comprises a 8m setback to the street frontage.

At first and second level the minimum front setback is reduced to a minimum of 5.4m measured to the balcony of type P houses. As the front façade is articulated, this setback is further increased to 6m along the east and 9m along the western section.



At the top level, setbacks to the front street are a minimum of 9m (measured to balconies) and 12m measured to the building line.



Setbacks

For the most part, building setbacks remain similar or greater than the previous approval. Minor exemptions include front and west setbacks. Variations are discussed later in this report.

The proposed building is set back from the side and rear boundaries as follows:

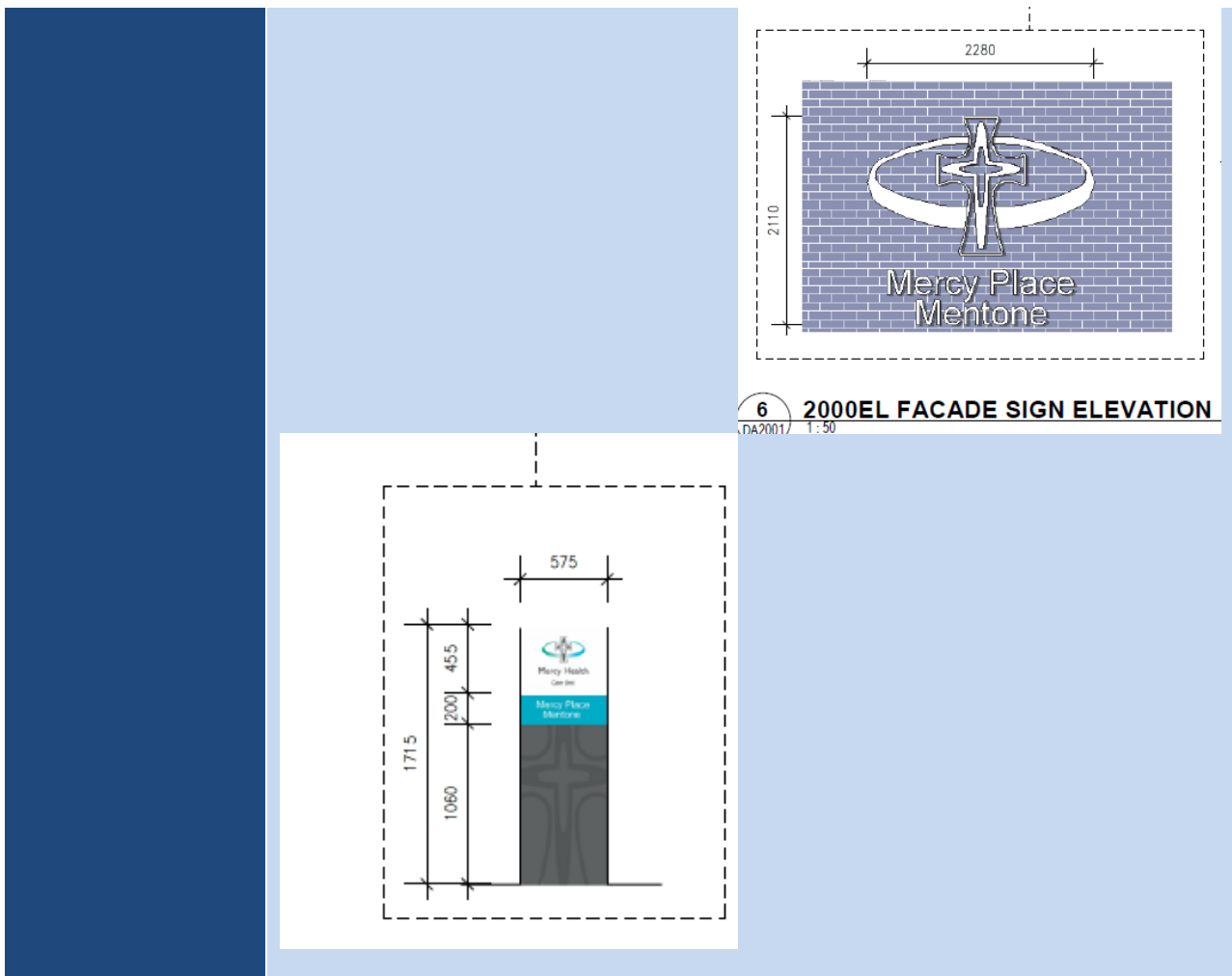
Levels	Minimum boundary setbacks		
	North (rear) :	East (side)	West (side)
Ground level	5.59m	20.25m	2.88m
First level	5.6m	20.25m	2.28m
Second level	5.6m	19.26m	2.8m

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	Third level	14.47m	25.08m	3.775m
Site Coverage	43.5%	Permeability	30.9%	
Access	Access to the proposed car parking is provided through a singular vehicle accessway located on Collins Street. additional pick-up/drop-off available via the porte cochere.			
Vegetation removal/retention	No significant vegetation located on subject site or on neighbouring properties within close proximity to common boundaries			
Building materials	<p>Mc01 - colorbond surfmist 'matt'</p> <p>Mc02 - metal cladding colorbond, 'iron stone'</p> <p>Ren01 - sand finish off white render</p> <p>Ren02 - render 'warm grey'</p> <p>Gl01 - glass clear</p> <p>St01 - feature stone cladding 'aspen'</p> <p>Tim01 - timber cladding 'shadow clad natural groove'</p> <p>Brk01 - face brickwork 'bowral blue'</p> <p>Pa01 - paint (colour 01)</p>			
Advertising signs	The amended development includes the provision of two non-illuminated signs for the identification of Mercy Place. The signs include a free standing entrance sign and a façade sign on the southern building elevation.			



5.0 TITLE PARTICULARS

- 5.1 Two (2) Section 173 Agreements apply to Lot 1 on PS416802T (101-103 Collins Street).
- 5.2 Agreement **AM718047U** was registered after the lodgement of this application on the 20 April 2016. The agreement sets out the development completion date which is three (3) years from the date of permit issued, the priority relocation for residents of existing Council facilities and Council buyback options.
- 5.3 **Agreement AM718048S** sets out that the land must only be used for the purpose of a Residential Aged Care Facility, compliance with the minimum heights and setbacks and extensions of time. Further details are as follows:

Clause 4.1 Land use restriction

The Owner covenants and agrees that the Land must only be used:

4.1.1 for the purpose of a Residential Aged Care Facility; and

4.1.2 for the number of Committed Approved Places.

Clause 4.2 Minimum building heights and setbacks

4.2.1 subject to clause 4.2.2, the Development must comply with the Building Heights and Setbacks;

4.2.2 In the event that:

- a) The planning permit obtained for the Development requires a variation

to the Building Heights and Setbacks

- b) *prior to the completion of the Development, 105 Collins Street or 107 Collins Street is redeveloped for a purpose something other than a single dwelling and the Owner seeks a planning a permit to vary the Building Heights and Setbacks in respect of only that part of the Site Boundary abutting 105 Collins Street or 107 Collins Street, as applicable;*

Then the building heights and setbacks as required pursuant to such planning permit will be substituted for the Building Heights and Setbacks

All to the satisfaction of the Council.

Building setbacks are contained in annexure a as follows:

Where the site has direct interface with the properties at No. 105 Collins Street and 28 Teague Avenue, the following shall apply

- Within 0-1m setback- no buildings permitted
- At the 1 metre setback- maximum building height is 3.5metres
- Between a 1 metre and 4.5metre setback- for every additional 100mm in height, all buildings must be setback an additional 100mm
- Between a 4.5 metre and a 5.0 metre setback- for every additional 320mm in height, all buildings must be setback an additional 100mm.
- No buildings must be within 7.5 metres of the southern boundary. Maximum height of any building is 11 metres.

- 5.4 Officers note that a significant purpose of the agreement is to ensure the intended use for this site for an “aged care facility” is achieved. Therefore, the agreement does not offer any exemptions or discretion to vary the intended use under clause 4.1. With respect to the height and setbacks, the Agreement allows for variations as noted under clause 4.2.2. In this instance, the exemption under 4.2.2 a, allows for the development permit sought after the agreement to approve a variation of the height and setbacks. A condition on any permit will ensure that the height of the building does not exceed the proposed 14m.
- 5.5 The proposed building complies with the required setbacks to the north and ensures no unreasonable impact to the adjoining properties to this interface, as shown on the image below.

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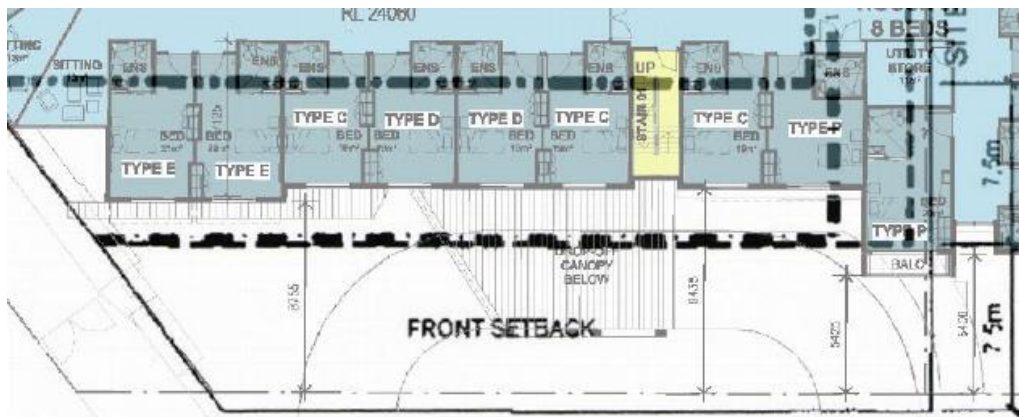
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- 5.6 To the east, properties at 105 and 1-7 Collins street now form part of the application, therefore the requirements under the agreement related to these properties are no longer relevant to consider.
- 5.7 Setbacks to No. 28 Teague Avenue achieve minimum of 5.8m with a wall height of 10.5m. Whilst the section of the land where the proposed building is located (rear of no 105 Collins) is not shown on this agreement the proposal continues to achieve a minimum setback of 5.8m which is greater than the required setbacks to the northern boundary.



- 5.8 The port cochere at ground level is an insertion into the setback to Collins Street which was previously approved under the original permit. Additionally, there is a section of the building associated with apartment type B that is within 7.5m of the site's frontage to Collins Street (as shown below).

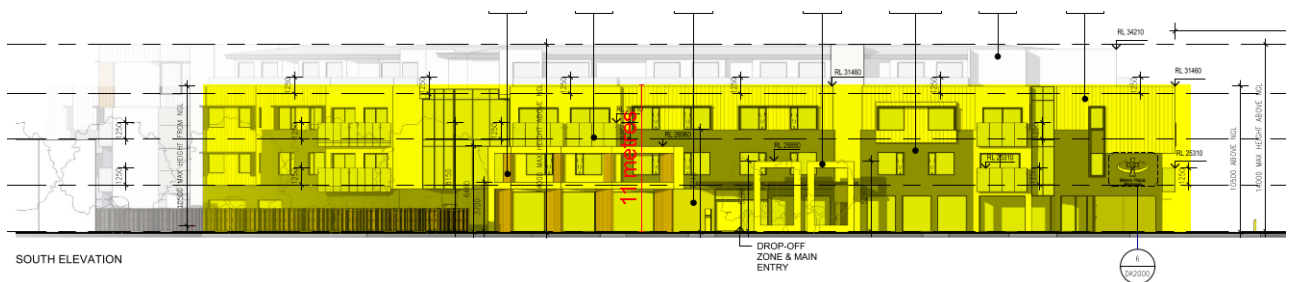


5.9 The additional insertion of the building into the suggested 7.5m setback is not considered appropriate given the previous approval issued for this site. A condition should be included to require a minimum 7.5m setback from the site's front (south) property boundary, at all levels, with the exception of the port cochere (see Condition 1v).

5.10 **Height**

The Agreement in **Annexure A** specifies that *the maximum height of any buildings must not exceed 11m*. the proposal achieves a maximum height of 14m, thus exceeds the requirement by 3 additional metres. As discussed previously in this report the Agreement under clause 4.2.2 allows for a variation of height and setbacks if approved under a planning permit.

The additional level sought to be approved under this amendment has been located towards the south western corner of the building away from the site's residential interface. The top level has been setback 12m from the south boundary, 14.47m from the northern boundary and 25 metres from the eastern boundary. The difference is the section above the yellow area as shown on the southern elevation below.



The location of the top level and overall height of the building is considered to appropriately respond to the existing residential context and to future character of the area which may achieve higher building form than that which exists in some instances. As stated previously in this report, a condition is recommended to be included on any permit issued to ensure that the building is built in accordance with the considered plans.

6.0 **LEGISLATIVE PROVISIONS**

6.1 The amendment has been requested pursuant to section 72 of the Act.

6.2 Section 72 of the Act states:

(1) *A person who is entitled to use or develop land in accordance with a permit may apply to the responsible authority for an amendment to the permit.*

(2) *This section does not apply to-*

- (a) *a permit or a part of a permit issued at the direction of the Tribunal, if the Tribunal has directed under section 85 that the responsible authority must not amend that permit or that part of the permit (as the case requires); or*
- (b) *a permit issued under Division 6.*

6.3 It has been established that the Permit:

- was not issued at the direction of the Tribunal;

6.4 Section 73 of the Act states that sections 47 to 62 of the Act apply to the amendment application. This allows the Responsible Authority to apply the abovementioned sections of the Act to the amendment application as if it was an application for a permit. This includes reference to the permit expiry date, allowing the amended permit to be acted upon without needing to amend the expiry condition.

7.0 PLANNING CONTROLS

Activity Centre Zone

7.1 Clause 37.08 seeks to deliver the intensive development of the Mentone Major Activity Centre, in a manner that makes the optimum use of the existing facilities and services and supports the ongoing sustainability of the centre. Within Schedule 2 of the ACZ, Precinct 3 – Increased Residential Density applies to this site. The relevant guidelines to Precinct 3 seek to achieve a sympathetic development to the surrounding residential neighbourhood. A development within this precinct should meet the following objectives:

- *To encourage new development to be designed with quality landscaped interfaces to the established residential nature of surrounding precincts.*
- *To maximise opportunities for on-site renewable energy generation, alternative energy and sharing of energy resources, as well as water capture and re-use.*
- *To maximise energy efficiency opportunities on site through good design.*

7.2 The immediate residential area, Precinct 4, to the north and east of the subject site (part of which 105 Collins Street is contained within) seeks to achieve a high quality residential development area to support the growth and vitality of the Mentone Major Activity Centre. Development within this precinct should meet the following objectives:

- *Encourage new, contemporary residential built form within quality landscaped settings that responds to the community/residential focus of the precinct.*
- *To provide opportunities for a mix of dwelling types in the precinct.*

7.3 Further, the Schedule to the zone outlines specific requirements and guidelines. The following is an assessment against those requirements and guidelines:

Precinct 3 requirements	Comments
<i>Building Height: 3 storeys (11 metres)</i>	Does not comply. The proposal seeks approval for a higher building comprising a maximum height of 14m and 4 storeys. The tallest element of the building is located to the

	<p>south wester corner of the site adjoining the VicTrack land and Collins street. The top level achieves the following setbacks from the existing low scale residential interfaces:</p> <ul style="list-style-type: none"> - 14.47m from the north boundary - 25m from the eastern boundary (measured to building line) - 12m from the southern boundary (measured to the building line) <p>After an assessment of the proposal against the precinct guidelines, the variation sought to the preferred building height is considered appropriate as follows:</p> <ul style="list-style-type: none"> - The location of the top level to the least sensitive interface combined with the setbacks from the north, south and eastern boundaries ensures that the top level is responsive to its context. - The proposed height which is only 3m above the recommended height and 3.5m above the previous approval is considered to be sympathetic to the scale of buildings in the area and the preferred future character of precinct 4 (3 storeys) which surrounds the subject site. As described previously in this report there are a number of 4 storey apartment buildings within the immediate area including one within 6m of the north western boundary of the site. - The proposal is considered to be innovative and the architecture is contemporary with the use of suitable materials and colours. - Solar access has been maximised throughout the site . - Landscaping opportunities have been maximised throughout the site
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7.4 Whilst the subject site is predominately located within Precinct 3, No. 105 and No.107 Collins Street are located within Precinct 4. As such the table below provides an assessment against the relevant requirements and guidelines.

<i>Precinct 4 requirements</i>	<i>Comments</i>
<i>Building Height: 2-3 storeys (9 metres)</i>	<p>The development (as stated in the previous table under Precinct 3) has a maximum height of 14 metres.</p> <p>However, at the residential interface</p>

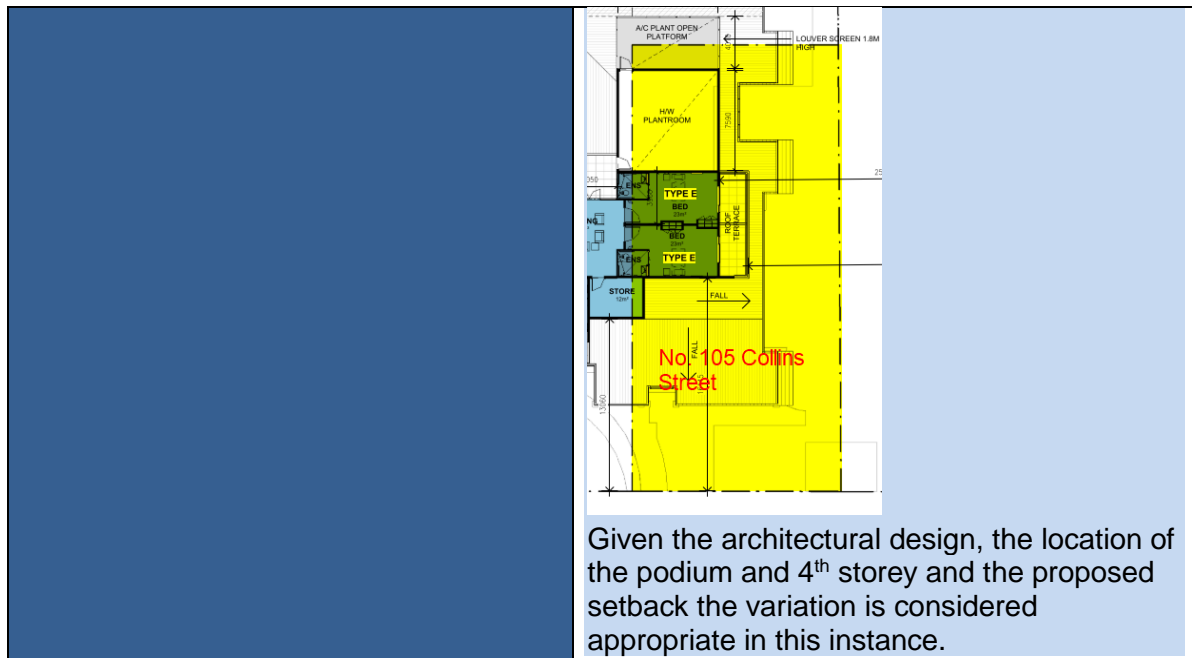
(specifically over the area of No. 105 Collins Street) the building is staggered with a 3 storey podium (10m) and a fourth storey behind, set back 16m from the street frontage (south) and 22m from the eastern boundary.

The height of the podium at 10m and the overall of the building at 14m (4 storeys) results in a variation of the height in this precinct.

The podium has been designed to have a contemporary architecture with different elements presenting to the street. As shown on the image below on the south east corner the design presents different elements that provide articulation through the use of various materials and forms resulting in an interesting design detail.



The top level extending across 105 Collins Street occupies an area of 100m² and includes two of the apartments (beds) and a plant room.



Overlay Provisions

7.5 Site Contamination

7.6 As the Site is affected by an Environmental Audit Overlay (EAO), subject to any approval given the EAO requires that:

- *Before a sensitive use (residential use, child care centre, pre-school centre or primary school) commences or before the construction or carrying out of buildings and works in association with a sensitive use commences, either:*
 - *A certificate of environmental audit must be issued for the land in accordance with Part IXD of the Environment Protection Act 1970, or*
 - *An environmental auditor appointed under the Environment Protection Act 1970 must make a statement in accordance with Part IXD of that Act that the environmental conditions of the land are suitable for the sensitive use.*

7.7 The applicant has provided an Audit Report prepared by J Ramsay and Associates Pty Ltd with the report and application having been referred to the Environmental Protection Agency (EPA) of Victoria.

7.8 The EPA had no objection subject to a condition relating to any potential extraction of groundwater. A Certificate of Audit has not been issued for the site, however may be issued if the remediation of the groundwater on the site identified in the environmental audit report where the contaminant concentrations in the groundwater are above the relevant guideline values applicable for the beneficial uses of the groundwater. Remediation would be necessary to protect all beneficial uses, unless it can be demonstrated by risk assessment that these areas do not present a risk to all beneficial uses.

7.9 Given the report does not address potential contamination on 101A Collins Street, it was recommended that conditions be placed on any permit issued to require an assessment of that land under the original approval. These conditions will not be altered.

Particular Provisions

- 7.10 **Clause 52.06 – Car Parking:** Pursuant to Columns A and C in the Table at Clause 52.06-5, the proposal requires 0.3 spaces to each place/bed, resulting in a total requirement of 40 car spaces. The proposal incorporates 46 spaces including two DDA compliant spaces, therefore a permit is not required under this provision.
- 7.11 **Clause 52.34 – Bicycle Facilities:** The statutory bicycle parking requirements of the proposed development is set out under Clause 52.34 of the Kingston Planning Scheme. The land use term ‘residential aged care facility’ is included in ‘residential building’ in Clause 74 of the Planning Scheme.
- 7.12 Table 1 in Clause 52.34 of the Planning Scheme outlines the following bicycle parking rates for a an aged care:

Use	Number of beds	Rate		Required
		Visitor	Employee	
Aged care	136	1 to each 7 beds	1 to each 60 beds	19 staff 2 visitors
Total				20

- 7.13 The development proposed to provide 12 staff bicycle spaces on site. This results in a reduction in the number of bicycle spaces required under Clause 52.34 of the Kingston Planning Scheme. This is considered appropriate given the nature of the development, which is to be used for aged care purposes.
- 7.14 Table 2 to Clause 52.34-3 specifies the shower requirements for a nursing home (included in residential aged care facility) as:
- Employee/resident: If 5 or more employee bicycle parking spaces are required, 1 shower for the first 5 employee bicycle spaces, pus 1 to each 10 employee bicycle spaces thereafter.
 - Visitor/shopper/student: None
- 7.15 Table 3 at Clause 52.34-3 specifies the change room requirements for a nursing home (included in residential aged care facility) as:
- Employee/resident: 1 change room or direct access to a communal change room to each shower. The change room may be a combined shower and change room.
 - Visitor/shopper/student: None
- 7.16 Staff showers and change rooms are located on the ground floor which is considered suitable.
- 7.17 **Clause 53.17 residential aged care facility:** As the subject site is located within an Activity Centre Zone, the above Clause does not apply. However, as it is considered a new benchmark for Aged care facilities some consideration of this clause has been taken.
- 7.18 Some of these requirements are already covered by the assessment under an against Clause 55 (Rescode assessment) under appendix A. The table below contains a summary of the assessment against those requirements that are different from the ones under Clause 55.

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OBJECTIVE	REQUIREMENT	LEVEL OF COMPLIANCE AGAINST STANDARD
Building height	<ul style="list-style-type: none"> • In the Neighbourhood Residential Zone, General Residential Zone and Township Zone the maximum building height must not exceed 16 metres. • In the Mixed Use Zone and Residential Growth Zone the maximum building height should not exceed 16 metres. 	Would comply.
The proposed maximum height of the building at 14m would comply with the height requirements under this clause.		
Overlooking	<p>A habitable room window, balcony, terrace, deck or patio with a direct view into a habitable room window of existing dwelling within a horizontal distance of 9 metres (measured at ground level) of the window, balcony, terrace, deck or patio should be either:</p> <ul style="list-style-type: none"> • Offset a minimum of 1.5 metres from the edge of one window to the edge of the other. • Have sill heights of at least 1.2 metres above floor level. • Have fixed, obscure glazing in any part of the window below 1.2 metres above floor level. • Have permanently fixed external screens to at least 1.2 metres above floor level and be no more than 25 per cent transparent. • Obscure glazing in any part of the window below 1.2 metres above floor level may be openable provided that there are no direct views as specified in this standard. 	Complies, however additional conditions 1c and 1n have been included to ensure compliance with Clause 55.
Site coverage	The site area covered by buildings should not exceed 80 percent.	Complies
The proposed site coverage of 43.15% is well under the requirements of this clause.		

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Access	<p>Access ways should be designed to:</p> <ul style="list-style-type: none"> • Provide direct access to on-site designated areas for car and bicycle parking. • Provide direct access to the building for emergency vehicles. • Provide access for service and delivery vehicles to on-site loading bays and storage areas. • Ensure vehicles can enter and exit a development in a forward direction. • Provide a carriageway width of at least 5.5 metres and an internal radius of at least 4 metres at a change of direction. • The number and location of access points from streets to the site and the design of crossovers must be to the requirements of the relevant road authority. • Shared access ways or car parks should be located at least 1.5 metres from the windows of habitable rooms. This setback may be reduced by 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 access way 	Complies
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Accessways are appropriately located and provide the necessary distance for vehicle turning and exiting in a forward direction. Accessways and car parking are located within sufficient distance from the proposed habitable rooms.

Building entry	<p>The main pedestrian entry to a building should:</p> <ul style="list-style-type: none"> • Have convenient access from a street. • Be sheltered from the weather. • Have convenient access from on-site car parking. • Have a designated vehicle standing area suitable for use by a community bus and a disabled parking area should be provided in an area that is convenient for the drop-off and pick-up of residents 	Complies
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Building entry provides necessary weather protection and is located within proximity to the street. A port cochere has been provided to allow for convenient for pick up and drop off.

Communal open space	<p>Accessible and useable communal open space should be provided for residents and staff.</p>	
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A centralized communal area as been provided at ground floor and a roof terrace on the top level.

8.0 PLANNING POLICY

PPF/LPP	Clause	Assessment against relevant Policy
PPF	11 – Settlement 13 - Environmental Risks 16.01-7S residential Aged Care facilities	The proposal amendment continues to be consistent with the objectives to these policies which seek to promote development within appropriate locations and achieve economic development.

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	17 – Economic Development	Specific to this application is Clause 16.01-7s which promotes <i>the development of well-designed and appropriately located residential aged care facilities.</i>
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	<p>Strategies within this policy include:</p> <ul style="list-style-type: none"> - <i>Recognise that residential aged care facilities contribute to housing diversity and choice, and are an appropriate use in a residential area.</i> - <i>Recognise that residential aged care facilities are different to dwellings in their purpose and function, and will have a different built form (including height, scale and mass).</i> - <i>Ensure local housing strategies, precinct structure plans and activity centre structure plans provide for residential aged care facilities.</i> - <i>Ensure that residential aged care facilities are located in residential areas, activity centres and urban renewal precincts, close to services and public transport.</i> - <i>Encourage planning for housing that:</i> <ul style="list-style-type: none"> - <i>Delivers an adequate supply of land or redevelopment opportunities for residential aged care facilities.</i> - <i>Enables older people to live in appropriate housing in their local community.</i> - <i>Provide for a mix of housing for older people with appropriate access to care and support services.</i> - <i>Ensure that proposals to establish residential aged care facilities early in the life of a growth area are in locations that will have early access to services and public transport.</i> - <i>Ensure that residential aged care facilities are designed to respond to the site and its context.</i> <p>The development itself achieves an acceptable design outcome for the site and its immediate abutments, whilst enjoying convenient and direct access to community facilities and the like, including public transport nodes. It is considered the subject site is a suitable location for an aged care facility, and that the built form of the proposed amendments, whilst generally of a greater scale and mass than the predominant built form within Collins Street, is appropriate.</p>	
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LPP	21.02 Municipal Strategic Statement (MSS)	<p>The proposed amendment to planning permit satisfies the objectives contained in this policy insofar as it provides for the necessary facilities to accommodate a rapidly increasing aging population as nominated in the most recent 2016 census which indicate that people aged 65 years and over made up 22.8% of the population.</p> <p>This is greater than greater compared with the percentage for greater Melbourne of 19%. The amendments proposed result in additional rooms which cater for the current and growing demand for these facilities.</p>
LPP	22.11 – Residential	This Clause is of relevance to dwelling development but does provide

	Development Policy	guidance to how the built form of residential buildings generally, should respond to their context. The subject site is located within an area which is identified as being suitable with the proposal for an aged care facility and is consistent with the objectives of this Clause.
LPP	22.15 – Outdoor Advertising Signage Policy	The proposed non-illuminated business identification signage are considered appropriate in light of the objectives of this clause. The signs are not excessive in their size, height, number or appearance.
65	Decision Guidelines	All matters have been considered. The proposed amendment to planning permit is found to result in the continued orderly planning of the area with no significant effect on the amenity of the area.

9.0 INTERNAL REFERRALS

Referral Department	Comments
Roads and Drains	No objection to the proposed amendment subject to conditions
Traffic	No objection to the proposed amendment subject to a condition regarding the reduction of vehicle crossing width on Collins Street by 400mm. Traffic generation has been considered by Traffix with Council's traffic department being satisfied with Traffix's conclusions that the estimated traffic volume will be within the accepted traffic volumes for a residential street.
Sustainable design	No objection to the proposed amendment subject to conditions
Waste management.	Council does not support 3 x weekly collections per stream in a residential street. Due to the nature of the development, 2 x weekly would be OK. Ensure appropriate storage room exists for 2 x weekly collection

10.0 ADVERTISING

10.1 The proposal was advertised by sending notices to adjoining and opposite property owners and occupiers and by maintaining a notice on site for fourteen (14) days. Nineteen (19) objection(s) to the proposal were received. The grounds of objection raised are summarised as follows:

- Parking and traffic concerns
- Visual Bulk, Scale and Mass
- Drainage
- Neighbourhood character

- Section 173 agreement

11.0 PLANNING CONSULTATION MEETING

11.1 A planning consultation meeting has been scheduled on 30 January 2019. Details of the meeting will be included in this report before the Council meeting on 4 of February.

12.0 RESPONSE TO OBJECTIONS

Objection	Response
Parking and traffic concerns	Objectors raised concerns with regards to an increase in vehicle traffic within the street and lack of car parking opportunities within the area. As discussed previously in this report the proposal complies and exceeds the car parking requirements under clause 52.06 and would result in an increase in traffic considered to be normal for a site located within an activity centre.
Visual Bulk, Scale and Mass	Objectors raised concerns with the height of the building and the proposed additional storey. For the reasons mentioned previously in this report which include the location of the top level, setbacks from property boundaries and proposed design, the additional level is considered appropriate and should be supported.
Neighbourhood character	Objectors raised concern with regards to the proposed building which was deemed inconsistent with the character of the area. As previously discussed, the area is changing and it is anticipated that the future character will be of a higher built form. The proposal is considered to be consistent with the objectives of the ACZ.
Section 173 agreement	Whilst the Agreement sets out parameters regarding the height and setbacks of future buildings on site, the agreement allows for variation of the controls. The purpose of this Agreement which seeks to control the future use of the land and ensure it is used as an Aged Care Facility is addressed through the proposal.
Overlooking	As windows to the south and east are more than 9m away from any residential interface they are not required to be screened. Windows along the northern elevation will be required to comply with the standard via permit conditions.

13.0 CLAUSE 55 (RESCODE ASSESSMENT)

13.1 The proposal has been assessed against the objectives and standards of **Clause 55** (ResCode) of the Kingston Planning Scheme (refer to Appendix A). **Clause 55** requires that a development **must** meet all of the objectives, and all of the standards of this clause **should** be met. Variations to the standards are able to be considered where it is determined that the overall objective is met. One standard of Clause 55 is varied by the Activity Centre Zone Schedule 2 –namely building height. Where there is any difference between the requirements of the ACZ2 and ResCode, the Zone takes precedence. Requirements of the zone are discussed in section 7.3.

13.2 The table found at Appendix A provides a detailed discussion, where relevant, for any standards where concessions are sought.

14.0 CONCLUSION:

- 14.1 On balance, the proposed amendments are considered to substantially comply with the relevant planning policy and therefore should be supported.
- 14.2 As outlined above, it has been determined that prior to deciding on this application all factors pursuant to section 60(1) of the Act have been considered. Further to this, the amended proposal does not give rise to any significant social and economic effects.
- 14.3 The proposed amendment is considered appropriate for the site, subject to conditions, as evidenced by:
- The compatibility of the design and siting with the surrounding area;
 - The mitigation of off-site amenity impacts; and
 - A suitable level of compliance with all relevant policies and particular provisions under the Kingston Planning Scheme.

Further, given the amendment is considered acceptable, section 74 of the Act requires that an amended permit must be issued.

17.0 RECOMMENDATION

- 17.1 That Council resolve to issue a Notice of Decision to Grant an Amended Planning Permit to develop the land for the construction of buildings and works for a Residential Aged Care Facility at 101A, 101,103,105,107 Collins Street Mentone, subject to the conditions below:
1. Before the development starts amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be substantially in accordance with the plans submitted to Council on 18 October 2018 but modified to show:
 - a) Deleted
 - b) Deleted
 - c) the width of the proposed screens on windows along the northern elevation to be increased a further 500mm to demonstrate compliance with overlooking provisions in accordance with Clause 55.04-6;
 - d) vehicle crossings nominated to be constructed at a 90 degree alignment with the kerb on Collins Street;
 - e) a Rain Garden Protection Zone to be placed around the existing rain garden on Collins Street in accordance with Condition 31 of this permit;
 - f) the crossover at 101A Collins Street nominated to be reinstated at the site's frontage and a pram ramp to be installed to the satisfaction of the Responsible Authority;
 - g) Deleted

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- h) a notation on Ground Floor Plans adjacent to the existing Council drains located within the subject site stating, *“Existing drains must be investigated in detail on site and reported to Council to prove that there is no connection of these drains to any Council drainage network beyond the property boundaries and or with other neighbouring properties.”*;
- i) a notation on Ground Floor Plans stating: *“Any existing drain within the subject site which has connection/s to Council drainage network beyond the subject property boundaries and or with neighbouring property must be relocated as per an easement drain relocation plan to be submitted to and approved by Council.”*;
- j) All existing and or any proposed easements to be shown on plans;
- k) the surface material of all driveways / accessways and car parking spaces nominated in all-weather coloured concrete sealcoat, or similar;
- l) the provision of a full colour, finishes and building materials schedule (including samples) for all external elevations and driveways of the development;
- m) Deleted;
- n) windows associated with sitting rooms on the building’s northern elevation to be fitted with fixed obscure glazing to a height of 1.7m above the relevant finished floor level where views are not covered by external screens;
- o) an updated Waste Management Plan as required by Condition 32 of this permit;
- p) the width of the vehicle crossing on Collins Street reduced to 6m;
- q) fencing associated with the proposed substation on Collins Street set back 500mm from the frontage to allow for a vegetation strip;
- r) an updated Sustainable Management Plan as required by condition 3 of this permit;
- s) details of proposed acoustic fencing including its acoustic properties;
- t) car parking space No.26 relocated to the site’s eastern boundary with a landscaping strip of a minimum dimension of 1.2m in width provided along the site’s northern boundary adjacent to No. 28 and No. 30 Teague Avenue;
- u) the internal driveways shown to be at least 500mm from the side (east) boundary at the front of the site;
- v) the building set back a minimum 7.5m at all levels from the site’s front (south) property boundary, with the exception of the port cochere ;
- w) the provision of a landscape plan generally in accordance with the submitted landscape plan by Memla (Dated: 22/7/2016 Revision A), but modified to include:
 - i) an associated planting schedule showing the proposed location, species type, mature height and width, pot sizes and number of species to be planted on the site. The schedule must be shown on the plan
 - ii) the delineation of all garden beds, paving, grassed areas, retaining walls, fences and other landscape works including areas of cut and fill throughout the development

- iii) all existing trees on the site and within three (3) metres to the boundary of the site on adjoining properties, accurately illustrated to represent actual canopy width and labelled with botanical name, height and whether the tree is proposed to be retained or removed
- iv) a range of plant types from ground covers to large shrubs and trees provided at adequate planting densities (e.g. plants with a mature width of 2.5 metre, planted at 1 metre intervals)
- v) the provision of one (1) *Quercus palustris* (Pin Oak) and two (2) *Banksia integrifolia* (Coast Banksia) within the front setback of the site (to replace the *Angophora costata*), provided at a minimum of three (3) metres in height at time of planting
- vi) all other trees provided at a minimum of two (2) metres in height at time of planting and medium to large shrubs to be provided at a minimum pot size of 200mm;
- ix) the provision of planter boxes on balconies utilised by residents or visitors;
- x) the provision of sections and details of irrigation and drainage of planter boxes on the balconies;
- xi) the provision of notes on the landscape plan regarding site preparation, including the removal of all weeds, proposed mulch, soil types and thickness, subsoil preparation and any specific maintenance requirements;
- xii) deleted; and
- xiii) the provision of street trees within the nature strip along the sites frontage in accordance with Council's Street Tree Planting Guidelines.

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

Ecologically Sustainable Design

3. Prior to the endorsement of the Plans required pursuant to Condition 1 of this permit, the provision an updated SMP to be prepared by a qualified person or company must be submitted to and approved by the Responsible Authority in accordance with the requirements under Clause 22.21-4 of the Kingston Planning Scheme.

EPA Condition

4. In accordance with the recommendations from the Audit Report prepared by Peter J Ramsay and Associates Pty Ltd, 14 May 2015, groundwater should not be extracted for the potential uses of potable water supply, agriculture, parks and gardens, stock watering and primary contact recreation, or for uses otherwise precluded by groundwater salinity. Groundwater may only be extracted for groundwater monitoring or clean-up.

Potentially Contaminated Land

5. Prior to the commencement of the construction or carrying out of buildings and work either:
- a. A Certificate of Environmental Audit for the land must be issued in accordance with Section 53Y of the Environment Protection Act 1970; or

- b. An Environmental Auditor appointed under Section 53S of the Environment Protection Act 1970 must make a Statement in accordance with Section 53Z of that Act that the environmental conditions of the land are suitable for the intended use that is the subject of this permit

for land at No. 101A Collins Street Mentone.

- 6. Where a Statement of Environmental Audit is issued for the land pursuant to Condition 5 (b) above, prior to the issue of an occupancy permit under the Building Act 1993 a letter prepared and signed by an environmental auditor in respect of the land must be submitted to the Council to verify that conditions attached to the Statement of Environmental Audit issued for the land have been satisfied to the extent necessary for the occupation of dwellings allowed by this permit.
- 7. Any development permitted by this permit must comply with the conditions imposed by the relevant statement of environmental audit for the land.
- 8. Where a Statement of Environmental Audit is issued for the land, and any condition of that Statement requires any maintenance or monitoring of an ongoing nature, the owner must enter into an agreement with the Council under section 173 of the *Planning and Environment Act 1987* to provide for the following:
 - a. Compliance with the conditions of the relevant statement of environmental audit issued in respect of the land; and
 - b. To notify future occupiers of the land of any conditions attached to the relevant statement of environmental audit.
- 9. The agreement must be prepared by or on behalf of Council and must contain terms and conditions to the satisfaction of Council. Where a Section 173 Agreement is required, the Agreement must be executed prior to the commencement of the use of the buildings that is the subject of this permit. The owner must pay the reasonable Council.

Drainage Engineering

- 10. Unless with prior written consent of the Responsible Authority, before the development commences the following Integrated Stormwater Management (drainage) documents must be prepared, by a suitably qualified person, to the satisfaction of the Responsible Authority:
 - a. Stormwater Management (drainage) Plan(s) must be prepared, with supporting computations, showing the stormwater (drainage) works to the nominated point of discharge. The plan(s) must show all details of the proposed stormwater works including all existing and proposed features that may have an impact on the stormwater (drainage) works, including landscaping details.
 - b. Prior to submitting detailed plans, a comprehensive stormwater management (drainage) strategy for the site must be prepared that addresses the requirements specified within Council's "Civil Design requirements for Developers – Part A: Integrated Stormwater Management".
 - c. The stormwater management (drainage) strategy must include a report with MUSIC modelling results demonstrating water sensitive urban design treatments that achieve Victorian best practice objectives. These may include the use of an infiltration or bio-retention system, rainwater tanks connected for reuse, or other treatments to the satisfaction of the Responsible Authority.

- d. The water sensitive urban design treatments as per conditions 10a, 10b, & 10c above must be implemented on-site, unless an alternative agreement for stormwater quality in-lieu contribution is reached with the Responsible Authority. The development of the site must be provided with stormwater works which incorporates the use of water sensitive urban design principles to improve stormwater runoff quality and which also retains on site any increase in runoff above the permissible site discharge as a result of the approved development. The system must be maintained to the satisfaction of the Responsible Authority. The satisfactory options to achieve these desired outcomes may include the use of an infiltration or bioretention system, rainwater tanks connected for reuse and a detention system.
11. Stormwater (drainage) works must be implemented in accordance with the approved stormwater management (drainage) plan and to the satisfaction of the Responsible Authority including the following:
- a. All stormwater (drainage) works must be provided onsite so as to prevent overflows onto adjacent properties.
 - b. The implementation of stormwater (drainage) detention system which restricts stormwater discharge to the maximum allowable flowrate of 58L/s.
 - c. All stormwater (drainage) works must be maintained to the satisfaction of the Responsible authority. Before the development commences, prior to submission of a detailed Stormwater Management (drainage) Plan of the development as per the condition below, a comprehensive stormwater management (drainage) strategy of the site including a report with MUSIC model output or equivalent and a drainage concept plan incorporating Rainwater Tanks for water reused for toilet flushing and other Water Sensitive Urban Design Treatments to achieve best practice objectives must be prepared as per Council's "Civil Design Requirements for Developers – Part A – Integrated Stormwater Management" to the satisfaction of the Council;
12. In any case where the existing stormwater drain/s located within the subject site is required to be relocated as per conditions 1a & 1b above, the relocation works must be carried out at the developer's costs prior to any building works commencing. All works associated with the drainage relocation must be in accordance with engineering plans submitted to and approved by Council.
13. Any easement required to accommodate the relocated drains as per above mentioned conditions of this permit must be created in favour of City of Kingston and shown on any future subdivision plan. Any existing easement with redundant pipe must be deleted from the subdivision plan.
14. Deleted
15. Deleted
16. Deleted
17. Deleted
18. Deleted
19. Deleted

Construction Management Plan

20. Prior to the commencement of any buildings and works on the land (including demolition), a Construction Management Plan (CMP), to the satisfaction of the Responsible Authority, must be submitted to and approved by the Responsible Authority. The CMP must be prepared in accordance with the City of Kingston Construction Management Guidelines, October 2016 (and any superseding versions and I or documents) and include a completed copy of the CMP checklist. The CMP must respond to, but is not limited to the following requirements:

- a) Public Safety, Amenity and Site Security
- b) Traffic Management
- c) Stakeholder Management
- d) Operating Hours, Noise and Vibration Controls
- e) Air Quality and Dust Management
- f) Stormwater and Sediment Control
- g) Waste and Materials Re-use

Prior to endorsement of the of the CMP under the condition 20, an approved Road Occupation and Works Permit which covers occupation of Council land of construction activities, arranging a Works Zone and assessment of Traffic Management Plans (if applicable). The developer will be responsible for any costs related to this permit, to the satisfaction of the Responsible Authority.

Prior to endorsement of the CMP under the condition 20, an Asset Protection Permit must be approved by the Responsible Authority (if applicable).

When approved, the plan will be endorsed and will then form part of the permit and shall thereafter be complied with during the undertaking of all works.

Roads and Drains Conditions

- 21. The construction and replacement of all footpaths, including offsets, must be constructed to Council's commercial standards and to the satisfaction of the Responsible Authority.
- 22. All reinstatements and vehicle crossings must be constructed to the satisfaction of the Responsible Authority.
- 23. Vehicle crossings and other reinstatements must be constructed to council's industrial strength specifications.
- 24. All redundant vehicle crossings must be removed (including redundant portions of vehicle crossings) to the satisfaction of the Responsible Authority.
- 25. Prior to the occupation of the development hereby permitted, all buildings and works and the conditions of this permit must be complied with, unless with the further prior written consent of the Responsible Authority.
- 26. All front and side fences must be contained wholly within the title property boundaries of the subject land.

27. Prior to the commencement of development, property boundary, footpath and vehicle crossing levels must be obtained from Council's Roads and Drains Department with all levels raised or lowered to the satisfaction of the Responsible Authority

Amenity Conditions

28. Exterior lighting must be installed in such positions as to effectively illuminate all communal areas. Such lighting must be designed, baffled and located to the satisfaction of the Responsible Authority to prevent any adverse effect on neighbouring land.
29. All externally-located heating and cooling units, exhaust fans and the like must not be located adjacent to bedroom windows on adjoining properties and must not be located where they will be highly visible from any public area to the satisfaction of the Responsible Authority.
30. All overlooking screens and obscure windows to be fixed and maintained to the satisfaction of the Responsible Authority

Rain Garden

31. The minimum requirement is that temporary fencing be placed around the rain garden with no works to be carried out to the rain garden without supervision of the Responsible Authority.

Waste Management Plan

32. Before the commencement of the use approved under this permit, an updated Waste Management Plan must be submitted to the responsible authority for approval. The Waste Management Plan must incorporate the following matters:
 - (a) The times of collection to be reduced to twice a week

Height

33. The overall height of the building must not exceed the maximum height nominated on any of the plans endorsed to this permit.
34. A report prepared by a qualified land surveyor to be submitted at the completion of each level, to confirm the height of the building in accordance with the endorsed plans to the Australian Height Datum (AHD) all to the satisfaction of the Responsible Authority.

Completion of the Development

35. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the Responsible Authority.
36. All piping and ducting above the ground floor storey of the development (other than rainwater guttering and downpipes) must be concealed to the satisfaction of the Responsible Authority.
37. Prior to the occupation of the development hereby permitted, the landscaping works as shown on the endorsed plans must be completed to the satisfaction of the Responsible Authority. The landscaping must then be maintained to the satisfaction of the Responsible Authority.

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38. Prior to the occupation of the development hereby permitted, all buildings and works and the conditions of this permit must be complied with, unless with the further prior written consent of the Responsible Authority.
39. Prior to the occupation of the development hereby permitted, all boundary fences must be repaired and/or replaced as necessary to the satisfaction of the Responsible Authority, at the cost of the applicant/owner.
40. Before occupation of the development hereby permitted, areas set aside for parking vehicles, access lanes and paths as shown on the endorsed plans must be:
- a) Constructed to the satisfaction of the Responsible Authority.
 - b) Properly formed to such levels that they can be used in accordance with the plans.
 - c) Surfaced with an all-weather sealcoat to the satisfaction of the Responsible Authority.
 - d) Drained to the satisfaction of the Responsible Authority.
 - e) Line-marked to indicate each car space, all access lanes and, if necessary, the direction in which vehicles are to travel to the satisfaction of the Responsible Authority.
 - f) In accordance with any Council adopted guidelines for the construction of car parks.
41. Once the development has started it must be continued and completed to the satisfaction of the Responsible Authority.
42. In accordance with section 68 of the *Planning and Environment Act 1987*, this permit will expire if one of the following circumstances applies:
- The development is not started within two (2) years from the date of permit issue.
 - The development is not completed within four (4) years from the date of permit issue.

In accordance with section 69 of the *Planning and Environment Act 1987*, 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.

Note: Prior to the commencement of the development or use you are required to obtain the necessary Building Permit.

Note: The allocation of street numbering and addressing of properties is vested in Council. Any reference to addressing or dwelling/unit/apartment and street numbers or street names on any endorsed plan is indicative only. The onus is on the Permit Applicant/Land Owner to contact Council's Property Data Department to determine the official street address.

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THIS PERMIT HAS BEEN AMENDED PURSUANT TO SECTION 72 OF THE *PLANNING AND ENVIRONMENT ACT 1987* AS FOLLOWS:

Amendment	Date of Amendment	Description of Amendment	Name of responsible authority that approved the amendment
A	(Date to be the same as Date Amended)	<ul style="list-style-type: none"> - Amending the address to include No.107 Collins Street - Incorporating an additional storey and increasing the height of the building - Increasing the building footprint - Increasing the number of beds - Deleting the basement and increasing the number of car parking spaces - Incorporating two non-illuminated business identification signs - subsequent changes to the design. - amending and deleting relevant permit conditions. 	City of Kingston

APPENDIX A – CLAUSE 55: RESCODE ASSESSMENT

****MUST meet the objective, SHOULD meet the standard****

OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
<p>Clause 55.02-1 Neighbourhood Character objectives</p> <ul style="list-style-type: none"> • To ensure that the design respects the existing neighbourhood character or contributes to a preferred neighbourhood character. • To ensure that development responds to the features of the site and the surrounding area. 	<p>Standard B1</p> <ul style="list-style-type: none"> • The design response must be appropriate to the neighbourhood and site. • The proposed design must respect the existing or preferred neighbourhood character and respond to site features. 	Complies
<p>Whilst the existing neighbourhood character around the subject site is predominantly low scale, detached dwellings, the area is beginning to experience residential development, reflective of the site's location within the Mentone Activity Centre Zone.</p> <p>The preferred character, as nominated within local planning policy at Clause 21.05 and Clause 22.11 envisages that this area is suitable for medium density development. In addition, the preferred height of this precinct is 3 storeys.</p> <p>As amended the development proposed for 3 storey podium and a respective 4thstorey comprising an overall height of 14m is considered to be consistent with the preferred future character that has been identified. The design has attempted to effectively limit its off-site amenity impacts by locating the highest built form away from the site's sensitive interfaces.</p>		

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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
Clause 55.02-2 Residential Policy objectives <ul style="list-style-type: none"> • To ensure that residential development is provided in accordance with any policy for housing in the MPS and the PPF. • To support medium densities in areas where development can take advantage of public transport and community infrastructure and services. 	Standard B2 <ul style="list-style-type: none"> ▪ An application must be accompanied by a written statement that describes how the development is consistent with relevant housing policy in the PPF & MPS 	Complies
<p>Assessment: As the Site is located within an activity Centre Zone it is policy to encourage high density developments with the associated built form. As previously mentioned in this report, it is considered that the proposed development generally complies and satisfies the Scheme's Planning Policy Framework guidelines which aim to encourage well-designed medium density housing in appropriate locations.</p>		
Clause 55.02-3 Dwelling Diversity objective To encourage a range of dwelling sizes and types in developments of ten or more dwellings.	Standard B3 Developments of ten or more dwellings should provide a range of dwelling sizes and types, including: <ul style="list-style-type: none"> • Dwellings with a different number of bedrooms. • At least one dwelling that contains a kitchen, bath or shower, and a toilet and wash basin at ground floor level. 	Complies
<p>Assessment: The proposal and respective floor plans accommodate for a variety of living forms.</p>		
Clause 55.02-4 Infrastructure objectives <ul style="list-style-type: none"> • To ensure development is provided with appropriate utility services and infrastructure. • To ensure development does not unreasonably overload the capacity of utility services and infrastructure. 	Standard B4 <ul style="list-style-type: none"> • Connection to reticulated services/sewerage, electricity, gas and drainage services • Capacity of infrastructure and utility services should not be exceeded unreasonably • Provision should be made for upgrading and mitigation of the impact of services or infrastructure where little or no spare capacity exists 	Complies
<p>Assessment: It is recommended that suitable condition(s) be included in any permit issued to address infrastructure considerations.</p>		
Clause 55.02-5 Integration with the street objective <ul style="list-style-type: none"> • To integrate the layout of development with the street. 	Standard B5 <ul style="list-style-type: none"> • Provides adequate vehicle and pedestrian links that maintain or enhance local accessibility. 	Complies
	<ul style="list-style-type: none"> • Development oriented to front existing/proposed streets 	Complies
	<ul style="list-style-type: none"> • High fencing in front of dwellings should be avoided if practicable. 	Complies
	<ul style="list-style-type: none"> • Development next to existing public open space should be laid out to complement the open space. 	Complies
<p>Assessment: The proposal does not entail major changes to the approved interface at ground floor – although changes will be made to the location of the main entry and foyer area, due to the removal of</p>		

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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
the basement entry, the changes will not have a detrimental impact to the current presentation of the building to the street.		
Clause 55.03-1 Street setback objective <ul style="list-style-type: none"> ▪ To ensure that the setbacks of buildings from a street respect the existing or preferred neighbourhood character and make efficient use of the site. 	Standard B6 Walls of buildings should be set back from streets: <ul style="list-style-type: none"> ▪ If no distance is specified in a schedule to the zone, the distance specified in Table B1 Required: 4.1metres	Complies
It is acknowledged that setbacks within the street are varied with front setbacks varying between 8 to 9 metres at ground level and 5 to 7 metres on the levels above. The dwellings at No 11 Swanston street are setback 4.1m from the Collins Street frontage. Therefore the proposal complies, however a further condition has been included to require a 7.5m building setback to Collins Street with the exception of the port cochere to allow consistency with the previous approval (Condition 1v).		
Clause 55.03-2 Building height objective <ul style="list-style-type: none"> ▪ To ensure that the height of buildings respects the existing or preferred neighbourhood character. 	Standard B7 Maximum: 11m	Complies
Assessment: varied by the Schedule 2 of the AZC. This has been discussed previously in this report, see Conditions 33 and 34.		
Clause 55.03-3 Site Coverage objective <ul style="list-style-type: none"> ▪ To ensure that the site coverage respects the existing or preferred neighbourhood character and responds to the features of the site. 	Standard B8 Maximum: 60%	Complies
Assessment: The proposal achieves a site coverage statistic of 43.5%, which meets this Standard.		
Clause 55.03-4 Permeability objectives <ul style="list-style-type: none"> ▪ To reduce the impact of increased stormwater run-off on the drainage system. ▪ To facilitate on-site stormwater infiltration. 	Standard B9 At least: 20%	Complies
Assessment: The permeability figure proposed 30.9% exceeds that specified in the Standard.		
Clause 55.03-5 Energy Efficiency objectives <ul style="list-style-type: none"> ▪ To achieve and protect energy efficient dwellings and residential buildings. ▪ To ensure the orientation and layout of development reduce fossil fuel energy use and make appropriate use of daylight and solar energy. 	Standard B10 Orientation, siting & design of buildings should make appropriate use of solar energy. Further, siting & design should ensure that the energy efficiency of existing dwellings on adjoining lots is not unreasonably reduced. Living areas & private open space should be located on the north side of the development, if practicable. Solar access to north-facing windows is maximised.	Complies
Assessment: The internal layout of all dwellings has been designed to maximize on energy efficiency principles.		

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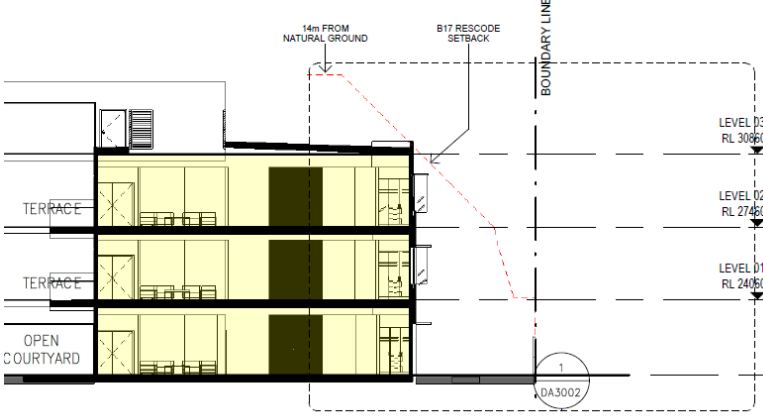

OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
<p>Clause 55.03-6 Open Space objective</p> <ul style="list-style-type: none"> ▪ To integrate the layout of development with any public and communal open space provided in or adjacent to the development. 	<p>Standard B11</p> <p>Public or communal open space should:</p> <ul style="list-style-type: none"> ▪ Be substantially fronted by dwellings ▪ Provide outlook for dwellings ▪ Be designed to protect natural features. ▪ Be accessible and useable. 	Complies
<p>Assessment: There is a communal private open space proposed within the site at ground level and a roof top area, which is considered to be compliant with this standard.</p>		
<p>Clause 55.03-7 Safety objectives</p> <ul style="list-style-type: none"> ▪ To ensure the layout of development provides for the safety and security of residents and property. 	<p>Standard B12</p> <p>Entrances to dwellings and residential buildings should not be obscured or isolated from the street and internal accessways.</p> <p>Planting should not create unsafe spaces along streets and accessways</p> <p>Good lighting, visibility and surveillance of car parks and internal accessways should be achieved.</p> <p>Private spaces should be protected from inappropriate use as public thoroughfares.</p>	Complies
<p>Assessment: The proposed building incorporates clearly identifiable pedestrian entrances to provide reasonable safety and security of residents, employees and visitors.</p>		
<p>Clause 55.03-8 Landscaping objectives</p> <ul style="list-style-type: none"> ▪ To encourage development that respects the landscape character of the neighbourhood. ▪ 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. 	<p>Standard B13</p> <p>In summary, landscape layout & design should:</p> <ul style="list-style-type: none"> ▪ Protect predominant landscape features of the neighbourhood. ▪ Take into account the soil type and drainage patterns of the site. ▪ Allow for intended vegetation growth and structural protection of buildings. ▪ Provide a safe, attractive and functional environment for residents. <p>In summary, development should:</p> <ul style="list-style-type: none"> ▪ Provide for the retention or planting of trees, where these are part of the character of the neighbourhood. ▪ Provide for the replacement of any significant trees that have been removed in the 12 months prior to the application being made. ▪ Specify landscape themes, vegetation (location and species), paving and lighting. 	Complies
<p>Assessment: The application provides adequate space for the planting of various species, including canopy trees. The area along the northern boundary adjacent to the car parking area has been identified as lacking in vegetation. A condition is recommended to require a minimum landscaping strip of 1.2m in width with appropriate vegetation. This is to improve the treatment of the site's interface with No.28 and 30 Teague avenue. An additional permit condition will require a detailed landscape plan. See Condition 1w.</p>		

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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
Clause 55.03-9 Access objective <ul style="list-style-type: none"> ▪ To ensure the number and design of vehicle crossovers respects the neighbourhood character. 	Standard B14 The width of accessways or car spaces should not exceed: <ul style="list-style-type: none"> ▪ 33 per cent of the street frontage, or ▪ if the width of the street frontage is less than 20 metres, 40 per cent of the street frontage. 	Complies, subject to condition 1p.
	No more than one single-width crossover should be provided for each dwelling fronting a street.	Complies
	The location of crossovers should maximise the retention of on-street car parking spaces.	Complies
	The number of access points to a road in a Road Zone should be minimised.	Complies
	Access for service, emergency and delivery vehicles must be provided.	Complies
Assessment: Whilst the proposal complies with the requirements of this standard the proposed 6.4m wide crossing is required to be reduced to 6m as per council requirements.		
Clause 55.03-10 Parking location objectives <ul style="list-style-type: none"> ▪ To provide convenient parking for resident and visitor vehicles. ▪ To protect residents from vehicular noise within developments 	Standard B15 Car parking facilities should: <ul style="list-style-type: none"> ▪ Be reasonably close and convenient to dwellings and residential buildings. ▪ Be secure. ▪ Be well ventilated if enclosed. Shared accessways or car parks of other dwellings and residential buildings 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.	Complies
	Assessment:. The proposal raises no concern with respect to the layout and design of on-site car parking.	
Clause 55.04-1 Side and rear setbacks objective <ul style="list-style-type: none"> ▪ To ensure that the height and setback of a building from a boundary respects the existing or preferred neighbourhood character and limits the impact on the amenity of existing dwellings. 	Standard B17 A new building not on or within 200mm of a boundary should be set back from side or rear boundaries: <ul style="list-style-type: none"> ▪ 1 metre, plus 0.3 metres for every metre of height over 3.6 metres up to 6.9 metres, plus 1 metre for every metre of height over 6.9 metres. 	Variation sought
Whilst the previous approval also sought a variation to the northern setback at level 2, the width of the building will be increased under this amendment by the additional built form on the north eastern corner.		

OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
<p>As the height of the wall along the northern elevation is proposed to be 10m from natural ground level, the required setback is 5.09m this complies with the requirements of this standard.</p>  <p>A variation is sought along the western elevation. The proposed setback to the west is considered acceptable given its orientation towards the railway, which is not a sensitive interface.</p> 	<p>Clause 55.04-2 Walls on boundaries objective</p> <ul style="list-style-type: none"> To ensure that the location, length and height of a wall on a boundary respects the existing or preferred neighbourhood character and limits the impact on the amenity of existing dwellings. <p>Standard B18</p> <p>A new wall constructed on or within 200mm of a side or rear boundary of a lot or a carport constructed on or within 1 metre of a side or rear boundary of lot should not abut the boundary:</p> <ul style="list-style-type: none"> 10 m plus 25% of the remaining length of the boundary of an adjoining lot, or Where there are existing or simultaneously constructed walls or carports abutting the boundary on an abutting lot, the length of the existing or simultaneously constructed walls or carports, whichever is the greater. 	<p>N/A</p>
<p>Assessment: No walls on boundaries are proposed therefore no assessment is required.</p>		

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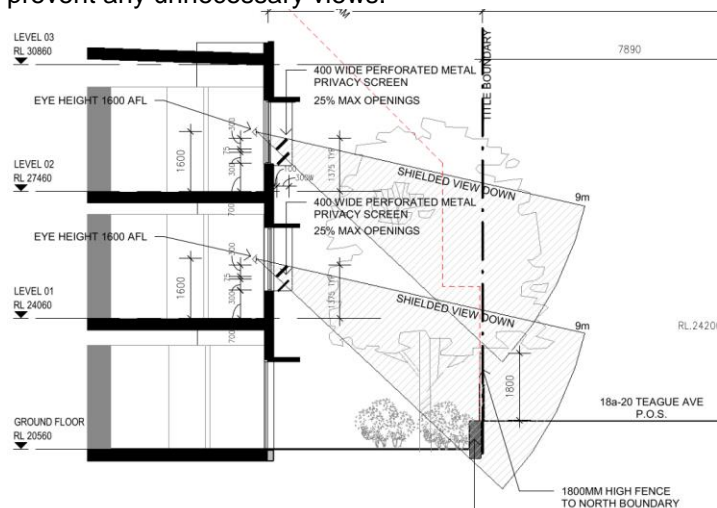
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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
Clause 55.04-3 Daylight to existing windows objective <ul style="list-style-type: none"> ▪ To allow adequate daylight into existing habitable room windows. 	Standard B19 Buildings opposite an existing habitable room window should provide for a light court to the existing window that has a minimum area of 3m ² and minimum dimension of 1m clear to the sky.	Complies
	Walls or carports more than 3m in height opposite an existing habitable room window should be set back from the window at least 50% of the height of the new wall if the wall is within a 55 degree arc from the centre of the existing window. The arc may be swung to within 35 degrees of the plane of the wall containing the existing window.	Complies
Assessment: Given the axis of the allotment and siting of the dwelling(s), the proposal will not have an unreasonable impact upon daylight to existing habitable room windows.		
Clause 55.04-4 North facing windows objective <ul style="list-style-type: none"> ▪ To allow adequate solar access to existing north-facing habitable room windows. 	Standard B20 Buildings should be setback 1m if an existing HRW is within 3m of the abutting lot boundary (add 0.6m to this setback for every metre of height over 3.6m & add 1m for every metre of height over 6.9m)	N/A
Assessment: No windows within proximity to the site, therefore no assessment required.		
Clause 55.04-5 Overshadowing open space objective <ul style="list-style-type: none"> ▪ To ensure buildings do not significantly overshadow existing secluded private open space 	Standard B21 Where sunlight to the SPOS of an existing dwelling is reduced, at least 75%, or 40m ² with min. 3m, whichever is the lesser area, of the SPOS should receive a min of 5hrs of sunlight btw 9am & 3pm on 22 September. If existing sunlight to the SPOS of an existing dwelling is less than the requirements of this standard, the amount of sunlight should not be further reduced.	Complies
Assessment: given the orientation of the lot and the location of the building, the proposed development does not result in any shadows to any existing SPOS areas and is compliant with this Standard.		
Clause 55.04-6 Overlooking objective <ul style="list-style-type: none"> ▪ To limit views into existing secluded private open space and habitable room windows. 	Standard B22 A HRW, balcony, terrace, deck or patio should be located & designed to avoid direct views into the SPOS of an existing dwelling within 9m (refer to clause for exact specifications). Where within it should be either: <ul style="list-style-type: none"> ▪ Offset a minimum of 1.5m from the edge of one window to the edge of the other. ▪ Have sill heights of at least 1.7m above floor level. ▪ Have fixed, obscure glazing in any part of the window below 1.7m above floor level. ▪ Have permanently fixed external screens to at least 1.7m above floor level & be no more than 25% transparent. 	Complies subject to conditions 1c and 1n.


OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
	Obscure glazing in any part of the window below 1.7 metres above floor level may be openable provided that there are no direct views as specified in this standard.	N/A
	Screens used to obscure a view should be: <ul style="list-style-type: none"> ▪ Perforated panels or trellis with a maximum of 25% openings or solid translucent panels. ▪ Permanent, fixed and durable. ▪ Designed and coloured to blend in with the development. 	Variation required

Assessment: All first floor HRW that are orientated towards and within 9m of a common boundary have been screened accordingly. As windows to the south and east are more than 9m away from any residential interface windows are not required to be screened. Similarly, windows along the western boundary do not require treatment as there is no residential interface.

Windows along the northern elevation have been treated with two 400mm wide perforated privacy screens which would limit views to adjoining SPOS at a height of 1.6m (as shown bellow). As the screen do not fully meet the standard, direct views will not be prevented. It has been put forward by the applicant that most residents will have limited mobility and spend considerable time in bed or seated. However, officers consider that the proposed blades be increased to 500mm in width to prevent any unnecessary views.



It is also required that windows associated with living areas on the northern elevations be treated to comply with obscure glazing.

OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
		
<p>Clause 55.04-7 Internal views objective</p> <ul style="list-style-type: none"> ▪ To limit views into the secluded private open space and habitable room windows of dwellings and residential buildings within a development. 	<p>Standard B23 Windows and balconies should be designed to prevent overlooking of more than 50% of the SPOS of a lower-level dwelling or residential building directly below and within the same development.</p>	Complies
<p>Assessment: No unreasonable internal overlooking will occur.</p>		
<p>Clause 55.04-8 Noise impacts objectives</p> <ul style="list-style-type: none"> ▪ To contain noise sources in developments that may affect existing dwellings. ▪ To protect residents from external noise. 	<p>Standard B24 Noise sources should not be located near bedrooms of immediately adjacent existing dwellings. Noise sensitive rooms and SPOS of new dwellings and residential buildings should take account of noise sources on immediately adjacent properties. Dwellings and residential buildings close to busy roads, railway lines or industry should be designed to limit noise levels in habitable rooms.</p>	Complies
<p>Assessment: The proposal has taken into account any relevant surrounding noise sources and that proposed.</p>		
<p>Clause 55.05-1 Accessibility objective</p> <ul style="list-style-type: none"> ▪ To encourage the consideration of the needs of people with limited mobility in the design of developments. 	<p>Standard B25 The dwelling entries of the ground floor of dwellings and residential buildings should be accessible or able to be easily made accessible to people with limited mobility.</p>	Complies
<p>Assessment: It is considered that the proposed layout and design of the building entries has been designed to accommodate for people of limited mobility.</p>		

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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
Clause 55.05-2 Dwelling entry objective <ul style="list-style-type: none"> ▪ To provide each dwelling or residential building with its own sense of identity. 	Standard B26 Entries to dwellings and residential buildings should: <ul style="list-style-type: none"> ▪ Be visible and easily identifiable from streets and other public areas. ▪ Provide shelter, a sense of personal address and a transitional space around the entry. 	Complies
Assessment: The proposed entry to the building are clearly visible from the public realm.		
Clause 55.05-3 Daylight to new windows objective <ul style="list-style-type: none"> ▪ To allow adequate daylight into new habitable room windows. 	Standard B27 HRW should be located to face: <ul style="list-style-type: none"> ▪ Outdoor space clear to the sky or a light court with a minimum area of 3m² and min. dimension of 1m clear to the sky or ▪ Verandah provided it is open for at least 1/3 of its perimeter, or ▪ A carport provided it has 2 or more open sides and is open for at least 1/3 of its perimeter. 	Complies
Assessment: It is considered that all proposed windows all for adequate solar access and natural daylight into primary and secondary living areas.		
Clause 55.05-4 Private open space objective <ul style="list-style-type: none"> ▪ To provide adequate private open space for the reasonable recreation and service needs of residents. 	Standard B28 A dwelling or residential building should have POS consisting of: <ul style="list-style-type: none"> ▪ An area of 40m², with one part of the POS to consist of SPOS at the side or rear of the dwelling or residential building with a min. 25m², a min. dimension of 3m and convenient access from a living room, or ▪ A balcony of 8m² with a min. width of 1.6m and convenient access from a living room, or ▪ A roof-top area of 10m² with a min. width of 2m and convenient access from a living room. 	Complies
Assessment: Given the development and use of the subject land as an aged care facility, the technical requirements of this Standard are not applicable in this instance. The proposal will provide for ground level courtyards within the development as communal open space, and the proposal will also provide for balcony's accessible from each floor. The communal open space has been prioritised and is in excess of 40 square metres. The communal open spaces are considered adequate for residents.		
Clause 55.05-5 Solar Access to Open Space <ul style="list-style-type: none"> ▪ To allow solar access into the secluded private open space of new dwellings and residential buildings. 	Standard B29 The private open space should be located on the north side of the dwelling or residential building, if appropriate.	Variation sought
	The southern boundary of secluded private open space should be set back from any wall on the north of the space at least (2 + 0.9h) metres, where 'h' is the height of the wall.	Variation sought
<p>The objective of this Standard is "to allow solar access into the secluded private open space area of new dwellings and residential buildings". Whilst the internal communal courtyards are not technically secluded private open space for the residents, it is noted that the built form, effectively generate shadow over the internal Courtyard due to its southern orientation. This is based on shadow diagrams produced for 22 September.</p> <p>A variation to this Standard is considered reasonable in this instance given that the respective courtyards are not principally a secluded private open space area and that there are other communal courtyards and walking tracks available to the residents which receive adequate solar access. The shadows remain similar to the original approval.</p>		

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OBJECTIVE	STANDARD	LEVEL OF COMPLIANCE
Clause 55.05-6 Storage objective <ul style="list-style-type: none"> ▪ To provide adequate storage facilities for each dwelling. 	Standard B30 Each dwelling should have convenient access to at least 6 cubic metres of externally accessible, secure storage space.	Complies
Assessment: Given the nature of an aged care facility, individual, externally accessible storage spaces are not considered to be necessary. Adequate bin storage and waste collection areas are nominated as a part of the proposal.		
Clause 55.06-1 Design Detail objective <ul style="list-style-type: none"> ▪ To encourage design detail that respects the existing or preferred neighbourhood character 	Standard B31 The design of buildings, including: Facade articulation and detailing Window and door proportions, Roof form, and Verandahs, eaves and parapets, should respect the existing or preferred neighbourhood character. Garages and carports should be visually compatible with the development and the existing or preferred neighbourhood character.	Complies
Assessment: The design detail of the proposed development is generally consistent with the current development on the site and the double storey form to the eastern portion of the land. The building materials and other design detail are also consistent with materials and form found in the broader locality.		
Clause 55.06-2 Front fences objective <ul style="list-style-type: none"> ▪ To encourage front fence design that respects the existing or preferred neighbourhood character. 	Standard B32 The design of front fences should complement the design of the dwelling or residential building and any front fences on adjoining properties.	N/A
	Schedule to GRZ2/3: A front fence within 3m of a street should not exceed: 2m for streets in a RDZ1 or 1.2m for other streets	N/A
Assessment: No front fencing is proposed as part of this development application.		
Clause 55.06-3 Common property objectives <ul style="list-style-type: none"> ▪ To ensure that communal open space, car parking, access areas and site facilities are practical, attractive and easily maintained. ▪ To avoid future management difficulties in areas of common ownership. 	Standard B33 Developments should clearly delineate public, communal and private areas. Common property, where provided, should be functional and capable of efficient management.	N/A
Assessment: Common property will be formed by all shared areas such as services, hallways and areas car parking. These areas are clearly identifiable and capable of future management		
Clause 55.06-4 Site services objectives <ul style="list-style-type: none"> ▪ To ensure that site services can be installed and easily maintained. ▪ To ensure that site facilities are accessible, adequate and attractive. 	Standard B34 Dwelling layout and design should provide sufficient space and facilities for services to be installed and maintained efficiently and economically. Bin and recycling enclosures, mailboxes and other site facilities should be adequate in size, durable, waterproof and blend in with the development.	N/A
The applicant submitted a Waste Management Plan, with the proposed private collection of waste deemed generally suitable by Council's Waste Department; A condition will require a reduction in the collection service from 3 times a week, reduced to 2 times a week.		

OR

In the event Council wishes to oppose the Officer Recommendation to support the application, it can do so on the following grounds:

1. The proposal constitutes an over-development of the site.
2. The proposal would detract from the visual amenity of the locality and the streetscape.
3. The proposed building height is inconsistent with the requirements of Precincts 3 and 4 of the Mentone Activity Centre.
4. The proposal fails to satisfy all the requirements of Clause 55 of the Kingston Planning Scheme (ResCode), in particular Clause 55.02-1 Neighbourhood Character Objective, Clause 55.04-1 Side and Rear Setback Objective, Clause 55.04-6 Overlooking.
5. The proposal does not fully satisfy the requirements of Clause 22.11 – Residential Development Policy, of the Kingston Planning Scheme.

Appendices

Appendix 1 - KP-2016/171/A - 101A, 101, 103 & 105 Collins Street Mentone -
Planning Applications - Considered Plans (Ref 19/17607) [↓](#)

Author/s: Guillermo Henning, Principal Planner
Reviewed and Approved By: Krystal Blizzard, Team Leader City Development
Ian Nice, Manager City Development
Jonathan Guttman, General Manager Planning and Development

8.3

KP-2016/171/A - 101A, 101, 103, 105, 107 COLLINS STREET MENTONE

- 1 KP-2016/171/A - 101A, 101, 103 & 105 Collins Street Mentone - Planning Applications - Considered Plans..... 85

PRELIMINARY





LEGEND

- 1. PROPOSED AGED CARE RESIDENCE COMPRISING 0.1, 2 & 3 STOREY ELEMENTS DESIGNED TO MINIMISE THE IMPACT ON THE STREETSCAPE (COLLINS STREET) AND ADJOINING RESIDENTIAL PROPERTIES
- 2. EXISTING SINGLE STOREY BRICK HOUSE TO BE DEMOLISHED (106 COLLINS STREET)
- 3. EXISTING TREES TO BE DEMOLISHED
- 4. ENTRY CROSSINGS AND DROP OFF CANOPY LOCATED ON COLLINS STREET.
- 5. MAXIMUM AREA OF FRONTAGE DEDICATED TO LANDSCAPING AND PLANTING
- 6. BUILDING INTERFACE TO COLLINS STREET, 3 - STOREY (MAXIMUM) WITH UPPER LEVEL SET WELL BACK
- 7. EASTERN BOUNDARY INTERFACE 3 - STOREY (TO ADJ. CARPARK) UPPER LEVEL SET BACK 12.6M FROM CARPARK BOUNDARY
- 8. LANDSCAPE BUFFER TO EAST BOUNDARY TO PROVIDE PRIVACY TO ADJOINING RESIDENCE
- 9. PROPOSED CARPARK
- 10. ENDS OF RESIDENCE ARTICULATED TO REDUCE MAJES AND POTENTIAL OVERLOOKING. VISUAL SCREENING PROVIDED TO UPPER LEVEL
- 11. 5.6m WIDE LANDSCAPE BUFFER TO NORTHERN BOUNDARY ADJOINING MULTI-UNIT RESIDENTIAL AREAS
- 12. LANDSCAPING TO SOUTH WEST BOUNDARY TO SOFTEN 3 - STOREY INTERFACE
- 13. ACOUSTIC TREATMENT TO WALLS AND WINDOWS ADDRESSING RAILWAY LINE
- 14. INTERNAL COURTYARDS TO ALLOW NATURAL LIGHT & VENTILATION INTO HABITABLE ROOMS AND PROVIDE BREAK-OUT EXTERNAL AREAS FOR RESIDENTS
- 15. 1.6m LANDSCAPE SCREEN BUFFER AT BOUNDARY TO CARPARK
- 16. EXISTING CARPARKS TO BE REINSTITATED
- 17. PRIVACY SCREENS TO UPPER WINDOWS TO PREVENT OVERLOOKING TO NORTH NEIGHBOURS
- EXISTING TREES TO BE RETAINED
- ⊗ EXISTING TREES OR BUILDINGS TO BE DEMOLISHED



PRELIMINARY



A1
A3
/C

SCALE: 1:500
JOB NO: 17061
DATE: 18.10.18
DWG NO: DA0112



PROPOSED SITE PLAN
MERCY HEALTH RACF
101 - 107 COLLINS STREET MENTONE

Mercy Health
Care first



smith+tracey architects



BEDROOM TYPE LEGEND
 C CLASSIC
 D DELUX
 P PREMIUM
 E EXECUTIVE



PRELIMINARY

BEDROOM TYPE LEGEND
 C - CLASSIC
 D - DELUX
 P - PREMIUM
 E - EXECUTIVE



smith+tracey architects  **Mercy Health**
 Care first

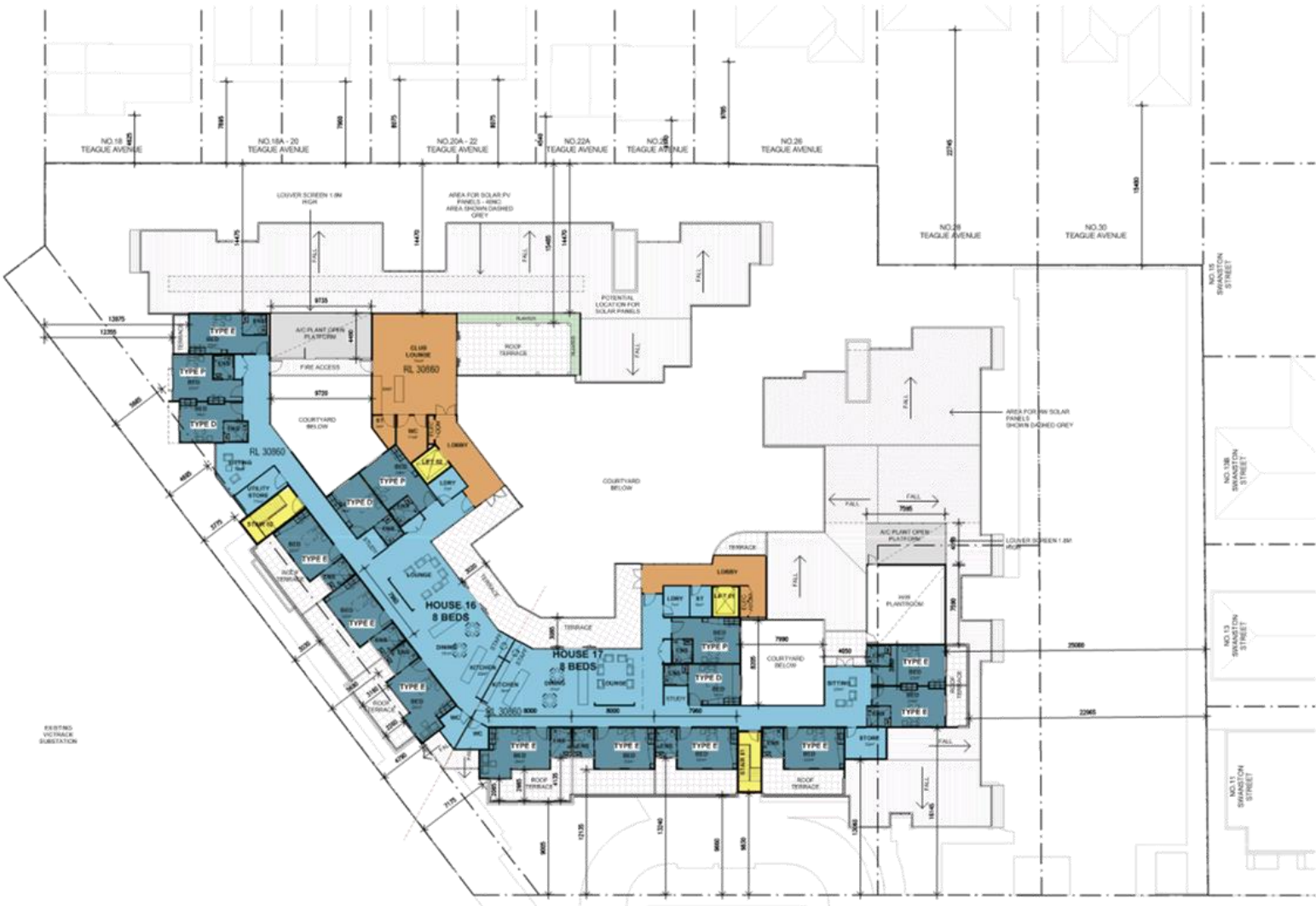
LEVEL 02 FLOOR PLAN
 MERCY HEALTH RACF
 101 - 107 COLLINS STREET MENTONE

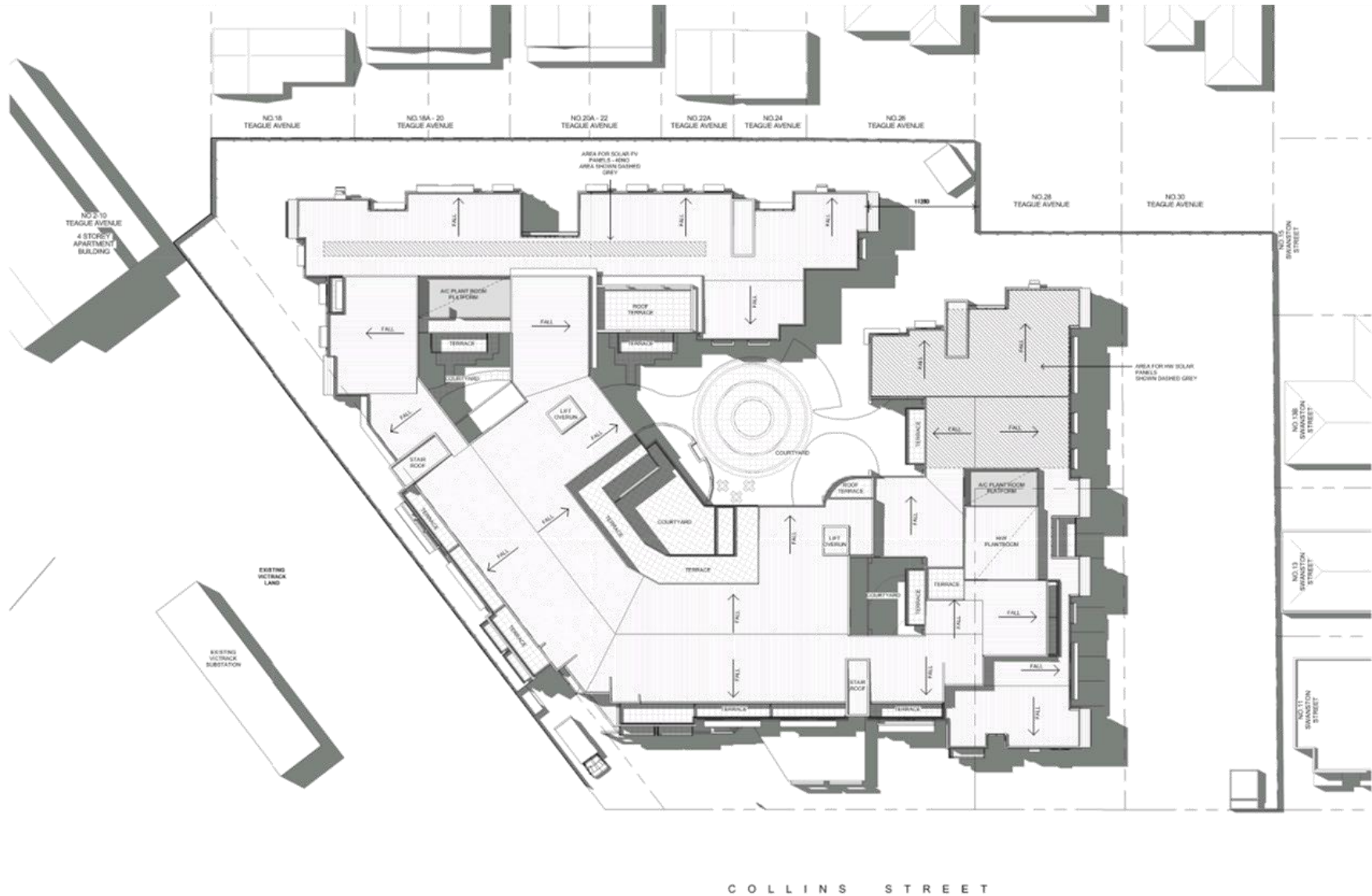
SCALE: 1:200 A1
 1:400 A3
 JOB NO: 17061
 DATE: 18.10.18
 DWG NO: DA1104 /B



PRELIMINARY

- BEDROOM TYPE LEGEND**
- C - CLASSIC
 - D - DELUX
 - P - PREMIUM
 - E - EXECUTIVE





COLLINS STREET



ROOF PLAN
MERCY HEALTH RACF
101 - 107 COLLINS STREET MENTONE

SCALE:	1:200	A1
	1:400	A3
JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA1106	/B

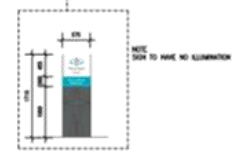




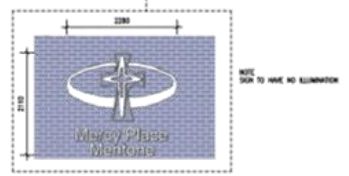
1 COLLINS ST SOUTH ELEVATION - EXISTING



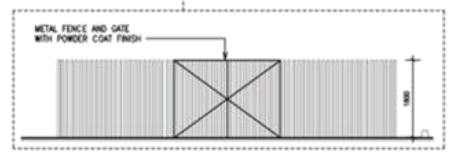
2 COLLINS ST SOUTH ELEVATION - PROPOSED



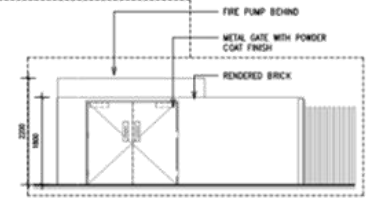
7 2000EL ENTRANCE SIGN ELEVATION 01



6 2000EL FACADE SIGN ELEVATION



3 2000EL COLLINS ST ELEVATION - SUBSTATION



4 2000EL COLLINS ST ELEVATION - WATER METER & PUMP









SECTION A-A
 SCALE: 1:200

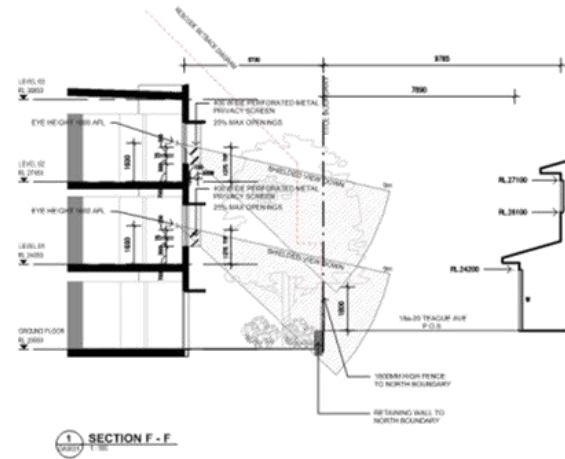
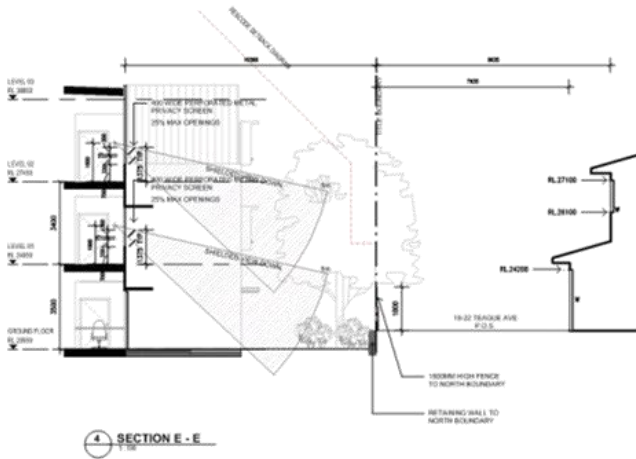
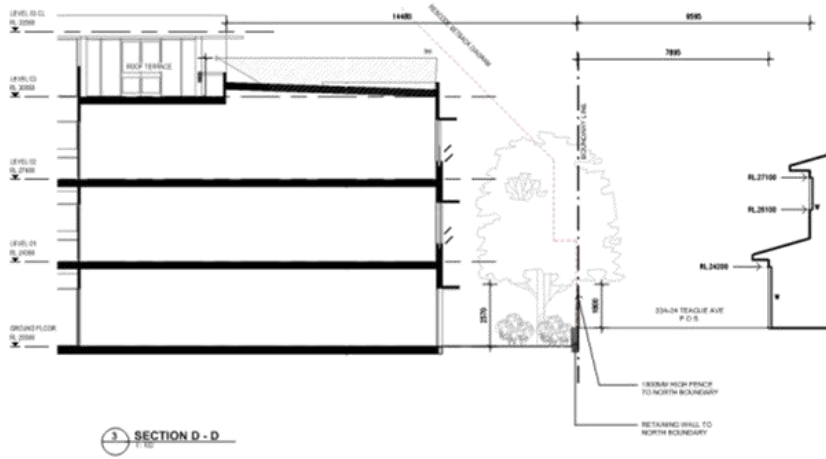


SECTION B-B
 SCALE: 1:200



SECTION C-C
 SCALE: 1:200







1 1000FP GF - PREVIOUS APPLICATION ANALYSIS



2 1000FP L1 - PREVIOUS APPLICATION ANALYSIS



3 1000FP L2 - PREVIOUS APPLICATION ANALYSIS



4 1000FP L3 - PREVIOUS APPLICATION ANALYSIS

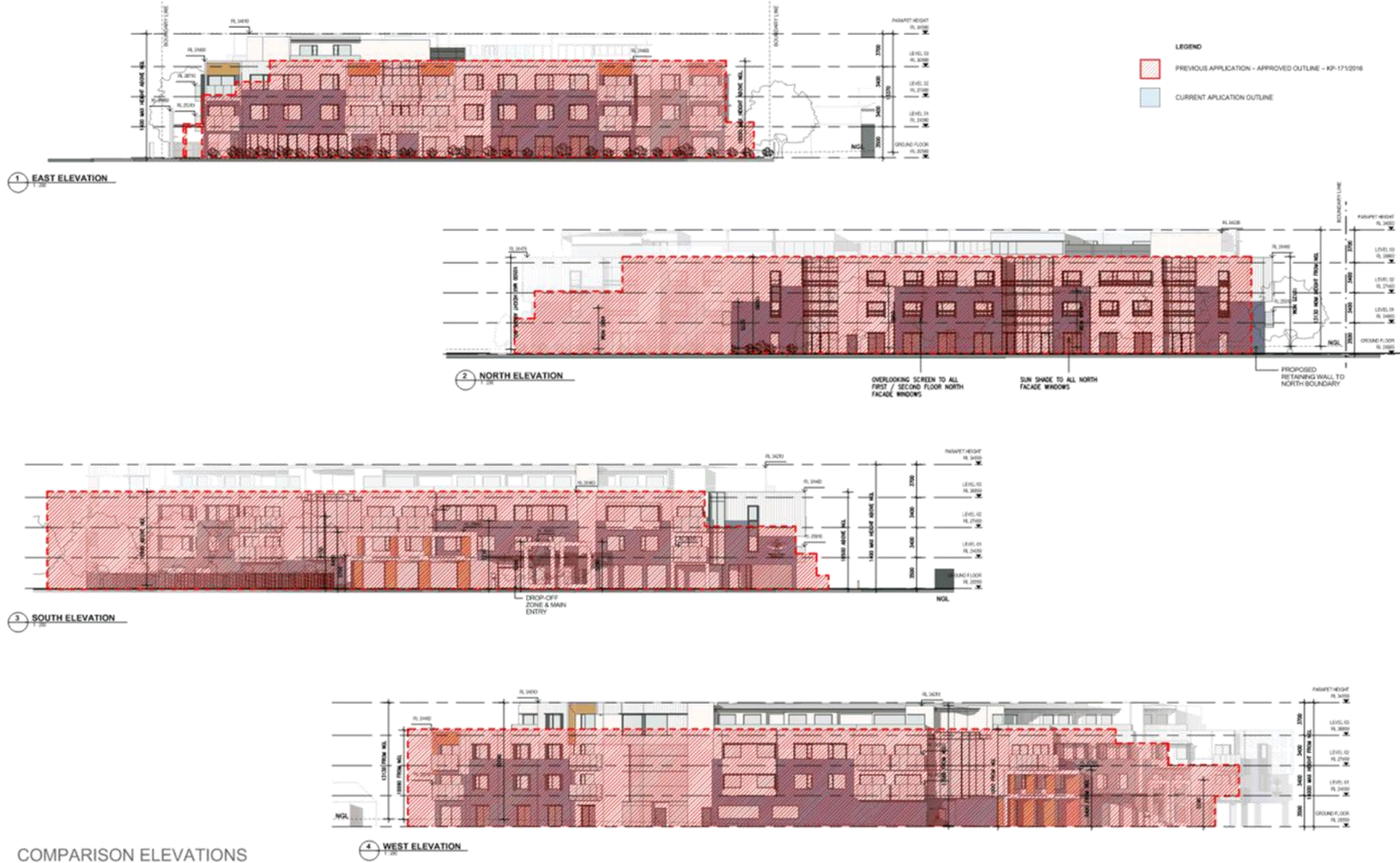
COMPARISON PLANS
PREVIOUS APPLICATION - APPROVED OUTLINE - KP-171/2016



PREVIOUS APPLICATION ANALYSIS
MERCY HEALTH RACF
101 - 107 COLLINS STREET MENTONE

SCALE:	1:500	A1
	1:1000	A3
JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA3100	1/A





COMPARISON ELEVATIONS
PREVIOUS APPLICATION - APPROVED OUTLINE - KP-171/2016



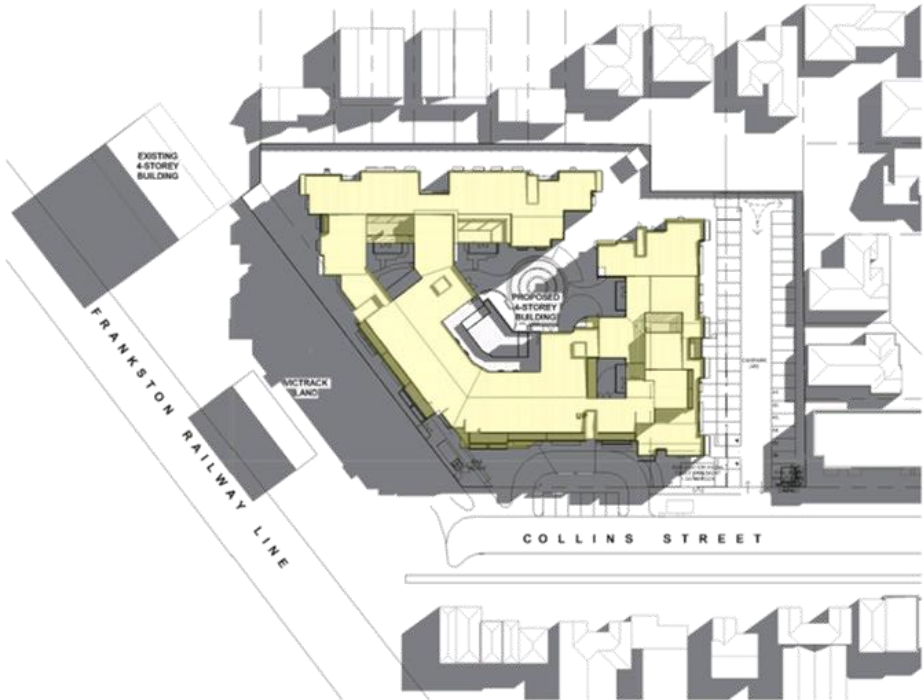
PREVIOUS APPLICATION ANALYSIS 02
MERCY HEALTH RACF
101 - 107 COLLINS STREET MENTONE

SCALE:	1:200	A1
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JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA3101	1A

PRELIMINARY ISSUE



SCALE:	1:500	A1
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JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA7000	/B

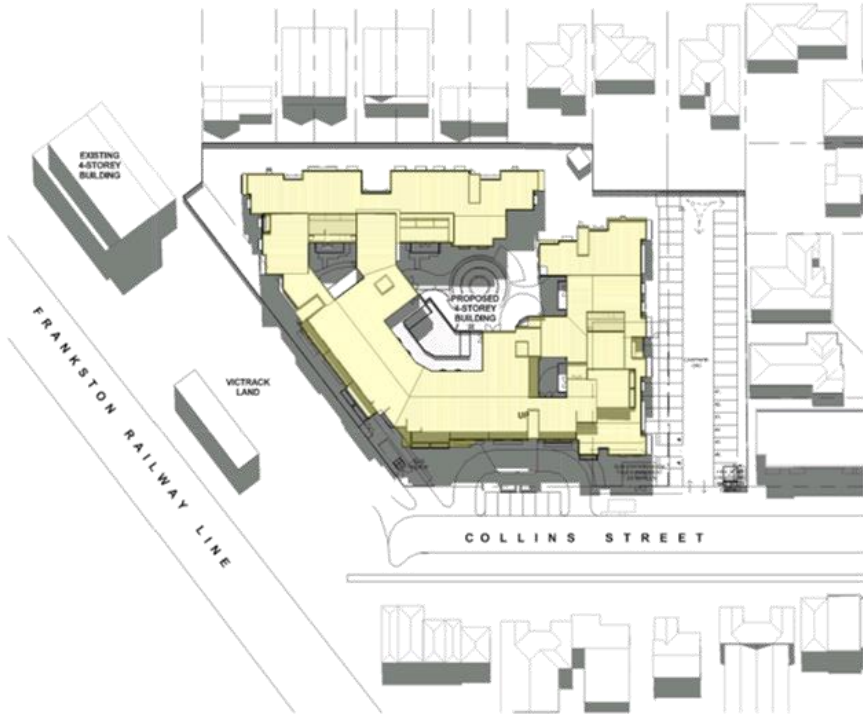


EQUINOX September 22nd 9am

PRELIMINARY ISSUE



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JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA7001	/B

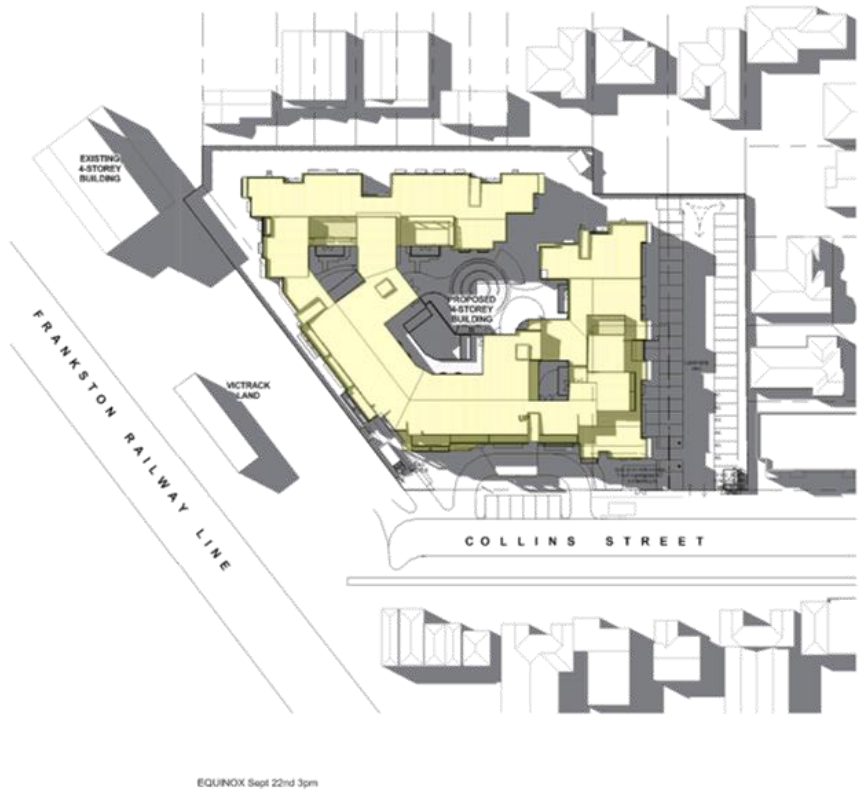


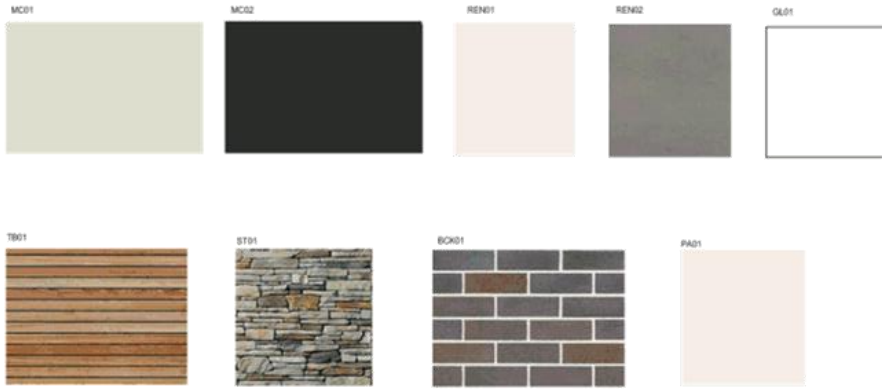
EQUINOX Sept 22nd 12pm

PRELIMINARY ISSUE



SCALE:	1:500	A1
	1:1000	A3
JOB NO:	17061	
DATE:	18.10.18	
DWG NO:	DA7002	/B





LEGEND
 MC01 - COLORBOND SURFMIST MATT
 MC02 - METAL CLADDING COLORBOND 'IRON STONE'
 REN01 - SAND FINISH OFF WHITE RENDER
 REN02 - RENDER WARM GREY
 GL01 - GLASS CLEAR
 ST01 - FEATURE STONE CLADDING 'ASPEN'
 TB01 - TIMBER CLADDING 'SHADOW CLAD NATURAL GROOVE'
 BR01 - FACE BRICKWORK 'SOWRAH BLUE'
 PA01 - PAINT (COLOUR 01)





COLLINS ST AT CAR PARK ENTRY



MAIN ENTRY



COLLINS ST APPROACH

smith+tracey architects  **Mercy Health**
Care first

3D VIEWS
MERCY HEALTH RACF
101 - 107 COLLINS STREET MENTONE

SCALE:	A1
	A3
JOB NO:	17061
DATE:	18.10.18
DWG NO:	DA9000
	/B



PRELIMINARY ISSUE



SOUTH BOUNDARY PERSPECTIVE



WEST BOUNDARY PERSPECTIVE



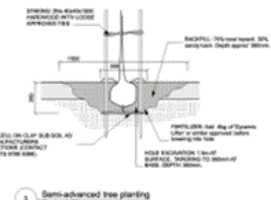
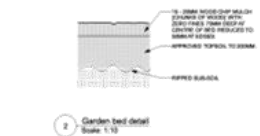
COLLINS ST PERSPECTIVE





- LEGEND**
- Existing Vegetation To Be Retained
 - Proposed Tree To Be Retained
 - Proposed Level
 - Mulched And Irrigated Garden Bed
 - Lawn
 - Selected Pedestrian Paving
 - Selected Feature Pedestrian Paving
 - Playground
 - Proposed fence
 - Proposed soil
 - Gravel sand

1 Ground plan Scale 1:100



EXISTING TREE SCHEDULE (refer to arborist report by GALBRAITH & ASSOCIATES)

Tree No.	Species/Genus	Estimated Date	Height	Canopy	Latex	Condition	Recommendation	Arborist/Comment
001	Acacia saligna	2005	2000	2000	2000	2000	2000	2000
002	Acacia saligna	2005	2000	2000	2000	2000	2000	2000
003	Acacia saligna	2005	2000	2000	2000	2000	2000	2000
004	Acacia saligna	2005	2000	2000	2000	2000	2000	2000

Plant List

Image	ID	Qty	Common Name	Botanical Name	Scheduled Size	Mature Height	Mature Width
	KA00P	17	Weeping Bottlebrush	Callistemon viminalis 'King Park Special'	45m 2m H	4m	1
	Nof	7	Ficus	Ficus virens 'NOFAP'	45 cm 2m H	10m	
	Tox	3	Small-leaved Linden	Tilia cordata 'Winter Orange'	45 cm 2m H	10m	
	Phy	2	Ornamental Pear	Pyrus Winter Glow	45 cm 2m H	12m	
	Alu	1	Alnus Plant	Alnus Fraxinosa	45cm 2m H	12m	3.1
	Ti	3	Kanuka Water Gum	Tristania laevis 'Lindus'	45cm 2m H	7m	
	Phy	14	Ornamental Pear	Pyrus calleryana 'Flourant' Florist	45cm 2m H	10m	4
	Os	3	Thomas Honeyeater Sundust	Gelechia thomasi 'Sundust'	45cm 2m H	12m	
	Acac	16	Lightwood	Acacia implexa	45 cm 2m H	5 - 10m	3.5
	IB	3	Coastal Banksia	Banksia integrifolia	40cm 2m H	5 - 10m	3.5
	Shal	263	Shy Indian Hawthorn	Shapocarpus balatara	200mm Pot	0.7m	0
	Calli	58	Deaf Bottlebrush	Callistemon viminalis 'Lute-Jun'	200mm Pot	0.9 - 1.5m	0.8 - 1
	Ac	12	Flinders Range wattle	Acacia tasmanica	200mm Pot	2m	
	Cor	21	Native Fuchsia	Correa 'Daisy Bell'	200mm Pot	0.9 - 1.5m	0.9 - 1
	ACor	113	Lime-light	Acacia cognata 'Lime-light'	200mm Pot		
	Shal	14	Sard-of-pandora	Shaltonia nigra	200mm Pot	0.8 - 1.5m	0.8 - 1
	Ch	118	Chia	Chia minata	200mm Pot	0.3 - 0.45m	0.8 - 0
	Aca	13	Coast Iron Plant	Asplenium adnigrum	200mm Pot	0.45 - 0.6m	0.8 - 0
	Cor	17	White Correa	Correa alba	200mm Pot	0.9 - 1.5m	0.9 - 1
	Cor	57	Hybrid Bottlebrush	Callistemon viminalis 'Starker Flame'	200mm Pot	0.9 - 1.3m	0.8 - 1
	Wha	24	Acacia Flat Bush	Whaglia spinosa	200mm Pot	75cm	1
	Co	39	Coastal Everlasting	Cochlospermum frutescens	200mm Pot	0.60 - 1.30m	1.2 - 2
	Bar	11	Hybrid Prostrate Banksia	Banksia spinulosa 'Birthday Candor'	200mm Pot	0.5m	1
	Le	25	Custom bush	Leucophya brownii	200mm Pot	0.75 - 0.9m	1.2 - 2
	Ag	16	Sweet Nash Agave	Agave strobilata	200mm Pot	0.75 - 0.9m	1.2 - 1
	St	30	Sweet Lilybilly	Syringum paniculata 'Backyard Star'	200mm Pot	3.4m	1
	SH	48	Coastal Rosemary	Hebe x Exoniensis	200mm Pot	0.8 - 1.5m	0.8 - 1
	Call	80	Hybrid Bottlebrush	Callistemon viminalis	200mm Pot	3m	1
	Ac	16	Lilybilly	Acmena smithii 'Hedge-master'	200mm Pot	1 - 1.5m	1 - 1
	Al	73	Cloney Akala	Albizia x grandiflora 'Dwarf'	200mm Pot	1.5	
	Co	11	Hybrid Prostrate Banksia (white)	Callistemon White Anzac'	200mm Pot	0.5 - 1.5m	0.5
	Ch	30	Mexican Orange Blossom	Chrysopsis berrata	200mm Pot	0.9 - 1.5m	1.2 - 2
	Sar	4	Flagrant Sweetbush	Sarcococca haenkei	200mm pot	1.0m	1
	Ru	4	Rosemary	Rosemary officinalis	200mm pot	1.5m	1
	Lx	88	Hybrid Leaf Lily	Liriodendron 'Evergreen Dwarf'	150mm Pot	0.3m	0
	Lx	62	Deaf man-bush	Lomatium Line Tuff'	150mm Pot	0.5m	0
	Dw	428	Spreading Flax Lily	Dianella monstata	150mm Pot	5m	
	Ph	78	Tussock Grass	Phaenanthemum	150mm Pot	0.75 - 0.9m	0.8 - 0
	Lx	132	Deaf man-bush	Lomatium longiloba 'Tanker'	150mm Pot	0.5m	0.1
	Sp	44	Spreading Flax Lily	Dianella White Wave'		0.4	1
	Cl		Clivia				
	St	243	Star				

Tree Planting Landscape Plan - General Conditions

- These rules are to be used as a general guide for implementation of the landscape plan. This plan is not to be used as a contract document and is to be used for the purpose of providing a general guide for the implementation of the landscape plan.
- Contractor to be responsible for the maintenance of the site. Site and site conditions shall be subject to change and the Contractor shall be responsible for the maintenance of the site.
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Planning only. Not for Construction - 15/8/18

memla

Mentone - 101A, 101, 103, 105, 107 Collins Street
 Mentone - 101A, 101, 103, 105, 107 Collins Street
 Ground Level Landmark Concept Plan

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 8.4

AMENDMENT C149 - ANOMALIES

Contact Officer: Sarah Capenerhurst, Principal Strategic Planner

Purpose of Report

This report provides an update to the Council on the outcomes of the exhibition of Planning Scheme Amendment C149. The report recommends that Council adopt Amendment C149 and submit it to the Minister for Planning for approval.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Adopt Amendment C149 to the Kingston Planning Scheme with the following changes:
 - 1.1 Removal of 19 Council owned properties that were proposed to be rezoned to Public Use Zone and Public Park and Recreation Zone for further review.
 - 1.2 Removal of 3 privately owned sites at 22-36 Bulli Street, Moorabbin, 96 – 100 Gladesville Boulevard, Patterson Lakes and 14A/102-114 Gladesville Boulevard, Patterson Lakes for further review.
 - 1.3 Removal of 2-8 Balcombe Road, Mentone at the request of VicRoads.
 - 1.4 Removal of 5 Long Island Point, Patterson Lakes at the request of Melbourne Water.
2. Submit Amendment C149 to the Minister for Planning for approval.

1. Executive Summary

Amendment C149 proposes to make various corrections to the mapping of zones and overlays to resolve anomalies in the Kingston Planning Scheme which were identified in the adopted Kingston Planning Scheme Review 2012. The anomalies include mapping errors, redundant overlay provisions, land affected by multiple zones and land where the zone is inconsistent with its use or ownership.

The explanatory report provided at Appendix 1 includes a list of all sites affected by the Amendment and a description of proposed changes.

The Amendment was placed on public exhibition for four (4) weeks from 15 June to 16 July 2018. During exhibition of the Amendment one submission was received from VicRoads in relation a site at 2-8 Balcombe Road, Mentone (Doris Stockton Park) and one late submission was received from Melbourne Water in relation a site at 5 Long Island Point, Patterson Lakes.

The submission received from VicRoads in relation land at 2-8 Balcombe Road objected to the site's proposed rezoning to Public Park and Recreation Zone (PPRZ) on the basis the land is still in the ownership of VicRoads. Following consultation with VicRoads, Council had previously resolved to explore acquisition of the site mindful its current use as a park and ongoing maintenance by Council. The acquisition of the site has not yet occurred and, as the land is not in Council ownership, VicRoads have submitted that it would be premature for Council to rezone the site from the current Commercial 1 Zone (C1Z) to the proposed Public Park and Recreation Zone (PPRZ).

A further late submission was received on the 20 August 2018, from Melbourne Water in relation a site at 5 Long Island Point, Patterson Lakes which is nominated to be rezoned from GRZ to PPRZ. Melbourne Water have stated in their submission that this site is used by their operations staff to provide maintenance around the lakes in addition to providing passive access to the lake. Melbourne Water have identified a preference for the site to remain as GRZ (of which the entire area of the lakes reserve is zoned).

On the basis of the submissions received, and subsequent discussions between Council officers, VicRoads and Melbourne Water, it is proposed that the properties at 2-8 Balcombe Road, Mentone and 5 Long Island Point, Patterson Lakes be removed from the Amendment. Both submitters have indicated that they are supportive of this outcome.

Following a final internal review of all properties, Council Officers have removed any Council owned site that was proposed to be rezoned to Public Use Zone and 5 sites proposed for inclusion in the PPRZ. These sites require further investigation to confirm their current and future status as recreation reserves. Subject to the outcomes of this review and further discussions with Council's Manager Property Services, these sites may be included in a future anomalies amendment.

In addition to the above, three privately owned sites were identified for removal from the current Amendment. In each instance it was the view of officers that further investigation is required to determine the appropriate zone to be applied to address the current anomaly. These sites are located at 22-36 Bulli St, Moorabbin, 96-100 Gladesville Boulevard, Patterson Lakes and 14A/102-114 Gladesville Boulevard Patterson Lakes.

It is recommended that Council adopt Amendment C149, subject to the removal of the 22 sites as outlined above and submit Amendment C149 to the Minister for Planning for approval.

The report also proposes to rezone Council owned land at 12-14 Kerr Crescent, Aspendale Gardens and at 77-83 Nurten Parade, Aspendale Gardens that has previously has been used for recreational purposes from part General Residential Zone and part Public Use Zone Schedule 1 (Service and Utility) to a Public Park and Recreation Zone. The proposed zone accurately reflects the established and intended future use of the land. It is important to note that this land is also subject to community consultation regarding the development of soccer fields for the Aspendale Stingrays Soccer Club.

2. Background

At its Planning Committee Meeting of 22 November 2017, Council resolved to seek authorisation from the Minister for Planning to prepare Amendment C149 to the Kingston Planning Scheme.

Amendment C149, as exhibited, consisted of 267 anomalies which require rezoning of land that has been incorrectly zoned or is located in dual zones, and minor amendments to maps to correct errors including updating the Heritage Schedule to correctly identify the exact location of properties included in the Schedule. The identified anomalies are considered administrative in nature which are unlikely to negatively impact upon property owners, developers, current applicants or other parties.

The Amendment applies to sites throughout the City of Kingston. Council officers identified that those sites could be divided into the following categories:

- Council owned reserves not currently zoned Public Park and Recreation Zone (PPRZ) and Council owned land in dual or inconsistent zoning: 226 sites.
- Publically owned sites (Melbourne Water, CFA and MFA): 11 sites.
- Privately owned properties with dual zones or inconsistent zones: 15 sites.
- Sites which require overlay changes: 15 sites.

Detail of sites included in the exhibited Amendment is provided at Appendix 1.

Authorisation to prepare the Amendment was received from the Minister for Planning on 10 April 2018.

The Amendment was placed on public exhibition for a period of four (4) weeks between 14 June 2018 and 16 July 2018. During exhibition of the Amendment one submission was received from VicRoads in relation a site at 2-8 Balcombe Road, Mentone and one late submission was received from Melbourne Water in relation a site at 5 Long Island Point, Patterson Lakes. Both submissions requested that the above sites be removed from the proposed Amendment.

3. Discussion

3.1 Council Plan Alignment

Goal 1 - Our well-planned, liveable city supported by infrastructure to meet future needs
Direction 1.1 - Intergenerational land use planning for a sustainable community

The Amendment will correct a range of zoning and overlay and mapping errors which will improve the efficiency of the Kingston Planning Scheme. Correcting these errors was identified in the Kingston Planning Scheme Review 2012, which was adopted by Council at its Ordinary Council Meeting of 26 March 2012.

3.2 Exhibition

Amendment C149 was placed on public exhibition for a period of four (4) weeks between 14 June 2018 and 16 July 2018. Notice was given as follows:

- Notice of the Amendment was published in the Victorian Government Gazette on 14 June 2018.
- Notice of the Amendment was published in the Moorabbin and Mordialloc/Chelsea Leaders on 14 June 2018.
- Direct notification was sent via ordinary mail to prescribed Ministers and all landowners and occupiers affected by the Amendment on 12 June 2018.
- Amendment documents were made available for viewing at the Cheltenham Customer Service Centre.

- Amendment documentation was made available on Council's website and the Department of Environment, Land, Water and Planning website from 14 June 2018.

Opportunities to further discuss the proposed Amendment with Councillors post the exhibition period has also occurred.

3.3 Submissions

During exhibition of the Amendment one submission was received from VicRoads in relation a site at 2-8 Balcombe Road, Mentone and one late submission was received from Melbourne Water in relation a site at 5 Long Island Point, Patterson Lakes.

VicRoads Submission

A report was prepared and went to the Ordinary Council Meeting on 27 March 2017 to seek Council's approval to acquire land at 2-8 Balcombe Road (known as Doris Stockton Park). VicRoads had previously initiated discussions with Council mid 2016 regarding four parcels of land that they have deemed surplus to their needs. It is noted that the land is currently used as a park and is maintained by Council.

The acquisition of the site at 2-8 Balcombe Road, Mentone has not yet occurred and, mindful the land is still in the ownership of VicRoads, they submitted that it would be inappropriate for Council to prematurely rezone the site to the PPRZ from the Commercial 1 Zone (C1Z).

Following discussions with VicRoads and removal of the site from the Amendment, VicRoads agreed to withdraw their submission. Consequential changes to the Amendment were made to remove reference to the site from the exhibited explanatory report (refer to Appendix 1) and any maps that will be sent to the Minister for approval.

Subject to Council's future purchase of the land at 2-8 Balcombe Road, Mentone, the site would be included in a future anomalies amendment to be progressed by the Strategic Planning Team.

Melbourne Water Submission

One late submission was received on the 20 August 2018, from Melbourne Water. During the course of the Planning Scheme Review 2012, a number of sites including 5 Long Island Point, Patterson Lakes were nominated to be rezoned from GRZ to PPRZ.

Melbourne Water have stated in their late submission that this site is used by their operations staff to provide maintenance around the lakes in addition to providing passive access to the lake. As this site is owned by Melbourne Water and they would prefer it to remain as GRZ (of which the entire area of the lakes reserve is zoned), Council Officers have removed this site from the list of anomalies within the explanatory report (refer to Appendix 1).

With removal of the site at 2-8 Balcombe Road, Mentone, and 5 Long Island Point Patterson Lakes, the total number of sites to be impacted by the Amendment reduced from 267 to 265.

Internal Review

Following a final internal review of all properties, Council Officers have removed any Council owned site that was proposed to be rezoned to Public Use Zone for further consideration. Officers have also removed 5 sites proposed for inclusion in the PPRZ which require further investigation to confirm their current and future status as recreation reserves. The 19 Council owned properties proposed to be removed from the Amendment are listed below:

- Launching Way Reserve, Carrum
- 14 Baxter Avenue, Chelsea
- 13-15 Chelsea Rd, Chelsea
- 8 Chelsea Rd, Chelsea
- 8-12 Northcliffe Rd, Edithvale
- 1 McDonald Street, Mordialloc
- 13 Centreway, Mordialloc
- 27 Chute Street, Mordialloc
- 94 Parkers Rd, Parkdale
- 52-70 Thompson Rd, Patterson Lakes
- Reserve 1, Riverside West, Patterson Lakes
- Reserve, Riverside West, Patterson Lakes
- 8 Cypress Court, Oakleigh South
- 1A Dissik Street, Cheltenham
- 13 Broadchapel Place, Clarinda
- 47-49 Farm Road, Cheltenham
- 19-21 Jacobs Drive, Clarinda
- Rear of 100-116 Howard Road, Dingley (consists of two property parcels)

In addition to the above, three privately owned sites were identified for removal from the current Amendment. In both instances it was the view of officers that further investigation is required to determine the appropriate zone to be applied to address the current anomaly. These sites are:

- 22-36 Bulli St, Moorabbin
- 96-100 Gladesville Boulevard, Patterson Lakes
- 14A/102-114 Gladesville Boulevard, Patterson Lakes

In order to proceed with the amendment in a timely fashion, it was agreed that the 25 sites referenced above would be removed from the current anomalies amendment with a further review to be undertaken to ensure consistency. Should these be required to be rezoned they can be included in the stage two anomalies amendment in 2019. Following these changes, the total number of sites to be corrected has reduced from 267 to 243. The complete list is attached in Appendix 1.

3.4 Options

3.4.1 Option 1

Request that the Minister for Planning approve Amendment C149 in line with the attached explanatory report and updated zoning map. This is the preferred option as the Amendment will correct a range of zoning and mapping errors which will improve the efficiency of the Kingston Planning Scheme.

3.4.2 Option 2

Do not proceed with the Amendment. This is not the preferred option as it would leave Council's Planning Scheme with mapping errors and would not deliver on the adopted outcomes of the 2012 Planning Scheme Review.

4. Conclusion

Amendment C149 seeks to correct 243 anomalies that are in the existing Scheme in line with the adopted Kingston Planning Scheme Review 2012. It is recommended that Council adopt the Amendment and that a request be made to the Minister for Planning to approve Amendment C149.

Appendices

Appendix 1 - Explanatory Report - Amendment C149 (Ref 18/618759)



Author/s:	Sarah Capenerhurst, Principal Strategic Planner
Reviewed and Approved By:	Paul Marsden, Manager City Strategy Jonathan Guttmann, General Manager Planning and Development

8.4

AMENDMENT C149 - ANOMALIES

1	Explanatory Report - Amendment C149	117
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Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

AMENDMENT C149

EXPLANATORY REPORT

Who is the planning authority?

This amendment has been prepared by the City of Kingston, which is the planning authority for this amendment.

The Amendment has been made at the request of the City of Kingston.

Land affected by the Amendment

The Amendment applies to 243 sites throughout the City of Kingston. Council has identified that these sites can be divided into the following categories;

- Council owned reserves (currently not zoned PPRZ) and Council owned land in dual or inconsistent zoning: 208
- Publicly owned sites (Melbourne Water, CFA, MFA): 10
- Privately owned properties with dual zones or inconsistent zone: 10 sites

A mapping reference table is attached at Appendix A to this Explanatory Report.

These 243 sites have been individually listed, with a detailed explanation and are listed by suburb below.

There are also 15 sites which require overlay changes which are listed in the below list under their relevant suburb.

These are:

- 1 Station Street, Aspendale, VIC 3195
- Rear of 440-443 Nepean Highway, Chelsea, VIC 3196
- 466 Warrigal Road, Heatherton, 3202
- Lot 1, Warrigal Road, Heatherton, 3203
- 34 Larnook Cres, Aspendale, VIC 3195
- Mordialloc Creek, Browns Reserve, Aspendale, VIC 3195
- 55 Nepean Highway, Aspendale, VIC 3195
- 16A Canberra St, Carrum, VIC 3197
- 3 Swan Walk, Chelsea, VIC 3196
- 1-3 Lynne St, Chelsea Heights, VIC 3196
- 4 Rimmer St, Mentone, VIC 3194
- 18-36 Levanto Street Mentone, VIC 3194
- 944-954 Nepean Highway, Moorabbin, VIC 3189
- 8-12 Lochiel Avenue, Edithvale, VIC 3196
- 1 The Fairway, Bonbeach, VIC 3196

What the amendment does

The amendment proposes to implement various corrections to the mapping of zones and overlays, in order to resolve anomalies in the Kingston Planning Scheme.

The anomalies include mapping errors, redundant overlay provisions, land affected by multiple zones and land where the zone is inconsistent with its use or ownership.

The amendment proposes to implement the following corrections:

Aspendale

- Rezone 89 Ebb Street, Aspendale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 57 Ebb Street, Aspendale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 6A Gnotuk Avenue, Aspendale, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Update 1 Station Street, Aspendale heritage overlay map as (HO14) to change to Station Street frontage. Incorrectly identified on the current heritage overlay map.
- 34 Larnook Crescent, Aspendale, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed.
- Mordialloc Creek, Browns Reserve, Aspendale, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed.
- 55 Nepean Highway, Aspendale, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed.

Aspendale Gardens

- Rezone 11 Ferntree Grove, Aspendale Gardens from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 19 Clair Court, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 18 Amott Court, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 56A Kearney Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) and Public Use Zone (Schedule 1) to Public Park and Recreation Zone (PPRZ).
- Rezone 17-25 Winners Circle, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 12-14 Kerr Crescent, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 25A Branagan Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 12A Jacqueline Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 47 Nurten Parade, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 44A Branagan Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 18 Atherton Close, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 77-83 Nurten Parade, Aspendale Gardens, from General Residential Zone (Schedule 3) and Public Use Zone (Schedule 1) to Public Park and Recreation Zone (PPRZ).
- Rezone 10-20 Palm Grove Boulevard, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 82-92 Branagan Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 27A Lance Close, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 208 Wells Road, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 35-39 Pacific Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 14-16 Jackie Court, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 21 Denahy Court, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 68-72 Pacific Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 25 Nurten Parade, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15 Wildoer Drive, Aspendale Gardens, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Bonbeach

- Rezone 43-45 Fowler Street Bonbeach, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 86 Mascot Avenue Bonbeach, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 10 Coast Banksia Drive, Bonbeach, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone Rear 12 Mascot Avenue, Bonbeach, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 Coast Banksia Drive, Bonbeach, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 70 Coast Banksia Drive, Bonbeach, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 2-4 Williams Grove Bonbeach as the site is located in two zones (Commercial 1 Zone and General Residential Zone Schedule 2). The site is a four lot development. This address is the common driveway. The site should be located within the General Residential Zone Schedule 2.
- Rezone 1/2-4 Williams Grove, Bonbeach- the site is located within two zones. Incorrectly zoned as part of the commercial precinct to the east. Proposed to remove Commercial 1 Zone and replace entirely within the General Residential Zone Schedule 2.

- Rezone 2/2-4 Williams Grove, Bonbeach- the site is located within two zones. Incorrectly zoned as part of the commercial precinct to the east. Proposed to remove Commercial 1 Zone and replace entirely within the General Residential Zone Schedule 2.
- Rezone 538-539 Nepean Highway, Bonbeach- a small strip of land associated with this site is incorrectly located within the General Residential Zone (Schedule 2). The site is predominately located within the Commercial 1 Zone and should be rezoned accordingly.
- 1 The Fairway, Bonbeach, update the Heritage Overlay Map (HO18) as it is described incorrectly at the Patterson River Country Club.

Carrum

- Rezone 5 Dyson Road, Carrum, from General Residential Zone (Schedule 3 and Schedule 2) to Public Park and Recreation Zone (PPRZ).
- 16A Canberra Street, Carrum, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed

Chelsea

- Rezone 87 Argyle Avenue, Chelsea, from General Residential Zone (Schedule 2) to General Residential Zone (Schedule 3).
- Rezone 3-5 Showers Avenue, Chelsea, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 2 Thames Promenade, Chelsea. Site is the RSL Chelsea, a small portion of the building is located in the General Residential Zone (Schedule 2) along the western boundary. The site should be rezoned into the Commercial 1 Zone.
- 3 Swan Walk, Chelsea, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed
- Rear of 440-443 Nepean Highway, Chelsea, remove the Public Acquisition Overlay (Schedule 3) as the site has already been acquired by Council.

Chelsea Heights

- Rezone 1A Nimrod Rise, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 21 Amaroo Drive, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 50-58 Enterprize Avenue, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 30-38 Sixth Avenue, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 31-33 Talab Court, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 7-9 Endeavour Drive Chelsea Heights, VIC 3196 from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 11A Puffin Close, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 22-24 Linton Close, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 73 Jabiru Drive, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 43-49 Fielding Drive Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 9 Zeus Court, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Lot A (Prop No. 445153) Fielding Drive, Chelsea Heights, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- 1-3 Lynne Street, Chelsea Height, remove Environmental Significance Overlay (ESO) from the site as the tree has been removed

Cheltenham

- Rezone 25 Evergreen Circuit, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 10 Tintern Grove, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 131 Wilson Street, Cheltenham, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 1A Dissik Street, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 27-29 Lorna Street, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15-17 Bettina Court, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Prop #481453 Evergreen Circuit, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 30-32 Blackburn Drive, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1 Evergreen Circuit, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 4A Farm Road, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 50-52 Lincoln Drive, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 22A Hibiscus Avenue, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 5A Snowdon Drive, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 41 Nancy Street, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1 Derring Lane, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2 Booker Street, Cheltenham, from Public Use Zone (Schedule 4) to Public Park and Recreation Zone (PPRZ).
- Rezone 8-12 Judd Parade, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 7-9 Elliott Street, Cheltenham, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 6-18 Stanley Avenue, Cheltenham, from General Residential Zone (Schedule 2) to Activity Centre Zone (Schedule 1) - this applies to only the library and carpark within the northern portion of the site. The playground known as 'Stanley Reserve' is to remain zoned as Public Park and Recreation Zone.
- Rezone 1A Goulbourn Street, Cheltenham, from Commercial 1 Zone to Activity Centre Zone (Schedule 1).
- Rezone 100 Farm Road, Cheltenham from Public Park and Recreation Zone to Green Wedge Zone (Schedule 2) as identified by the Green Wedge Plan 2012.

Clarinda

- Rezone 1-2 Shannon Court, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 11-13 Debbie Close, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26-30 Dalbeattie Drive, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 9 Hendon Court, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8 Tatra Close, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 37-39 Leonard Close, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 53A Schneider Crescent, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 5-9 Drushi Court, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 10 Rosewall Place, Clarinda, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Clayton South

- Rezone 525-529 Clayton Road, Clayton South, from General Residential Zone (Schedule 3) to Public Use Zone (Schedule 1).
- Rezone 13-15 Bemboka Avenue, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 69-79 Springs Road, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 54 Glenelg Drive, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 7-9 Meppel Drive, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 65 Botanic Drive, Clayton South, from General Residential Zone (Schedule 2) and the Public Use Zone (Schedule 4) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve (471649) Botanic Drive, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 12-14 Sheldon Place, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 15 Evergreen Boulevard, Clayton South, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 3-4 Ricki Court, Clayton South, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 123 Rosebank Avenue, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 9-13 Scott Avenue, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 515-521 Clayton Road, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 5-7 Melosa Avenue, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1A Kitson Road, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 64-72 Main Road, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Lot 1 (458553) Main Road, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 136-176 Osborne Avenue, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 5 Larado Place, Clayton South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26A Audsley Street, Clayton South from Commercial 1 Zone to General Residential Zone (Schedule 3).

Dingley

- Rezone 38-40 Wyndarra Crescent, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26-28 Aisha Crescent, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8 Newbridge Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone (454295) Fernhill Drive, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1A Caruana Drive, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2A Wheatland Crescent, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 13-15 Golfwood Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8 Village Drive, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 18-22 Christina Terrace, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 22 Golfwood Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 31-33 Heathland Way, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 22A Holland Avenue, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 41 Kingston Drive, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 10 Heathland Way, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 14 Seaton Drive, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 12-14 Greenwoods Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 18 Cannery Place, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 619-623 Lower Dandenong Road, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 359 Spring Road, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 Golf Links Crescent, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 13A Teralba Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8 Williams Close, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Tree Reserve (451696) Howard Road, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15 Balcombe Place, Dingley Village, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Edithvale

- Rezone 206 Station Street, Edithvale, from General Residential Zone (Schedule 2) to Public Use Zone (Schedule 1).
- Rezone Reserve Randall Avenue, Edithvale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 47A Lochiel Avenue, Edithvale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve 51 Hughes Avenue, Edithvale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 45A Randall Avenue, Edithvale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 3-4 Waters Edge Place from Commercial 1 Zone to General Residential Zone (Schedule 2). Both sites are residential units and have their rear (eastern boundary) secluded private open space incorrectly located within the Commercial 1 Zone.
- Rezone 256-260 Station Street, Edithvale which is a privately run Aged Care Facility. Currently located within the Public Use Zone (Schedule 1) and General Residential Zone (Schedule 3). The PUZ1 should be removed.
- 8-12 Lochiel Avenue, Edithvale- site is affected by both HO47 and ESO3. It is described and mapped incorrectly. Site is St. Columbus Church. Under HO47, it states the wrong address.

Heatherton

- Rezone Reserve at rear of 49-59 Sunmore Close/Barkers Street, Heatherton, from Commercial 2 Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 10 Henry Street, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 105 St Andrews Drive, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 42 San Lorenzo Court, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 74 St Andrews Drive, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 88-90 St Andrews Drive Heatherton, from Road Zone Category 1 Zone and General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 23 Birkdale Avenue, Heatherton from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 16 Augusta Square, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 St Andrews Drive Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 68 St Andrews Drive Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 Muirfield Close, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15 Augusta Square, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15 St Andrews Drive, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve (471409) Augusta Square, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 28 Oakmont Crescent, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 24-30 St Georges Crescent, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 17-23 Cypress Point Parade Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2-6 Sunningdale Way Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Tree Reserve (471285) Pinehurst Way, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8-10 Oakmont Crescent, Heatherton, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2-4 Arco Lane, Heatherton, from Commercial 2 Zone to Public Use Zone (Schedule 1).
- 466 Warrigal Road, Heatherton, remove the Public Acquisition Overlay (Schedule 1) as the site has already been acquired by DELWP on behalf of VicRoads.
- Lot 1 Warrigal Road, Heatherton, remove the Public Acquisition Overlay (Schedule 2) as the site has already been acquired by DELWP on behalf of VicRoads.

Highett

- Rezone 150 Wickham Road, Highett, from General Residential Zone (Schedule 3) to Public Use Zone (Schedule 1).

- Rezone 152 Wickham Road, Highett, a small triangular piece of land located in the south west corner of the site is incorrectly located in the Public Use Zone (Schedule 1). The site should only be located within the General Residential Zone (Schedule 3).
- Rezone 1 McFarlane Court, Highett, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Mentone

- Rezone 200-204 Balcombe Road, Mentone, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1A Phillip Street, Mentone, from General Residential Zone (Schedule 2) to Public Park and Recreation Zone (PPRZ).
- Rezone 22-24 Mentone Parade Mentone, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- 4 Rimmer Street, Mentone, remove Environmental Significance Overlay (ESO) as tree has been removed.
- 18-36 Levanto Street, Mentone, remove Development Plan Overlay (Schedule 3) as this is a redundant control.

Moorabbin

- Rezone 462678 (Property Number) Cooma Street, Moorabbin, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 4 Kingsway, Moorabbin, a small section of the north east corner of the site is incorrectly located within the Industrial 3 Zone. The site is used for industry purposes with a number of warehouses on the site and should be located in the Industrial 1 Zone only. The majority of the site is located within the Industrial 1 Zone.
- 944-954 Nepean Highway, Moorabbin, update Heritage Overlay (HO119) as the site is incorrectly map (Moorabbin Tenpin Bowls site).

Mordialloc

- Rezone 31 Albert Street, Mordialloc, from General Residential Zone (Schedule 2) to Public Use Zone (Schedule 1).
- Rezone Lot 1 (493241) Ashmore Avenue, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2 Duggan Street, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 31 Waratah Avenue Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 59A Brownfield Street Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 Purtell Close, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 34A Purtell Close, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 7-9 Hall Mark Road, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 15 Reckless Lane, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 8-10 Hall Mark Road, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 72-76 Jack Holt Way Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 65-85 Governor Road, Mordialloc, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Oakleigh South

- Rezone 28 Dowling Road, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1A Washington Drive, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 61-65 Dowling Road Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 97 Clarinda Road, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 43A Dealing Drive, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 40A Sherbrooke Avenue Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 548-558 Warrigal Road, Oakleigh South, from General Residential Zone (Schedule 3) to Road Zone (Category 1).
- Rezone 10 Vanessa Court, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 17 Vanessa Court, Oakleigh South, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 57-59 Dowling Road Oakleigh South, from General Residential Zone (Schedule 3) to Public Use Zone (Schedule 1).
- Rezone 1-17 Carroll Road, Oakleigh South, from Special Use Zone (Schedule 2) and Road Zone (Category 1) to Public Park and Recreation Zone (PPRZ).

Parkdale

- Rezone 4A-4B Meribah Court, Parkdale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 275-295, Nepean Highway, Parkdale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 9 Grey Street, Parkdale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 58A Robert Street, Parkdale, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Patterson Lakes

- Rezone 15-17 Harbour Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2A Gladesville Boulevard Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 11 William Salthouse Way Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 48 Wetland Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 14-16 Portal Place Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 56 Wetland Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve Schooner Bay Drive, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 21 Boloka Court Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 30A Snapper Point Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 36 Myola Street, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 31 Arrunga Court, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 16 Manhattan Court Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2A Lagoon Place, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 22 Kalang Court, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 3A Acacia Crescent Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 11 Balarang Court Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 52 Palm Beach Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Reserve 14 Illawong Court, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 9A Erinka Crescent Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 27 Colac Court, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 165 Gladesville Boulevard, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 131 Gladesville Boulevard, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve 3 Wetland Drive, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Use Zone (Schedule 1).
- Rezone Reserve 4 Wetland Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Use Zone (Schedule 1).
- Rezone 42-44 Palm Beach Drive Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2A Shell Court, Patterson Lakes, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

Waterways

- Rezone 28-36 Macquarie Circle, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve (496004) Lake King Circle, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).

- Rezone 22 Macquarie Circle, Waterways, from Public Use Zone (Schedule 6) to Public Park and Recreation Zone (PPRZ).
- Rezone 12-16 Princetown Drive, Waterways, from Public Use Zone (Schedule 6) to Public Park and Recreation Zone (PPRZ).
- Rezone 5-7 Broadwater Drive, Waterways, from Public Use Zone (Schedule 6) to Public Park and Recreation Zone (PPRZ).
- Rezone 5-7 Shoalwater Drive Waterways, from Public Use Zone (Schedule 6) to Public Park and Recreation Zone (PPRZ).
- Rezone 2 Paragon Way, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 1-3 Shoalwater Drive, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 31 Coorong Circle, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 7 Coorong Circle, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 2-36 Tyrrell Terrace Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 3 Mitta Avenue, Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone 26 Portland Place Waterways, from General Residential Zone (Schedule 3) to Public Park and Recreation Zone (PPRZ).
- Rezone Reserve South (495992) Lake King Circle, Waterways, from Public Use Zone (Schedule 6) to Public Park and Recreation Zone (PPRZ).

Strategic assessment of the Amendment

Why is the Amendment required?

The Amendment is required to correct zoning and overlay anomalies and errors that exist within the maps of the current Kingston Planning Scheme.

In order to provide continuous improvement of the Kingston Planning Scheme, practical resolutions of the identified zoning inconsistencies at each of the 246 sites are necessary. Additionally, the corrections will allow for greater consistency with State Policies. The Strategic Planning Unit keeps a record of errors and anomalies that have been identified in the Scheme. All of the anomalies and errors are minor in nature and do not affect the intent of policy or controls.

How does the Amendment implement the objectives of planning in Victoria?

The amendment gives effect to the following objectives of planning in Victoria identified in Section 4(1) of the *Planning and Environment Act 1987*:

- To provide for the fair, orderly, economic and sustainable use, and development of land;

- To secure a pleasant, efficient and safe working, living and recreational environment for all Victorians and visitors to Victoria;
- To protect public utilities and other facilities for the benefit of the community;
- To facilitate development in accordance with the above objectives;
- To balance the present and future interests of all Victorians.

How does the Amendment address any environmental, social and economic effects?

The amendment will not have any significant environmental, social or economic effects, as the amendment is correctional in nature. It will have a slight positive net community impact by enhancing the effectiveness and efficiency of the Kingston Planning Scheme

Does the Amendment address relevant bushfire risk?

There is no bushfire risk identified for the subject land and it is considered that these provisions are not relevant to this amendment.

Does the Amendment comply with the requirements of any Minister's Direction applicable to the amendment?

The Amendment is consistent with *Ministerial Direction 11 – Strategic Assessment of Amendments* under section 7(5) of the Planning and Environment Act 1987.

The amendment is consistent with Ministerial Direction: The Form and Content of Planning Schemes.

The amendment complies with *Ministerial Direction No. 9: Metropolitan Planning Strategy* which requires amendments to have regard to *Plan Melbourne: Metropolitan Planning Strategy*. The amendment also addresses the requirements of *Ministerial Direction No. 11: Strategic Assessment of Amendments*.

Specifically, the amendment will assist in the implementation of the objectives of *Plan Melbourne: Metropolitan Planning Strategy* and the objectives of planning in Victoria, as it will resolve inconsistencies and errors in the Kingston Planning Scheme.

The requirements of *Ministerial Direction No. 1: Potentially Contaminated Land* have also been considered and addressed.

How does the Amendment support or implement the Planning Policy Framework and any adopted State policy?

The amendment supports the Planning Policy Framework (PPF) by implementing corrections to anomalies in the Kingston Planning Scheme. The amendment is corrective in its nature and does not result in any significant changes to the Kingston Planning Scheme, it is therefore considered that the amendment has no significant impact on the implementation of the Planning Policy Framework.

The amendment responds to the Planning Policy Framework as follows:

Clause 11 Settlement- The amendment responds to the need for and as far as practicable, towards the protection of environmentally sensitive areas and natural resources.

Clause 11.02-1S Supply of Urban Land- the amendment responds to the need to ensure the ongoing provision of land supporting infrastructure to support sustainable urban development, by ensuring existing parks and reserves are located in the appropriate zone which gives reassurance to the broader community that these places are to remain as parks/reserves.

Clause 12- Environmental and Landscape Values- The amendment seeks to conserve areas with identified environmental and landscape values.

Clause 15.01- Built Environment- the amendment builds upon the objective to create urban environments that are safe, healthy, functional and enjoyable by protecting public open spaces to support the amenity and attractiveness of Kingston's public realm.

Clause 19.02-6S- Open Space 'The amendment responds to the strategies in this clause by facilitating improvements to the quality of open space and rezoning existing recreational areas into the correct zone (PPRZ), contributing to the long term protections of areas of public open spaces and facilitates to the efficient, long term management and ongoing use of recreational areas and public open spaces.

The amendment is consistent with these objectives as it ensures that the planning controls which apply to land within the municipality are accurate, appropriate and consistent with the SPPF

How does the Amendment support or implement the Local Planning Policy Framework, and specifically the Municipal Strategic Statement?

The amendment supports and will help to implement the following objectives and strategies of the *Local Planning Policy Framework*:

Clause 21.14 – Performance Monitoring and Review by ensuring the Kingston Planning Scheme is responsive to changing local circumstances and new land use opportunities and issues. This requires the Kingston Planning Scheme is to be reviewed at least once every three years. The proposed corrections have been identified through an on-going review of the Kingston Planning Scheme.

Does the Amendment make proper use of the Victoria Planning Provisions?

The amendment is correctional in nature and seeks to resolve anomalies in the Kingston Planning Scheme. All proposed changes to the Kingston Planning Scheme are consistent with the Victorian Planning Provisions. Sites that are nominated to be rezoned have being nominated to the appropriate zone to ensure that the recreational, open space and environmental values of the land are recognised and protected. The application of the PPRZ will accurately reflect the public ownership, current use and conditions of the land.

How does the Amendment address the views of any relevant agency?

Internal consultation occurred between the relevant departments with regards to all Council-owned land and any inconsistencies that should necessitate a zone change. The views of relevant agencies were considered through preliminary consultation and the exhibition as part of the Planning Scheme Review. Further consultation was undertaken through the exhibition of the Amendment with written notification sent directly to relevant agencies.

Does the Amendment address relevant requirements of the Transport Integration Act 2010?

The amendment will not have a significant impact on the transport system, as defined by section 3 of the *Transport Integration Act 2010*.

Resource and administrative costs**• What impact will the new planning provisions have on the resource and administrative costs of the responsible authority?**

It is not anticipated that the amendment will add additional resource costs for Council. The proposed corrections should result in a slight reduction in officer time required for the assessment of planning permit application through removing unnecessary or inconsistent planning controls. Overall this is not expected to result in a significant impact on the resource

Where you may inspect this Amendment

The Amendment is available for public inspection, free of charge, during office hours at the following places:

City of Kingston
Level 1
1230 Nepean Hwy, Cheltenham
www.kingston.vic.gov.au

The Amendment can also be inspected free of charge at the Department of Environment, Land, Water and Planning website at www.delwp.vic.gov.au/public-inspection.

For further information about amendment C149, please contact Sarah Capenerhurst, Principal Strategic Planner, at Kingston City Council on 95814364.

ATTACHMENT A - Mapping reference table

Location	Land /Area Affected	Mapping Reference
Highett	150 Wickham Road "Highett, VIC 3190"	Kingston C149 001znMap01 Approval
Highett	1 McFarlane Court "Highett, VIC 3190"	Kingston C149 001znMap01 Approval
Moorabbin	462678 (Property Number) Cooma Street "Moorabbin, VIC 3189"	Kingston C149 001znMap01 Approval
Heatherton	24-30 St Georges Crescent "Heatherton, VIC 3202"	Kingston C149 Map 02ZN and 05ZN Approval
Clarinda	1-2 Shannon Court "Clarinda, VIC 3168"	Kingston C149 002znMap02 Approval
Clarinda	11-13 Debbie Close "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	26-30 Dalbeattie Drive "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	9 Hendon Court "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	8 Tatra Close "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	37-39 Leonard Close "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	53A Schneider Crescent "Clarinda, VIC 3169"	Kingston C149 002znMap02 Approval
Clarinda	10 Rosewall Place "Clarinda, VIC 3196"	Kingston C149 002znMap02 Approval
Heatherton	Reserve at rear of 49-59 Sunmore Close/Barkers Street "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	10 Henry Street "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	105 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	42 San Lorenzo Court "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	74 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	88-90 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	23 Birkdale Avenue "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval

Location	Land /Area Affected	Mapping Reference
Heatherton	16 Augusta Square "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	26 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	68 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	26 Muirfield Close "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	15 Augusta Square "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	15 St Andrews Drive "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	Reserve (471409) Augusta Square "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	28 Oakmont Crescent "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	17-23 Cypress Point Parade "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	2-6 Sunningdale Way "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	Tree Reserve (471285) Pinehurst Way "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Heatherton	2-4 Arco Lane "Heatherton, VIC 3202"	Kingston C149 002znMap02 Approval
Oakleigh South	28 Dowling Road "Oakleigh South, 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	1A Washington Drive "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	61-65 Dowling Road "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	97 Clarinda Road "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	43A Dealing Drive "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	40A Sherbrooke Avenue "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	548-558 Warrigal Road "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	10 Vanessa Court "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval
Oakleigh South	17 Vanessa Court "Oakleigh South, VIC 3167"	Kingston C149 002znMap02 Approval

Location		Land /Area Affected	Mapping Reference
Oakleigh South, VIC		57-59 Dowling Road "Oakleigh South, VIC, 3167"	Kingston C149 002znMap02 Approval
Oakleigh South, VIC		1-17 Carroll Road "Oakleigh South, VIC, 3167"	Kingston C149 002znMap02 Approval
Clarinda		5-9 Drushi Court "Clarinda, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		525-529 Clayton Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		13-15 Bemboka Avenue "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		69-79 Springs Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		54 Glenelg Drive "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		7-9 Meppel Drive "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		5-7 Melosa Avenue "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		65 Botanic Drive "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		Reserve (471649) Botanic Drive "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		12-14 Sheldon Place "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		15 Evergreen Boulevard "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		3-4 Ricki Court "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		123 Rosebank Avenue "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		9-13 Scott Avenue "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		515-521 Clayton Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		1A Kitson Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		64-72 Main Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		Lot 1 (458553) Main Road "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Clayton South		136-176 Osborne Avenue "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval

Location	Land /Area Affected	Mapping Reference
Clayton South	5 Larado Place "Clayton South, VIC 3169"	Kingston C149 Map 03ZN Approval
Cheltenham	2 Booker Street "Cheltenham, VIC 3192"	Kingston C149 Map 04ZN Approval
Cheltenham	6-18 Stanley Avenue "Cheltenham, VIC 3192"	Kingston C149 Map 04ZN Approval
Cheltenham	1A Goulbourn Street "Cheltenham, VIC 3192"	Kingston C149 Map 04ZN Approval
Mentone	200-204 Balcombe Road "Mentone, VIC 3194"	Kingston C149 Map 04ZN Approval
Mentone	1A Phillip Street "Mentone, VIC 3194"	Kingston C149 Map 04ZN Approval
Mordialloc	72-76 Jack Holt Way "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN and 07ZN Approval
Cheltenham	25 Evergreen Circuit "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	10 Tintern Grove "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	131 Wilson Street "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	1A Dissik Street "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	27-29 Lorna Street "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	15-17 Bettina Court "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	Prop #481453 Evergreen Circuit "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	30-32 Blackburn Drive "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	1 Evergreen Circuit "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	4A Farm Road "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	50-52 Lincoln Drive "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	22A Hibiscus Avenue "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	5A Snowdon Drive "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	41 Nancy Street "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval

Location	Land /Area Affected	Mapping Reference
Cheltenham	1 Derring Lane "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	8-12 Judd Parade "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	100 Farm Road "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Cheltenham	7-9 Elliott Street "Cheltenham, VIC 3192"	Kingston C149 Map 05ZN Approval
Heatherton	8-10 Oakmont Crescent "Heatherton, VIC 3202"	Kingston C149 Map 05ZN Approval
Mentone	22-24 Mentone Parade "Mentone, VIC 3194"	Kingston C149 Map 05ZN Approval
Mordialloc	Lot 1 (493241) Ashmore Avenue "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	2 Duggan Street "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	31 Waratah Avenue "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	59A Brownfield Street "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	26 Purtell Close "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	34A Purtell Close "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	7-9 Hall Mark Road "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	15 Reckless Lane "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Mordialloc	8-10 Hall Mark Road "Mordialloc, VIC 3195"	Kingston C149 Map 05ZN Approval
Parkdale	4A-4B Meribah Court "Parkdale, VIC 3165"	Kingston C149 Map 05ZN Approval
Parkdale	275-295 Nepean Highway "Parkdale, VIC 3195"	Kingston C149 Map 05ZN Approval
Parkdale	9 Grey Street "Parkdale, VIC 3195"	Kingston C149 Map 05ZN Approval
Parkdale	58A Robert Street "Parkdale, VIC 3195"	Kingston C149 Map 05ZN Approval
Dingley Village	38-40 Wyndarra Crescent "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	26-28 Aisha Crescent "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval

Location	Land /Area Affected	Mapping Reference
Dingley Village	8 Newbridge Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	(454295) Fernhill Drive "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	1A Caruana Drive "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	2A Wheatland Crescent "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	13-15 Golfwood Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	8 Village Drive "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	18-22 Christina Terrace "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	22 Golfwood Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	31-33 Heathland Way "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	22A Holland Avenue "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	41 Kingston Drive "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	10 Heathland Way "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	14 Seaton Drive "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	12-14 Greenwoods Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	18 Cannery Place "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	619-623 Lower Dandenong Road "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	359 Spring Road "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	26 Golf Links Crescent "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	13A Teralba Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	8 Williams Close "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Dingley Village	Tree Reserve (451696) Howard Road "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval

Location	Land /Area Affected	Mapping Reference
Dingley Village	15 Balcombe Place "Dingley Village, VIC 3172"	Kingston C149 Map 06ZN Approval
Aspendale	89 Ebb Street "Aspendale, VIC 3195"	Kingston C149 Map 07ZN Approval
Aspendale	57 Ebb Street "Aspendale, VIC 3195"	Kingston C149 Map 07ZN Approval
Aspendale	6A Gnotuk Avenue "Aspendale, VIC 3195"	Kingston C149 Map 07ZN Approval
Edithvale	206 Station Street "Edithvale, VIC 3196"	Kingston C149 Map 07ZN Approval
Mordialloc	31 Albert Street "Mordialloc, VIC 3195"	Kingston C149 Map 07ZN Approval
Mordialloc	65-85 Governor Road "Mordialloc, VIC 3195"	Kingston C149 Map 07ZN Approval
Aspendale Gardens	17-25 Winners Circle "Aspendale Gardens, VIC 3195"	Kingston C149 Map 07ZN Approval
Aspendale Gardens	19 Clair Court "Aspendale Gardens, VIC 3195"	Kingston C149 Map 07ZN Approval
Chelsea Heights	1A Nimrod Rise "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	21 Amaroo Drive "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	50-58 Enterprize Avenue "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	30-38 Sixth Avenue "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	31-33 Talab Court "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	7-9 Endeavour Drive "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	22-24 Linton Close "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea Heights	73 Jabiru Drive "Chelsea Heights, VIC 3196"	Kingston C149 Map 08ZN Approval
Chelsea	3-5 Showers Avenue "Chelsea, VIC 3196"	Kingston C149 Map 08ZN Approval
Edithvale	Reserve Randall Avenue "Edithvale, VIC 3196"	Kingston C149 Map 08ZN Approval
Edithvale	47A Lochiel Avenue "Edithvale, VIC 3196"	Kingston C149 Map 08ZN Approval
Edithvale	Reserve 51 Hughes Avenue "Edithvale, VIC 3196"	Kingston C149 Map 08ZN Approval

Location	Land /Area Affected	Mapping Reference
Edithvale	45A Randall Avenue "Edithvale, VIC 3196"	Kingston C149 Map 08ZN Approval
Waterways	28-36 Macquarie Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	Reserve (496004) Lake King Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	22 Macquarie Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	12-16 Princetown Drive "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	5-7 Broadwater Drive "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	5-7 Shoalwater Drive "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	2 Paragon Way "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	1-3 Shoalwater Drive "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	31 Coorong Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	7 Coorong Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	2-36 Tyrrell Terrace "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	3 Mitta Avenue "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	26 Portland Place "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Waterways	Reserve South (495992) Lake King Circle "Waterways, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	11 Ferntree Grove "Aspendale Gardens, VIC 3196"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	18 Amott Court "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	56A Kearney Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	12-14 Kerr Crescent "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	25A Branagan Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	12A Jacqueline Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval

Location	Land /Area Affected	Mapping Reference
Aspendale Gardens	47 Nurten Parade "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	44A Branagan Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	18 Atherton Close "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	77-83 Nurten Parade "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	10-20 Palm Grove Boulevard "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	82-92 Branagan Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	27A Lance Close "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	208 Wells Road "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	35-39 Pacific Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	14-16 Jackie Court "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	21 Denahy Court "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	68-72 Pacific Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	25 Nurten Parade "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Aspendale Gardens	15 Wildoer Drive "Aspendale Gardens, VIC 3195"	Kingston C149 Map 08ZN Approval
Carrum	5 Dyson Road "Carrum, VIC 3197"	Kingston C149 Map 09ZN and 10ZN Approval
Bonbeach	43-45 Fowler Street "Bonbeach, VIC 3196"	Kingston C149 Map 09ZN Approval
Bonbeach	86 Mascot Avenue "Bonbeach, VIC 3196"	Kingston C149 Map 09ZN Approval
Bonbeach	10 Coast Banksia Drive "Bonbeach, VIC 3196"	Kingston C149 Map 09ZN Approval
Bonbeach	Rear 12 Mascot Avenue "Bonbeach, VIC 3196"	Kingston C149 Map 09ZN Approval
Bonbeach	26 Coast Banksia Drive "Bonbeach, VIC 3197"	Kingston C149 Map 09ZN Approval
Bonbeach	70 Coast Banksia Drive "Bonbeach, VIC 3197"	Kingston C149 Map 09ZN Approval

Location	Land /Area Affected	Mapping Reference
Chelsea	87 Argyle Avenue "Chelsea, VIC 3196"	Kingston C149 Map 09ZN Approval
Chelsea Heights	11A Puffin Close "Chelsea Heights, VIC 3196"	Kingston C149 Map 10ZN Approval
Chelsea Heights	43-49 Fielding Drive "Chelsea Heights, VIC 3196"	Kingston C149 Map 10ZN Approval
Chelsea Heights	9 Zeus Court "Chelsea Heights, VIC 3196"	Kingston C149 Map 10ZN Approval
Chelsea Heights	Lot A (Prop No. 445153) Fielding Drive "Chelsea Heights, VIC 3196"	Kingston C149 Map 10ZN Approval
Patterson Lakes	15-17 Harbour Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	2A Gladesville Boulevard "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	11 William Salthouse Way "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	48 Wetland Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	14-16 Portal Place "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	56 Wetland Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	Reserve Schooner Bay Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	21 Boloka Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	30A Snapper Point Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	36 Myola Street "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	31 Arrunga Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	16 Manhattan Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	2A Lagoon Place "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	22 Kalang Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	3A Acacia Crescent "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	11 Balarang Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval

Location	Land /Area Affected	Mapping Reference
Patterson Lakes	52 Palm Beach Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	Reserve 14 Illawong Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	9A Erinka Crescent "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	27 Colac Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	165 Gladesville Boulevard "Patterson Lakes, Vic 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	131 Gladesville Boulevard "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	Reserve 3 Wetland Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	Reserve 4 Wetland Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	42-44 Palm Beach Drive "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Patterson Lakes	2A Shell Court "Patterson Lakes, VIC 3197"	Kingston C149 Map 10ZN Approval
Bonbeach	2-4 Williams Grove "Bonbeach, VIC, 3195"	Kingston C149 009zn Map09 Approval
Chelsea	2 Thames Promenade "Chelsea, VIC 3196"	Kingston C149 008zn Map08 Approval
Bonbeach	1/2-4 Williams Grove "Bonbeach, VIC 3195"	Kingston C149 009zn Map09 Approval
Bonbeach	2/2-4 Williams Grove "Bonbeach, VIC 3195"	Kingston C149 009zn Map09 Approval
Bonbeach	538-539 Nepean Highway "Bonbeach, VIC 3196"	Kingston C149 009zn Map09 Approval
Edithvale	256-260 Station Street "Edithvale, VIC 3196"	Kingston C149 008zn Map08 Approval
Highett	152 Wickham Road "Highett, VIC 3190"	Kingston C149 001zn Map01 Approval
Moorabbin	4 Kingsway "Moorabbin, VIC 3189"	Kingston C149 001zn Map01 Approval
Edithvale	3 & 4 Waters Edge Place "Edithvale, VIC 3196"	Kingston C149 007zn Map07 Approval
Clayton South	26A Audsley Street "Clayton South, VIC 3169"	Kingston C149 003zn Map03 Approval
Aspendale	1 Station Street, Aspendale Vic 3195	Kingston C149 011d-hoMap07 Exhibition and Kingston C149 012hoMap07 Exhibition

Location	Land /Area Affected	Mapping Reference		
Chelsea	Rear of 440-443 Nepean Highway, Chelsea VIC 3196	Kingston Exhibition	C149	023d-paoMap09
Heatherton	466 Warrigal Road, Heatherton VIC 3203	Kingston Exhibition	C149	024d-paoMap02
Heatherton	Lot 1 Warrigal Road, Heatherton VIC 3203	Kingston Exhibition	C149	024d-paoMap02
Aspendale	34 Larnook Crescent, Aspendale VIC 3195	Kingston Exhibition	C149	016d-esoMap07
Browns Reserve Aspendale	Mordialloc Creek, Browns Reserve Aspendale VIC 3195	Kingston Exhibition	C149	019d-esoMap07
Aspendale	55 Nepean Highway, Aspendale VIC 3195	Kingston Exhibition	C149	019d-esoMap07
Carrum	16A Canberra Street, Carrum VIC 3197	Kingston Exhibition	C149	020d-esoMap10
Chelsea	3 Swan Walk, Chelsea VIC 3196	Kingston Exhibition	C149	021d-esoMap08
Chelsea Heights	1-3 Lynne Street, Chelsea Heights, VIC 3196	Kingston Exhibition	C149	022d-esoMap08
Mentone	4 Rimmer Street, Mentone VIC 3194	Kingston Exhibition	C149	018d-esoMap04
Mentone	18-36 Levanto Street, Mentone VIC 3194	Kingston Exhibition	C149	015d-dpoMap05
Moorabbin	944-954 Nepean Highway, Moorabbin VIC 3189	Kingston C149 013hoMap01 Exhibition		
Edithvale	8-12 Lochiel Avenue, Edithvale VIC 3196	Kingston C149 017d-esoMap07 Exhibition and Kingston C149 014ho Map07 Exhibition		
Bonbeach	1 The Fairway, Bonbeach VIC 3196	Update to the Schedule to Heritage Overlay		

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 8.5

RESPONSE TO COUNCIL ON FENCED DOG OFF-LEASH AREA IN THE SOUTH WARD AND OTHER ANIMAL AND FORESHORE RELATED MATTERS

Contact Officer: Jaclyn Murdoch, Manager Compliance and Amenity
Tim Gray, Acting Team Leader, Statutory Education and Compliance

Purpose of Report

The purpose of this report is to provide Council with information and options in relation to animal related matters, management and compliance functions along the Kingston foreshore area in response to Council's resolution of 22 October 2018.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Undertake community consultation regarding the implementation of fencing the existing dog off-leash area at Iluka Reserve, Aspendale within the South Ward.
2. Provide customers with greater access to free dog-poo bags in civic and other community and animal related facilities.
3. Implement a trial of a dog-poo bag dispenser in a reserve in each Ward.
4. Continue to use the existing supplier for dog-poo bags until a more holistic approach is taken by Council to consider an alternative (such as, compostable) and that this be the subject of further advice to Councillors.
5. Officers undertake industry benchmarking and further consult with South and Central Ward Councillors regarding their expectations on the level of resourcing expected along the Kingston foreshore during the 2019/2020 summer period and provide a report of options back to Council.

1. Executive Summary

This report responds primarily to the Council's resolutions from its Ordinary Meeting of 22 October 2018 whereby Council requested Officers investigate opportunities for improved fenced off leash use of existing reserves within the South Ward.

Council Officers have undertaken a thorough assessment of the options and are comfortable to make the recommendations to undertake consultation regarding Iluka Reserve, Aspendale. The site is central to the South Ward, the size of the area to be fenced is useful for animals and can clearly be demarcated using fencing and signage without conflict between other users of the park, and that it would be the most cost effective of the two options examined.

Further, this report explores opportunities to improve access to dog-poo bags and commits to further exploring the type of bags when Council does a more holistic assessment of its use of similar products in other contexts.

Finally, Officers have been asked to make recommendations regarding increasing current patrolling of the Kingston Foreshore during summer to ensure compliance. Some consultation has occurred with Councillors, however, industry benchmarking and further discussions with South and Central Ward Councillors (given their foreshore interface) is required to ensure that expectations are aligned with what can be delivered.

It is proposed that once further guidance is provided to Officers and benchmarking and employment issues are considered, further advice be provided back to Council in a subsequent report and resourcing considerations (should they change) be incorporated into the 2019/2020 budget for implementation for the upcoming summer period.

2. Background

At the 2017 Councillor Workshop two key objectives were discussed and added to Council's quarterly performance reporting key objectives. The objectives are listed as 4.5.2.2 – explore opportunities for a 24-hour, 7-day dog off-leash beach in the southern part of the municipality, and 4.5.2.3 – review and consult the communities for dog off-leash areas.

Following the workshop, South Ward Councillors asked officers to consider options for a 24-hour dog off-leash area on the foreshore in the South Ward. It was requested that the Edithvale foreshore location between Somme Lane and Bristol Avenue be explored by Officers and presented to Council.

At the Ordinary Meeting of 28 May 2018, Council resolved to pursue the required consultation process for the Edithvale location. The consultation process was extensive, as was the response from the community, both in support and opposing the change.

At the Ordinary Council Meeting of 22 October 2018, Councillors resolved the following:

1. *Council notes the submissions received and thanks all submitters for their responses and feedback.*
2. *That Council not proceed with a 24-hour dog off-leash area at Edithvale Beach.*
3. *That Officers provide a report no later than February 2019 – on the implementation of off-leash fenced areas at non-foreshore reserves within the South Ward of the City of Kingston.*
4. *That Officers provide a report for the implementation of bio-degradable dog poo bag dispensers along the foreshore reserve.*
5. *A report be provided to Council on the feasibility, cost and timelines of a trial of increased patrolling of the Kingston Foreshore during summer to ensure compliance.*

3. Discussion

3.1 Council Plan Alignment

Goal 3 - Our connected, inclusive, healthy and learning community
Direction 3.4 - Promote an active, healthy and involved community life

Pet ownership supports members of our community to lead healthy lifestyles which is aligned directly with this component of the Council Plan.

This report seeks to detail additional opportunities for dogs to be exercised within a fenced off-leash reserve within the South Ward, while also exploring ways of assisting the community to comply with their obligations as responsible pet owners.

3.2 Consultation/Internal Review

Council Officers have explored existing dog off-leash areas to determine the appropriateness of them being fenced. There was a short list compiled based on several factors that were considered, such as the size, topography, sight lines, natural or constructed barriers or obstacles and how the reserve is currently utilised and how/if this would change if fencing was to be installed.

Council Officers presented the short list to South Ward Councillors, seeking feedback on these and any other options that should be explored.

From here, further analysis was undertaken, including consultation with Council's Parks team, resulting in the focus narrowing to two options that will be detailed later in this report. It is also noted that while a statutory notification process is not required (unless the areas change) to fence an existing off-leash area, a consultation process is recommended based on the inclusion of a fence into the design of the reserve. This will ensure that any feedback received can be considered prior to undertaking any physical works within the reserve.

It was considered appropriate that consultation with the immediate residential interfaces and current Iluka Reserve users is undertaken to inform any changes made to the reserve. A similar process would be envisaged and recommended by Officers should any other reserve be nominated for a similar change in circumstances.

3.3 Operation and Strategic Issues

Any new fencing proposed around an existing dog off-leash area will require more regular maintenance to be undertaken by Council's Parks team.

Consideration will need to be given to:

- Drainage and irrigation
- Regular topping levelling
- Funding added to current budget
- Working with Communications and Events Officers to ensure that the local community is aware of the changes to the reserve.

Should Council wish to pursue an option beyond those detailed in this report, particularly if that reserve has not already been designated 'off-leash', there will be a statutory process that would be required to take place. Should Council wish to investigate an option that would require this consideration, further advice can be provided to Councillors.

3.4 Considerations for fencing dog off-leash areas

The size of the reserve is a factor in considering whether to fence a dog off-leash area. In smaller reserves that provide a range of functions, the implementation of a fenced dog off-leash areas allows for multiple uses/users to co-exist.

Fencing is particularly successful where natural boundaries may not be present to delineate an area or separate dogs from other park users. This was successfully achieved in the Reg Marlow Reserve in Mentone

Fencing larger off-leash areas is not a preference of Council Officers. In these spaces, preference is given to blending zones using natural boundaries such as grass mounds, planted vegetation, delineation lines or a landscaping feature. This is complemented with signage to identify the boundaries of an off-leash/on-leash area. Bicentennial Park is a great example of this; containing a large 25,000 square metre off-leash area that is not fenced and works effectively.

While dog owners often prefer fenced areas given concerns that their dog will run away, Officers always encourage dog owners to participate in formal dog obedience training which should be complemented by daily training exercises with their dog prior to utilising an off-leash area. Owners need to be confident that they can control their dog as this is a legal requirement when using designated dog off-leash areas.

3.5 Options for off-leash fenced areas at non-foreshore reserves in the South Ward

The City of Kingston is fortunate to have a variety of off-leash areas across the municipality. In the South Ward, Council currently have seven designated dog off-leash areas in non-foreshore reserves. However, none of these are fenced to the level required for a dog off-leash area and therefore present an opportunity.

These include:

1. Iluka Reserve;
2. Roy Dore Reserve
3. Glen Street Reserve;
4. Nurten Parade Reserve;
5. Amaroo Drive Reserve;
6. Bicentennial Park; and
7. Bonbeach Sports Reserve.

Officers have inspected all seven of the South Ward designated dog off-leash areas in non-foreshore reserves with the view to introducing a fenced dog off-leash area. Based on the analysis undertaken by Council Officers, two reserves were identified as being suitable – Iluka Reserve and Roy Dore Reserve.

Owing to its central location within the Ward, the size of the area to be fenced and that it would be the most cost effective of the two options available, Iluka Reserve has been nominated as the preferred option for a fenced dog off-leash area. However, it is noted that Officers are recommending consultation with the immediate area prior to proceeding.

A short assessment of each dog off-leash area considered is provided below.

1. Iluka Reserve:

Iluka Reserve currently has the south-east section of the Reserve as a large designated off lead area. The site is securely fenced on 3 sides by residential boundaries.

The Local Laws team, in collaboration with the Parks team, have previously considered fencing part of Iluka Reserve, however for various reasons it was not pursued at that time.

In re-considering this option, there are two approaches that could be taken. The first is fencing the existing off-leash area in its entirety or fencing a smaller area within the existing off-leash area.

Council Officers prefer and recommend the first option as this will create a large fully fenced area that will separate all dogs off-leash from the rest of the reserve users. The following aerial photograph is provided with notations as follows:

- The solid **black** line identifies the existing dog-off leash area.
- The **green** dotted line shows the proposed fencing location, allowing for the existing pedestrian path to be outside of this area, thus removing any potential for conflict between park users.
- The **orange** dotted line identifies the area that would need to be removed as a designated dog-off leash area if the fenced area is provided as recommended. This may require a statutory process, including advertising in the Government Gazette and will be explored as required.

A vehicle access gate for Parks staff will need to be incorporated into the fencing. A new dog water fountain is recommended to be installed within the fenced off area.

Given that part of the reserve is already designated 'dog-off leash' (see solid black line) there is no statutory process required to be undertaken in order to fence the existing off-leash area. However, Officers consider it appropriate to undertake consultation to the immediate residential area, including abuttals, by way of a letter drop and some signage within the reserve to ensure that the proposed change can consider any views of local park users.

Estimate of costs to create the fenced off area:

- Fence to location shown in green – approximately 100 linear metres – Estimated cost for supply and install \$20,000
- Furniture – drinking fountain, bins and seats – Estimated cost \$16,000
- Relocation of soccer goals (including foundations and structural supports) currently located within the proposed fenced area - \$5,000
- Total– \$41,000



2. Roy Dore Reserve:

The entire area is currently designated for dog-off leash. In considering fencing this area, it is a large, well utilised area.

With some boundary modifications to the existing designated area, the current dog off-leash area could be turned into a fully fenced dog off-leash area. The changes to the boundaries of the area may need to be gazetted and this will be undertaken by Officers depending on the resolution of Council.

The pedestrian path along one boundary would need to be outside the fenced off area allowing people to walk through the reserve without having to walk inside the off-leash area.

Consideration will need to be given to installing seating, drink fountain and bins.

Estimate of costs to create the fenced off area:

- Fence to location shown in **orange** – Approximately 267 linear metres – Estimated cost for supply and install \$40,000
- Additional fence to separate path (**blue**) approximately 165 linear metres - Estimated cost \$26,000 (recommend this only occurs if required, as people currently access path through zoned off lead area and the 'double' fence of paling residential fence and new fence creates a narrow corridor)
- Option 1: Total (**orange** fence and furniture) – \$60,000
- Option 2: Total (**orange** and **blue** fencing, and furniture) - \$86,000



3. **Glen Street Reserve:**
Officers, in consultation with South Ward Councillors identified this Reserve being suitable for consideration however other reserves, described above were identified as preferable locations. It was acknowledged that fencing all or part of this Reserve could be problematic due to the mixed use of the Reserve (sporting oval).
4. **Nurten Parade Reserve:**
Officers, in consultation with South Ward Councillors identified this Reserve being suitable for consideration however other reserves, described above were identified as preferable locations.
5. **Amaroo Drive Reserve:**
Officers, in consultation with South Ward Councillors identified this Reserve being suitable for consideration however other reserves, described above were identified as preferable locations.
6. **Bicentennial Park:**
Officers do not recommend fencing this Reserve given the previous use of this site (landfill). The size of this reserve is also significant creating less of a requirement to manage competing use activities through fencing. It is complex to provide fencing to the off-leash area due to depth limitations for fence posts. There will be a greater cost to embed fence posts because of the previous use of this land.
7. **Bonbeach Sports Reserve:**
Officers do not recommend fencing this Reserve given the size of the designated off-leash area and mixed use of the Reserve (sporting oval). Creating a fenced off area would impact on the ability for sporting activities to take place.

3.6 Dog poo bag dispensers along the foreshore reserve and alternative solutions

Council currently has an Order under Section 26 of the *Domestic Animals Act 1994* which states that dog owners must carry dog-poo bag to clean up after their animal at all times. Therefore, it is the responsibility of the person walking a dog to carry sufficient dog litter removal bags to be able to remove all dog litter each time a dog defecates. It is an offence not to.

During the 2013 – 2014 summer period, a dog litter bag dispenser was installed near the main car park at the entry boardwalk at the Carrum foreshore. The dispenser contained a roll of free dog litter bags and was a trial only.

There were several occasions when the bags were found strewn along the vegetation and beach areas of the foreshore and in the carpark leading to complaints from residents. In addition to this, the cost and maintenance associated with the installation of dispensers at multiple locations along the foreshore was not considered to be justified given the concerns that they raised.

It was Council Officer's advice previously that dog-bag dispensers may present some challenges following the trial. Consideration has been given to feedback from Councillors about exploring the greater promotion of the availability of bags in a range of both foreshore and non-foreshore locations and exploring advancements in dispensing technology (since the previous trial) to reduce the littering concern.

Officers recommend that Council support expanding the opportunities for residents to collect free bags at community or animal related locations. Council currently provide free samples of biodegradable dog litter bags at all Council Customer Service Centres and Libraries. This could be expanded to include vet practices, lifesaving clubs, foreshore cafes, post offices and any other suitable premises. A trial in each ward with new dispenser technology is also recommended. For instance, given the recommended work at Iluka Reserve, it is the view of Officers that this could be a suitable location for a trial.

3.7 Discussion of options for bio-degradable bags

Research undertaken by Council's Officers, with assistance from Council's Environmental Planning Team has found that there are generally three main choices, including:

- Oxo-Degradable (sometimes just called 'degradable'),
- Compostable, and
- Landfill-Bio-degradable.

Oxo-degradable or degradable bags take 12-24 months to break down, and in Officer's opinion should be avoided as these are often made from petroleum-based plastic that breaks down into small pieces of plastic (arguably creating a bigger environmental issue).

Council's Officers support any compostable or biodegradable bags. They should be made from plant material and comply with Australian Standard EV-013: *Biodegradability of Materials*.

Currently, Council current sources dog-poo bags from 'Bio-Gone Plastics'. Bio-Gone Plastics supply bags that will fully biodegrade away over a few years in a landfill. This means that the plastics will fully decompose under typical landfill environmental conditions much faster than traditional plastics which have an indefinite life span.

These bags will be completely eaten away by natural microorganisms after disposal to a landfill, allowing the contents inside to breakdown. Bio-Gone plastic bags can be recycled with other soft plastics. The additive in the bags does not affect the recycling process and these take anywhere between three to six months to decompose fully. That is much quicker than synthetic counterparts that take several hundred years.

Exactly how long a biodegradable bag takes to break down depends on various factors, such as temperature and the amount of moisture present.

Typically, composting bags break down faster, but only under the right conditions. There are a few compostable corn starch bags being marketed noting that many are available for retail purchase however locating a bulk supplier at an appropriate price has been difficult. It appears that 'Bio Bag' is the main local producer, however, it appears as though the shelf life of this product is approximately 6 months, possibly resulting in the need to order smaller quantities, more frequently.

It is recommended to continue supplying the samples of Bio-Gone Plastics bags that are currently supplied, until Council reviews the use of plastic bags holistically and is of the view to resolve a change in bag type and supplier. This will be the subject of further advice to Council.

3.8 Feasibility, cost and timelines of a trial of increased patrolling of the Kingston Foreshore during summer to ensure compliance

The City of Kingston incorporates approximately 13 kilometres of Port Phillip Bay foreshore, including the largest stretch of unbroken beach in Metropolitan Melbourne.

Council employs a dedicated Foreshore Officer to undertake education and enforcement activities on the foreshore from 1 November – 31 March (summer restrictions) and less frequent patrols during the winter restrictions.

Outside Council's core business hours, Local Laws Officers patrol most weekends Saturday and Sunday, two-up (two people) from 1 November – 31 March, with a minimum of 5 hours in duration for each shift. These hours can be extended if required.

While Local Laws Officers focus on animal related offences (dogs on foreshore, registration, failing to pick up after dog etc.) on the foreshore, they are expected to respond to other offences as they are observed such as littering offences, smoking ban offences etc.

In previous summer periods Local Laws has employed temporary agency staff to be rostered on Saturdays and Sundays to supplement the full time Local Laws staff working on the weekends. The preferred option open to Council would be to employ an additional Foreshore Officer either temporarily or on a permanent basis, and either on a six-month contract or a twelve-month contract, as a trial, to assist the existing Foreshore Officer to provide adequate coverage of the length of the foreshore.

This would come at a cost of between \$38,283.50 and \$44,503.50 for a six-month contract and between \$76,567 - \$89,007 per annum (not including any weekend overtime).

While the above can be implemented for the 2019/2020 summer period, it is preferred that Officers discuss the available options further with South and Central Ward Councillors, given the foreshore interface that each have, to ensure that expectations regarding foreshore resourcing can be met.

To support discussions with Ward Councillors Officers are also undertaking benchmarking of staffing arrangements and summer processes and procedures along the foreshore areas of some other Councils. This will assist with the discussion that can occur between Officers and Councillors to ensure that future work programs and resourcing over future summer periods.

4. Conclusion

4.1 Environmental Implications

Officers believe that there would be minimal environmental implications as dogs are currently permitted to be off-leash in these areas and only minor changes will be required to the alignment of either of the recommended options.

Further, all dog owners are required to pick up after their dog, therefore need to carry adequate litter removal bags. However, Council Officers will provide greater opportunities for these bags to be collected from civic and other community facilities to ensure that there is greater compliance in reserves and along the foreshore. Opportunities for a trial of a dog-poo bag dispenser are also considered as part of this report.

4.2 Social Implications

There are proven health benefits from owning pets including dogs. Dog ownership plays an important role in our community and providing opportunities for dog owners to access open space assists connect people within the community.

In balancing this Council needs to ensure that area provided promotes a safe and healthy environment for all users and dogs. Given the reserve is currently designated off-leash, there is no formal statutory process that needs to be followed to install fencing (other than the reduction in total area/change to the boundary). However, given the number of residential interfaces and two points of access to the reserve, it is recommended to engage with the local community to receive their feedback.

4.3 Resource Implications

There would be a cost to install fences, install furniture, signage and provide appropriate infrastructure (water tap) at current gazetted dog off-leash area. Costs have been included in this report. Council's Parks Department and/or Council's Compliance and Amenity Department will need to be allocated additional budget to carry out the works.

There will also be a resource requirement for the management of a trial of dog-poo bag dispensers and this will be worked through with Council's Parks Team.

Following benchmarking and further discussion with Councillors the resourcing implications of considering changing summer enforcement resourcing will be known.

4.4 Legal / Risk Implications

There are legal/risk implications with animals let off leads in fully fenced off areas. Owners need to maintain responsibility for continual observation of their dog(s) to ensure the dog(s) are under effective control.

**City of Kingston
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The discussions regarding resourcing will need to have regard to existing Occupational Health and Safety procedures regarding any proposed changes.

Author/s: Jaclyn Murdoch, Manager Compliance and Amenity
Tim Gray, Acting Team Leader, Statutory Education and Compliance

Reviewed and Approved By: Jonathan Guttmann, General Manager Planning and Development

9. Community Sustainability Reports

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 9.1

CON18/120 - G.H. SOPPETT PAVILION REDEVELOPMENT - AWARD OF CONTRACT

Contact Officer: Steve Lewis, Manager Community Building
Syed Shah, Capital Projects Officer

Purpose of Report

The purpose of this report is to seek Council approval to award Contract Con 18/120 – G H Soppett Pavilion redevelopment project to the recommended tenderer from the tender submissions received.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Receive the information and note the outcome of the tender assessment process for Con 18/120, as set out in the confidential appendices attached to this report.
2. Agree to award Contract 18/120 – G H Soppett Pavilion redevelopment project for the final adjusted fixed lump sum price of \$5,628,469.00 (exclusive of GST) to 2Construct Pty Ltd.
3. Approve the allocation of a separate contingency allocation, as set out in the attached confidential appendix and delegate authority to the CEO, or his nominee, to expend this allowance to ensure the successful completion of the project.

1. Executive Summary

Tenders have been sought for the redevelopment of the G H Soppett Pavilion and the adjoining Corboys Pavilion, located on Mentone Reserve, via open tender procedure. This report is seeking Council's approval to award Con 18/120 G H Soppett Pavilion redevelopment project to 2Construct Pty Ltd. for an adjusted lump sum price of \$5,628,469.00 (excl. gst). The report outlines the tenders received and the outcome of the tender evaluation process followed to arrive at the recommendations proposed in the report.

2. Background

Officers have now completed detailed design and consultation for the redevelopment of the G H Soppett Pavilion, Mentone. Accordingly, officers have sought tenders via an open tender procedure for the refurbishment of the historic pavilion and for the demolition and redevelopment of the adjoining Corboy Pavilion to support AFL, Cricket and other stakeholders operating from the Mentone Reserve.

Tenders have been received and evaluated and officers are now seeking approval to award Con 18/120 to the contractor considered by the Tender Evaluation Panel to offer best value to Council. Contractors who have submitted tenders have undergone a series of assessments in relation to insurances, experience, organisational capacity, financial status, OHS systems compliance & referee checks.

3. Discussion

3.1 Council Plan Alignment

Goal 1 - Our well-planned, liveable city supported by infrastructure to meet future needs
Direction 1.3 - Infrastructure and property investment for a functional city now and into the future

The proposed refurbishment and redevelopment of the G H Soppett Pavilion and Corboy Pavilion is in direct response to the age and poor condition of the existing buildings and the need to support the ongoing provision of sporting activities from the Mentone Reserve.

3.2 Consultation/Internal Review

Consultation has been undertaken with a wide range of internal and external stakeholders, who have all contributed towards the design of the proposed new facility.

In November 2017, Community consultation event was held on site which was attended by 79 registered attendees. A follow-up mail out to residents in Mentone generated a further written comments from 27 residents. The majority of comments received were supportive and detailed matters have been addressed through the design process.

Subject to approval by Council, officers will provide further information to the general public on the project and its implementation programme.

3.3 Operation and Strategic Issues

3.3.1 Tender evaluation

Tenders closed at 2.00pm on 24 January 2019, at which point nine (9) tender submissions were received from the following contractors: -

<i>Tenders received (in alphabetical order)</i>
2Construct Pty Ltd.
Alchemy Construct Pty Ltd.
Allmore Constructions Pty Ltd.
Ausbuid Constructions Pty Ltd.
Bowden Corporation Pty Ltd.
May Constructions Pty Ltd.
Melbcon Pty Ltd.
Newpol Construction Pty Ltd.

In addition to the above, a further non-conforming tender was received and was excluded from further assessment.

<i>Tender Submissions Received as at close of tender period (excl GST) (in lowest to highest order)</i>
\$ 5,678,469.00
\$6,224,544.00
\$6,267,374.00
\$6,377,526.00
\$6,417,660.00
\$6,459,901.00
\$6,721,808.50
\$6,731,118.00

The Tender Evaluation Panel (TEP) comprised the following Officers:

- Steve Lewis – Manager Community Buildings
- Syed Shah – Capital Projects Officer, Community Buildings
- Troy Lyons – Development Coordinator, Sports & Recreation

In addition to the above, following observers were in attendance during the interview stage:

- Donna Feore – Senior Facilities, Development Planning Coordinator, Community Buildings
- Peter Davis – Board Secretary, Mentone St. Bedes AFC

The evaluation criteria used to evaluate all tenders under Con 18/120 (listed in order of importance) were as follows:

(i) PASS/FAIL Criteria

- Compliance with OHS, Environmental and Insurance requirements
- Financial Capacity of organisation / business
- Proven track record of undertaking projects of similar scale and scope particularly working with Heritage listed buildings.

(ii) Weighted Scored Criteria

- Price / Financial Benefit to Council
- Methodology
- Specific Methodology for works with Heritage Listed Grandstand
- Construction Program
- Resources
- Experience

On completion of the above assessment process, the TEP decided to undertake an interview with the highest scoring tenderer. The short-listed tenderer was asked to identify any errors and/or omissions made within their initial tender submissions:

The following items were identified as errors / omissions:

- Asbestos removal to the existing Corboy pavilion as required in under the Division 6 Hazardous Materials Assessment contained within the tender specifications.
- Irrigation works as per irrigation drawing.
- Corrected Earthwork quantities as per specifications.
- Inclusion of correct Building Management System

In addition, the shortlisted tenderer was asked to identify the potential for any negotiated cost savings on the tendered specification. The following items are savings that can be achieved without negative impact on the building's functionality and performance and to bring the project within available resources:

- Alternative landscaping and paving design
- Reduce extent of wall tiling
- Reduce extent of exterior façade battening
- Supply of an alternate bluestone floor tile
- Alternate kitchen equipment
- Removal of exposed aggregate paving

As a result of the above assessment and negotiations process, the following final adjusted lump price for the (1) short listed tenderer is outlined below, as follows:-

<i>Adjusted Tender Amount – inclusive of all nominated savings, tender options to be accepted and correction of errors/omissions (excl. GST) (in lowest to highest order)</i>
\$5,628,469.00

Based on the revised fixed lump sum offer detailed in this report and the attached confidential evaluation matrix, it is recommended that Council agree to award Contract 18/120 G H Soppett Pavilion Redevelopment project for the revised fixed lump sum price of \$5,628,469.00 (excl. GST) to 2Construct Pty Ltd, on the basis that they provide Council with the best overall value.

A confidential tender evaluation matrix is attached to this report for Councillor information (Appendix 1).

In addition, Council is also asked to approve the allocation of a separate project contingency allowance, as identified in the attached confidential appendix, and to delegate authority to the CEO (or his nominee) to expend this allowance to expedite the successful implementation of the project.

3.3.2 Programme of Works

Subject to Council approval, the redevelopment of G H Soppett Pavilion and adjoining Corboy Pavilion is expected to commence on site during late March 2019 and is anticipated to be completed by mid-2020. The sporting clubs will operate from temporary facilities throughout the construction works, which will be completed in two distinct phases:-

Phase 1 – construction of the new Corboy Pavilion, which is expected to be ready for occupation prior to the commencement of the 2020 AFL season.

Phase 2 – restoration and refurbishment of the G H Soppett Pavilion, which will commence once Phase 1 is complete and be ready for occupation during mid-2020.

4. Conclusion

4.1 Environmental Implications

Relevant site investigations such as soil and vegetation assessments have been undertaken at the outset of the design process for this project. Soil Management costs have been estimated and included within the contract based on the advice received from Council Environmental consultants. Please note however, the full extent of soil management works may not be known until the demolition of the Corboy Pavilion has been completed and further testing carried out.

In addition, the design of the proposed refurbished building has been developed in accordance with Council's adopted Environmental Sustainable Design Policy 2018, which guides the environmental design standards for such Council buildings.

4.2 Social Implications

The refurbished and expanded facilities will provide improved facilities for the Mentone community well into the future.

4.3 Resource Implications

The current approved budget for the redevelopment of the G H Soppett Pavilion project is as follows in the table below:

Budget Allocation	2016/17	2017/18	2018/19	2019/20	2020/21	Total
Council Contribution	\$16,402.00	\$240,966.45	\$3,134,000.00	\$1,110,000.00	\$350,000.00	\$4,851,368.45
State Government Funding			\$600,000.00	\$750,000.00	\$150,000.00	\$1,500,000.00
Clubs Contribution					\$100,000.00	\$100,000.00
Green House Reduction through Solar			\$15,000.00			\$15,000.00
Remo Street Encroachment		\$19,572.00	\$304,500.00			\$324,072.00
TOTAL	\$16,402.00	\$240,966.45	\$4,053,500.00	\$1,860,000.00	\$600,000.00	\$6,790,440.45

A breakdown of the total project expenditure for the G H Soppett Pavilion redevelopment project, based on the award of Contract 18-120 as recommended, is included as a confidential appendix to this report for Councillor information (Appendix 2).

Subject to Council agreeing to award Con 18-120 to the recommended tenderer, all anticipated project expenditure can now be met from within the above approved resources.

4.4 Legal / Risk Implications

Failure to provide appropriate community infrastructure is likely to have reputational risks for Council and will impact on future residents needs in this part of the municipality.

As mentioned above, Soil Management issues may be encountered on site based on the outcome of soil analysis. Whilst provision has been made in the contract specifications, the full extent of soil management works may not be known until the demolition of the Corboy Pavilion has been completed and further testing carried out.

In addition to the above, the GH Soppett Pavilion is a local listed Heritage Building and requires significant care and attention during the undertaking of works. Significant survey and investigation works have been undertaken with the assistance of heritage consultant. This has enabled the tender project scope to be developed with the benefit of high degree of due-diligence. Please note however, the potential for latent conditions being discovered during the restoration works will be an ongoing risk that will require management throughout the construction process.

Appendices

Appendix 1 - Con 18/120 Tender Evaluation Matrix (Ref 19/24103) - Confidential

Appendix 2 - CON-18/120 Financial Breakdown (Ref 19/24251) - Confidential

Author/s: Steve Lewis, Manager Community Building
Syed Shah, Capital Projects Officer

Reviewed and Approved By: Mauro Bolin, General Manager Community Sustainability
Steve Lewis, Manager Community Building

10. City Assets and Environment Reports

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.1

PARKDALE TENNIS CLUB - PAYMENT OF CONTRIBUTION TOWARDS COURT RESURFACING WORKS

Contact Officer: Troy Lyons, Sport & Recreation Development Coordinator

Purpose of Report

This report presents the updated discussions held with Parkdale Tennis Club in which the Club is requesting for Council to waive or reduce its \$50,000 contribution to the upgrade of three tennis courts at Gerry Green Reserve, Parkdale.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Write to the Parkdale Tennis Club requesting payment of its financial commitment of \$50,000 towards the renewal of 3 existing tennis courts.
2. Note and accept Parkdale Tennis Club's revised offer for a lump sum payment of \$25,000 by 30 March 2019 as outlined in appendix 3.
3. Negotiate a payment plan and execute a funding agreement with the Parkdale Tennis Club for the remaining \$25,000, with all payments to be received by 30 June 2020.

1. Executive Summary

Council officers have met with the Parkdale Tennis Club (the Club) on several occasions and exchanged numerous items of correspondence relating to the outstanding commitment of \$50,000 towards the court redevelopment project completed in 2017. The Club currently enjoy access and use of the tennis court facilities at Gerry green Reserve, Parkdale.

The Club has subsequently maintained its position of seeking a waiver or significant reduction. The Club suggests if it is to repay the \$50,000, this would force the Club into trading insolvent. Council has made repeated attempts to the Club requesting it substantiate its claim for financial hardship. To date no formal supporting evidence or documentation has been submitted, with the only explanation being the Club's desire to use its funds to undertake further club-initiated facility developments. Consequently, officers have invoiced the Club for its \$50,000 contribution in November 2018.

The Club's financial accounts (31 December 2018) demonstrate it is in a strong financial position, including reported cash assets of \$101,864.43. The Club has a reported liability of \$71,826.23 (presumably for the repayment of the Tennis Victoria loan for a recent outdoor decking development. It is understood that repayments for this liability are split into \$2,745 quarterly payments over an eight-year period). The Club's financial accounts indicates that it has sufficient cash reserves to meet the financial commitment made to Council. There are unexplained inconsistencies with the Club's financial reporting (refer Appendix 4,5 and 6), particularly the treatment of a \$50,000 of outstanding loans/commitment (liability) to Council (as of the 31 January 2018), which does not appear in the 31 December 2018 Balance Sheet report.

Considering the Club incurring more than expected costs with a recent decking project, the establishment of a re-payment plan can be considered a compromise acting in good faith to ensure the Club can continue to maintain its financial security.

As the Club's request for a waiver or significant reduction of its financial commitment is not supported by compelling rationale i.e. financial hardship, it is appropriate that the Club make full payment of the outstanding amount. In support of the Club, it is recommended that the \$50,000 commitment is split the payments into the below repayment plan:

- a \$25,000 lump sum to be paid before the 30 March 2019; and
- all remaining payments (totalling \$25,000) due by the end of the 30 June 2020, which is in line with the time specified (16 months) in the unpaid rent process in Council's Lease and License Policy (2018).

2. Background

Council, in partnership with State Government and the Parkdale Tennis Club undertook a 3-court resurfacing project in 2016/17.

During the design process the site was assessed as much more complex and the estimated cost for development was expected to be much more than the initial estimated project cost of \$350,000. In recognition of the increased project costs, (total \$800k) Council's commitment to complete the project was \$650,000 and the Club agreed to increase its contribution from \$30,000 to \$50,000 combined with a Sport and Recreation Victoria Grant of \$100k. While a formal funding agreement was not executed with the Club for payment of its \$50,000 contribution, the Club's commitment was made via a letter as set as Appendix 2.

The upgrading of the 3 courts was completed in 2017 with the Club access returned for training and competitive purposes. The courts are also hired and attract strong use from non-club members through the online 'book a court' facility. (Tennis Victoria advise that the Club is ranked the fifth highest 'book a court' facility in 2018). As the works have been completed payment of the Club's agreed funding contribution has been requested by officers.

The Club have also undertaken additional improvements to the tennis club facilities, with a priority item being the construction of a large deck at the front of the clubhouse at an estimated cost of \$150,000.

Whilst the decking project has enhanced the clubhouse and provided improved amenity for users, officers did not see the decking project as a priority project. During the court upgrade process Council officers proposed several alternative treatments to address the entrance, however, the Club's preference was to pay for and construct a timber deck for the purpose of viewing and improved access. It is understood that the decking was financed with a loan from Tennis Australia (reported by the Club as an \$80,000 loan) and Club funds.

The Club has also met several unforeseen expenses during the last 24 months relating to burglaries and fencing renewal.

A chronological summary of events relating to upgraded tennis courts and decking project is set out as Appendix 1.

3. Discussion

3.1 Council Plan Alignment

Goal 23 - Our connected, inclusive, healthy and learning community
Direction 2.5 – Provide for a variety of sport and recreation opportunities across Kingston through the sport and leisure strategy

3.2 Consultation/Internal Review

Council has undertaken extensive consultation with the Club over the course of the development and implementation of the tennis court upgrade project and has also provided advice to the Club regarding its decking project, including information on architects, structural engineers and builders who could assist in completion of the decking project.

3.3 Operation and Strategic Issues

3.3.1 Discussions with the Club over past 12 months

Several meetings have been held with the Club over the past 12 months to bring a resolution to this matter:

- 2 July 2018

At this meeting the Club advised Council of several additional facility improvements they wish to pursue within the short term. Officers took these items on notice and provided a consolidated response following the meeting. Advice was provided to the Club that Council is open to reviewing and considering enhancement projects the club wants to do in the future on a case by case basis and can provide support to facilitate any further grants that may become available.

The payment for the Club's \$50,000 commitment was discussed and it maintains the position of not being able to meet this payment due to financial hardship.

Supporting evidence was requested from the Club to substantiate its financial hardship claim, however no specific financial information was forthcoming.

- 17 December 2018

The Club provided its account of the timeline of events and maintains its position of seeking a reduction or waiver for its \$50,000 contribution. The matter was to be referred to a Councillor briefing, which occurred 4 February 2019.

Through meetings with representatives from the Club it has claimed many other operational items that have impacted upon their operating costs and financial position. Council officers have supported the Club's claim for reimbursement for the following items:

**City of Kingston
Ordinary Meeting of Council**

Agenda

25 February 2019

Item	Cost	Comment
Sports lighting globe repairs	\$1,220	Waiting for the Club to submit Certificates of Electrical Safety before authorising payment.
Utility bill usage of portables for Cliff Sambell Pavilion (used to support the pavilion redevelopment)	\$6,005.76	Payment authorised paid to the Club in first week of February 2019.
TOTAL	\$7,225.76	

- 20 January 2019

The club provided a court and deck project timeline (Appendix 3) following a meeting with members of the executive and Mayor. The email recommends reducing the funding commitment to \$25k and reinvesting \$25k into other projects

3.3.2 Club's desire to undertake additional facility improvements

The Club has maintained its position that meeting the \$50,000 commitment to the upgrade of 3 courts and costs for the deck will leave limited funding to meet operational expenses and prevent future facility development projects. The Club, like many other local sporting clubs aspires to provide the best facilities possible for its members. Whist officers are supportive of this aspiration, and each of these projects has merit, the Club's request for a waiver appears to be motivated by the desire to complete other initiatives, rather than financial hardship. This does not present a strong proposition for Council's support. Simply put, the Club could prioritise its funding commitment to Council and therefore delay the other works until a later time.

Please see below a list of other known facility related improvements the Club is seeking to pursue within the short term.

Item	Responsibility	Approximate cost
Installation of split system for air conditioning and heating.	Advice provided to the Club is that funding is not identified within Council's 2018/19 budget for any improvements to heating and cooling. If the Club wanted to fast track this development, Council would support the Club self-funding these upgrades through its reserves or grants.	\$15,000
Fencing repairs/replacements	As per the Club's lease agreement, internal fencing is a club funding responsibility. Officers have facilitated inspection by a fencing contractor to ensure fences are structurally sound.	\$10,000
Security system	Shared. Alarm and monitoring system to be funded by the Club.	\$1,000

**City of Kingston
Ordinary Meeting of Council**

Agenda

25 February 2019

Item	Responsibility	Approximate cost
	Council has fitted 2 security cameras to help deter future break-ins.	
Additional landscaping	Club. Areas are within leased boundary and are for the exclusive benefit of club members, all improvements to be funded by the Club.	TBD
Various pavilion improvements	Council to assess condition, priority ranking and need for renewal.	TBD

4. Conclusion

4.1 Environmental Implications

Not applicable

4.2 Social Implications

The waiving of the Club's contribution creates a problem with equity with other clubs who have made and kept commitments to contribute to Council projects. The waiving of this fee would also not create a good precedent regarding seeking guaranteed club contributions for other facility development projects in the future.

4.3 Resource Implications

The Club's 2018 statement of financial position is set out as Appendix 4. The Report demonstrates the club has sufficient cash reserves of \$101,864.43.

As part of the 31 December 2018 report, the Club has not listed the \$50,000 commitment to Council as a current liability. Interestingly, the Club's \$50,000 commitment was listed on the Club's 31 January 2018 Statement of Financial Position, refer Appendix 6. This inconsistent financial reporting raises concerns regarding the accuracy of financial information provided to Council.

As the Club's contribution is considered as project income, a waiver or reduction in contribution or repayment plan would require some level of minor adjustment to Council's capital works budget.

The Club has not provided Council due consideration regarding the payment of the financial contribution owed by the Club.

4.4 Legal / Risk Implications

Should Council agree to waiver or reduce the Club's funding commitment there may be other clubs/community groups that may also seek the same consideration of Council.

Appendices

- Appendix 1 - Chronology of Parkdale Tennis club decking project (Ref 18/27951) [↓](#)
- Appendix 2 - Letter of increased financial contribution - Parkdale Tennis Club resurfacing project (Ref 16/109667) [↓](#)
- Appendix 3 - Parkdale Tennis Club - Final position - January 2019 (Ref 19/16270) [↓](#)
- Appendix 4 - Parkdale Tennis Club Inc - Balance Sheet Dec 2018 (Ref 19/31433) [↓](#)
- Appendix 5 - Parkdale Tennis Club Inc - Profit and Loss_Dec 2018 (Ref 19/31432) [↓](#)
- Appendix 6 - Parkdale Tennis Club - 2018 Financial report (Ref 19/28893) [↓](#)

Author/s: Troy Lyons, Sport & Recreation Development Coordinator
Reviewed and Approved By: Mark Stockton, Team Leader Sport and Recreation
Bridget Draper, Manager Active Kingston
Daniel Freer, General Manager City Assets and Environment

10.1

PARKDALE TENNIS CLUB - PAYMENT OF CONTRIBUTION TOWARDS COURT RESURFACING WORKS

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Chronology of Parkdale Tennis club decking project

Date	Action
June 2014	Council applies for funding under the Community Facility Funding Program for resurfacing of 3 courts at Parkdale Tennis Club for an estimated cost of 350,000. Parkdale tennis club agrees to contribute 30,000 towards the project (Council Minutes)
27/10/2014	Minister for Sport announces Council has been successful in receiving \$100,000 from State Government for court resurfacing project at Parkdale tennis Club (Trim 14/143655)
19 /9/2016	Council accept tender form Contek Construction for resurfacing of courts at Parkdale for sum of \$675,973.85, refer an additional allocation of \$397,000 to the midyear budget review to fund the associated works and accept Parkdale tennis Clubs additional funding contribution of \$20,000 (total contribution of \$50,000) towards the project. (Council Minutes)
17/10/2016	Club advises that they no longer need area in front of clubhouse to be concreted as part of Parkdale tennis club court project. " The area can still be cleared, levelled and crushed rock put down but it will be much easier and more cost effective to leave this area without a top layer of concrete. The club at its expense will install timber decking over this area."(Trim 18/27641)
7/11/2016	Contractor commences work on site on resurfacing of 3 courts at Parkdale tennis club
12/1/2017	Club appoint architect Mark Tyquin and structural Engineer Geoff Nixon to undertake plans detailed design and documentation for decking project
17/1/2017	Club commence AIP process for club decking project
24/1/2017	Advise club that a planning permit will be required by the club to undertake works on club decking project
10/2/2017	AIP issued to club for decking project subject to conditions including club obtaining a building and planning permit (Trim 17/15867)
20/2/2017	Club received detailed quotation from builder in relation to the project - initial budgets are over 100k over the clubs budget for the project. Club have budget of 130k for everything and cheapest quote has come in at \$250,000. Club has asked builders to look for savings
23/2/2017	Natalie Sherriff club president meets with Council staff to discuss costs for decking project. Advised Council has no additional funding and advised to seek funding through grant programs or from Tennis Vic/Tennis Australia or possible scale down project or undertake in stages subject to funding



ABN: 79 188 294 065
Postal Address: PO Box 472, Mentone 3194
Residential Address: Imes Street, Parkdale 3195
Email: info@parkdale.com.au

17th August, 2016

City Of Kingston
PO Box 1000
Mentone VIC 3199

Attention: Troy Lyons

Dear Troy

Further to your meeting with Colin Crawford and Victoria Evers last week, regarding the redevelopment of Parkdale Tennis Club (PTC), the PTC Committee met on 15th August, 2016 and agreed to increase the PTC donation to \$50,000.00, based on the following terms:

- All three courts (7, 8 & 9) will be upgraded to synthetic courts.
- As per the previous agreed terms, 50% donation (\$25,000) on signing of the contract and 50% donation (\$25,000) on completion of the project.

We look forward to your favorable response on the project proceeding forward.

Yours faithfully

Natalie Sherriff
President Parkdale Tennis Club

Kaye Faulks
Secretary Parkdale Tennis Club

Parkdale Tennis Club

www.parkdaletennis.com.au



ABN: 17 954 881 637
Postal Address: PO Box 472, Mentone 3194
Residential Address: Imes Street, Parkdale 3195
Email: info@parkdale.com.au

20th January, 2019

City of Kingston
1230 Nepean Highway
Cheltenham VIC 3194

Attention: Mr Daniel Freer

Dear Daniel

Further to our meeting with Kingston Council on the 17th December, 2018 please find attached the Court and Deck Project Timeline as requested.

Should you require further information please do not hesitate to contact me.

Yours faithfully

A handwritten signature in blue ink, appearing to read 'N. Sherriff', is written over a white background.

Natalie Sherriff
President
Parkdale Tennis Club

cc: Kaye Faulks – PTC Secretary
Peter Richards – PTC Secretary
Victoria Evers – Committee

Parkdale Tennis Club
www.parkdaletennis.com.au



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Parkdale Tennis Club (PTC) Court and Deck Project Timeline

- 2015 Project estimation by Kingston City Council (KCC) to convert 3 courts from entecar to synthetic courts (court project) was \$400K, with agreement that PTC would contribute \$25K and develop (at PTC's expense) the deck, verandah and stairs at an estimated cost of \$80-100K.
- May 2016 KCC received confirmed quotations confirming cost of court project increased from \$400K to \$800K and requested PTC to increase contribution from \$25K to \$50K due to the increased costs
- August 2016 PTC confirmed to KCC that they would increase the contribution to \$50K due to KCC increased confirmed quotes
- February 2017 PTC obtained confirmed quotes for the deck project which increased from the estimated \$96K to \$248K.
- March 2017 PTC Executive Committee met with KCC regarding the increased costs for the deck project to seek assistance and proposed to divert the \$50K into the deck project or reduce the contribution to \$25K.
- March 2017-October 2017 the PTC Committee revised the drawings and obtained quotes for the deck project on 3 occasions as part of due diligence to scale back the project to reduce costs to a minimum.
- October 2017 PTC obtained a confirmed quote of \$150K for the deck project. The total cost including, drawings and permits was \$169K
- November 2017 PTC reviewed financial position and determined we could not fund the deck project and still be a viable concern. A decision was made by the Committee to seek a loan of \$80K from Tennis Australia which was approved December 2017.
- January 2018-April 2018 building contract was signed and the deck project was completed.
- The total project cost for the courts and the deck was \$970K. With the requested \$50K this would take the PTC contribution to the whole project to \$219K, which represents 23%.
- The KCC lease requires PTC to be a viable entity and requires PTC to maintain the operation of the club and the facility, requiring considerable operating funds. If KCC compels PTC to pay \$50K we will be technically insolvent as our equity position would be negative.

Parkdale Tennis Club

www.parkdaletennis.com.au

- By reducing the contribution to \$25K the PTC will look at reinvesting funds to further improve the PTC such as:
 - Airconditioning/Heating
 - Replace fences
 - Security system
 - Access to toilets for public use
 - Landscaping
 - Pavilion improvements

In Conclusion:

We have 4-500 people through the venue each week, including schools, coaching, pennant tennis, social night tennis and now with Book a Court the general public have access to the facility. Going forward we would like to ensure the longevity of the club for years to come.

Parkdale Tennis Club

www.parkdaletennis.com.au

Balance Sheet

Parkdale Tennis Club Inc

As at 31 December 2018

Cash Basis

31 DEC 2018

Assets

Bank

Investment Account	40,124.93
Operating Account	62,109.50
Total Bank	102,234.43

Current Assets

Accounts Receivable	(370.00)
Total Current Assets	(370.00)

Total Assets 101,864.43

Liabilities

Non-current Liabilities

Loan	71,826.23
Total Non-current Liabilities	71,826.23

Total Liabilities 71,826.23

Net Assets 30,038.20

Equity

Current Year Earnings	(121,224.06)
Retained Earnings	151,262.26
Total Equity	30,038.20

Profit and Loss

Parkdale Tennis Club Inc For the 11 months ended 31 December 2018 Cash Basis

FEB-DEC 2018

Trading Income

Book-a-Court (Stripe Fees)	9,656.82
Club Tournament Fees	1,182.00
Coaching Court Use	4,894.00
Court Hire	1,605.60
Drinks & Bar Sales	3,495.50
Drinks & Bar Sales - Friday Morning	8.50
Drinks & Bar Sales - Thursday night	13,482.30
Drinks & Bar Sales - Tuesday Night	4,078.00
Drinks & Bar Sales - Wednesday Night	5,261.90
Family Membership Fees	4,055.00
Fund Raising	6,092.70
Interest Received - Bendigo Account	124.93
Interest Received - ING Account	354.32
Junior Membership Fees	1,537.50
Senior Membership Fees	12,304.55
Team Fees	200.00
Team Fees - Friday Morning	3,272.00
Team Fees - Thursday Night	14,873.35
Team Fees - Tuesday Night	9,119.00
Team Fees - Wednesday Night	11,284.50
Unreconciled Income	3,158.60
Total Trading Income	110,041.07

Cost of Sales

Court Maintenance	5,081.75
Electricity	8,607.57
Junior Supervisor	1,000.00
Junior Tournament Expenses	180.00
Night Tennis Expenses	15,672.10
Registration & Affiliation Fees	2,835.00
Tennis Balls	4,936.80
Trophies & Keys	1,286.40
Water charges	2,853.50
Total Cost of Sales	42,453.12

Gross Profit 67,587.95

Operating Expenses

Bank Fees	704.70
Cleaning	352.00
Club Equipment	1,878.20

Profit and Loss

	FEB-DEC 2018
Clubhouse Repairs and Maintenance	8,129.25
Consulting & Accounting	382.50
Drinks and Bar Supplies	11,922.81
Gas	598.89
Kitchen Supplies	249.00
Legal expenses	214.20
Miscellaneous Expenses	350.84
New Deck	159,497.22
Postage, Printing & Stationery	269.44
Rent	1,879.82
Socials & Open Day Expenses	2,383.14
Total Operating Expenses	188,812.01
Net Profit	(121,224.06)

PARKDALE TENNIS CLUB INC
ABN 79 188 294 065

Statement of Receipts & Payments
For Year ended 31st January 2018

PAYMENTS	2016/17	2017/18	RECEIPTS	2016/17	2017/18
Match/Competition Expenses			Memberships	\$18,795	\$18,568
Electricity	\$5,481	\$3,092	Team Fees	\$810	\$700
Registration/Affiliation Fees	\$2,560	\$2,625	Court Usage		
Junior Supervisor	\$500	\$1,540	Night Comp	\$41,326	\$39,753
Tags, Keys & Trophies	\$2,691	\$883	Coaching	\$3,700	\$5,847
Tennis Balls	\$5,147	\$3,391	Junior Tournament	\$20	\$0
Night Tennis Expenses	\$21,690	\$22,205	Court Hire/visitors/lights	\$4,351	\$6,612
Water charges	\$3,984	\$3,424		\$49,397	\$52,212
	\$42,053	\$37,160	Other Receipts		
Maintenance	\$12,053	\$6,970	Court Keys	\$45	\$209
Clubhouse Expenditure			Drinks & Bar	\$18,189	\$20,126
Bar & Drinks	\$9,265	\$11,482	Fundraising	\$4,216	\$3,668
Cleaning	\$8,074	\$6,732	Sponsorship	\$2,000	\$0
Gas	\$526	\$697	Merchandising	\$110	\$0
Insurance	\$1,302	\$1,592		\$24,559	\$24,003
Kitchen Supplies	\$292	\$135	Total Operations Receipts	\$93,561	\$95,513
	\$19,459	\$20,639	Investment Receipts		
Honorariums	\$165	\$0	ING	\$2,751	\$2,157
Sundry Expenditure			Tennis Aus Loan Drawdown		\$80,000
Rent	\$987	\$1,808	Total Receipts	\$96,312	\$177,670
Postage	\$200	\$441			
Socials/open day etc	\$39	\$434	OPERATING SUMMARY		
Clubhouse/improvements	\$3,054	\$26,454	Total Receipts	\$96,312	\$177,670
Merchandise	\$0	\$0	Total Payments	\$80,716	\$94,798
Miscellaneous	\$2,706	\$893	Net Surplus (Deficit)	\$15,596	\$82,872
	\$6,986	\$30,029			
Total Payments	\$80,716	\$94,798			

PARKDALE TENNIS CLUB INC.
Statement of Financial Position
as at 31st January 2018

Assets		2016/17	2017/18
Members Funds			
Balance as at the beginning of financial year		\$132,794	\$148,389
Add excess receipts/payments		\$15,596	\$82,872
		\$148,389	\$231,261
Represented by			
ING Direct		\$147,334	\$140,490
Bendigo Club Cheque A/C		\$1,056	\$90,771
		\$148,389	\$231,261
Liabilities			
Outstanding Loans / Commitments			
Tennis Australia - Facility Loan Scheme		\$0	\$80,000
Kingston Council		\$50,000	\$50,000
		\$50,000	\$130,000
		\$98,389	\$101,261
NET ASSETS			
Members' Equity		\$98,389	\$101,261
Accumulated Surplus		\$98,389	\$101,261
TOTAL MEMBERS' EQUITY		\$98,389	\$101,261

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.2

RESPONSE TO NOTICE OF MOTION 4/2019 - CHAIN OF PARKS TRAIL

Contact Officer: David Shepard, Acting Manager Parks and Recreation

Purpose of Report

The purpose of this report is to provide Council with a response to the resolution on the Notice of Motion 4/2019 – Chain of Parks trail.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council commence a procurement process to engage a suitably qualified consultant to develop detailed plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and wildlife corridors and undertake community consultation in accordance with the project brief (Appendix 5) attached to this report.

1. Executive Summary

This report provides a response to Notice of Motion 4/2019 – Chain of Parks trail. At the Ordinary Council Meeting of 29 January 2019, it was resolved:

That a report be prepared for the February Ordinary Meeting of Council regarding:

- 1. Engaging an environmental planner or ecological consultant to develop plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and for wildlife corridors, as requested in Council's July 2017) resolution to implement Kingston's 2012 Green Wedge Management Plan, (attached) along similar lines to the Fauna Linkages report commissioned by Frankston Council (Link attached).*
- 2. Considering engaging the same consultant that has been engaged to review Kingston's Green Wedge Management Plan or alternatively the consultant that was engaged by Frankston Council for the Fauna Linkages report.*
- 3. And that community consultation be included as part of the plan development.*

This report recommends that a suitably qualified consultant is engaged to develop detailed plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and wildlife corridors. Once a draft plan is developed and approved by Council key stakeholders will be consulted prior to the plan's incorporation into the work being progressed by Ethos Urban to review Kingston's Green Wedge Management Plan.

2. Background

2.1 Current Green Wedge Projects

In 2012 Council adopted its Green Wedge Management Plan which sets out 138 action items for implementation covering the broad headings of Environmental Qualities, Land Use and Access & Movement. Since that time, Officers have been working through the implementation of these action items, with regular reporting provided to Council on their status. The most recent action item report from 2016 is provided at Appendix 1.

Falling under these broad headings are a range of items that have been completed or progressed significantly including:

- Opening of Spring Road Reserve (32 Hectares of open space).
- Conversion of Council's Elder St land to open space (4.3 hectares of open space) with top soil currently at tender phase.
- Development of a landscape plan for Victory Rd and S173 Agreement for works to be undertaken on Council's behalf.
- Delta site sports field feasibility study underway.
- Barker and Henry Street trail works.
- Elder Street footpath/trail works.
- Roadside vegetation planting and improvements, including Dingley Bypass advocacy.
- Council led advocacy through the Mordialloc Freeway Environmental Effects Statement Process including the commissioning of a detailed visual and landscape design peer review outlining Council expectations for design, landscaping, trail linkages and tree planting.
- Land acquisitions in Victory Road.
- Implementation of sports field investigation Notice of Motion (2016).
- Information brochure distribution to residents (Appendix 2).
- State Election promise to implement Chain of Parks through PAO activation (Appendix 3).
- Grant funding received from DELWP to investigate the provision of a recycled water pipe as part of the Mordialloc Freeway project to support water users within and immediately surrounding the Green Wedge.
- Appointment of Ethos Urban to undertake a review of the Kingston Green Wedge Management Plan.

Further detail on key projects as outlined above is provided in Section 3 below.

2.2 Council Notice of Motion No. 4/2019 – Cr West – Chain of Parks Trail

With a significant body of work either underway or already completed by officers as outlined above, at its Ordinary Council Meeting 29 January 2019 Council resolved:

That a report be prepared for the February Ordinary Meeting of Council regarding:

1. *Engaging an environmental planner or ecological consultant to develop plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and for wildlife corridors, as requested in Council's July 2017) resolution to implement Kingston's 2012 Green Wedge Management Plan, (attached) along similar lines to the Fauna Linkages report commissioned by Frankston Council (Link attached).*

2. *Considering engaging the same consultant that has been engaged to review Kingston's Green Wedge Management Plan or alternatively the consultant that was engaged by Frankston Council for the Fauna Linkages report.*
3. *And that community consultation be included as part of the plan development.*

The purpose of this report is to provide a response to the above Notice of Motion. The work required is at a more detailed level than that which will be delivered through the Green Wedge Management Plan review. This work will be useful in guiding advocacy positions to the State Government for delivery of the election promise of funding for the Chain of Parks and for development of Council's Capital Works program. The recommendation is to commence a procurement process to engage a consultant to develop detailed plans for the Chain of Parks Trail.

2.3 Review of the Kingston Green Wedge Management Plan

Concurrent to officer's consideration of Notice of Motion 4/2019 as outlined above, it is noted that Council is currently progressing a review of the Kingston Green Wedge Management Plan (GWMP) in accordance with the resolution of Council at its 24 July 2017 Meeting (Notice of Motion No. 29/2017) which required that:

1. *Council reaffirms its commitment to implement the Kingston Green Wedge Plan (KGWP).*
2. *Council instructs officers to prepare scoping report on the next steps to implement the KGWP. The scoping report will include details on the process, time required, and costs associated with a review the KGWP in line with the Ministerial Direction to review Green Wedge Management Plans after five years, with special reference to the following priorities of Council:*
 - i. *Request Planisphere undertake the project and provide a quote;*
 - ii. *Advise Council on the preparation of a planning scheme amendment to incorporate and embed the KGWP into the Kingston Planning Scheme;*
 - iii. *Delete any reference in the KGWP and the Kingston Planning Scheme (MSS) to allowing or encouraging any urban conversion of Green Wedge land;*
 - iv. *Change the name of the Kingston Green Wedge Plan to Kingston Green Wedge Management Plan;*
 - v. *Remove and delete irrelevant and superseded enterprise sites policy and any other sections concerning the Green Wedge that are redundant or at odds with the KGWP*
 - vi. *Consider the preparation of a planning scheme amendment to proceed with the KGWP recommendation (in chapter 8.5 option 3) to rezone Special Use 2 and Green Wedge Zone land to Green Wedge A Zone – (noting that explicitly excludes golf courses which are zoned Special Use 1 Zone).*
 - vii. *Consider whether it is still relevant and feasible to ask the Minister to authorise a planning scheme amendment to rezone the Waterways wetlands and other Melbourne Water land into the Kingston Green Wedge.*
3. *That the scoping report advise Council on the:*
 - a. *Preparation of an agriculture preservation and strengthening strategy to support and enhance agriculture in the Green Wedge in line with Action item 48, 50, 51 and 132 of the KGWP;*
 - b. *Potential impacts on the current uses within the Green Wedge of the proposed Southern Metropolitan Cemeteries Trust proposal for a cemetery;*

- c. *Measures Council needs to take to protect and enhance the Green Wedge in the light of the construction of the Mornington Peninsula Freeway Extension (Mordialloc Bypass) with specific reference to its impact on environmental, heritage, agricultural values and on the amenity of existing residents of the Green Wedge and adjacent suburbs, including the establishment of a new wetlands;*
 - d. *Preparation of a masterplan, funding plan and implementation plan for the Chain of Parks including a Chain of Parks Trail - a pedestrian, cyclist and equestrian trail from Karkarook Park to Braeside Park - as far as possible along the route recommended in the Sandbelt Open Space Project report, with links to other parks;*
4. *That council directs officers to abandon work in relation to any proposed urban re-zoning of the Green Wedge including:*
 - a. *the land bounded by Springvale and Governor Roads, Braeside Park and Southern Golf Course;*
 - b. *any proposals to pursue a Rural Living Zone within the Green Wedge; and*
 - c. *the pursuit of any policy to permit the subdivision to lots smaller than the minimum lot size permitted in the Kingston Green Wedge Zone.*
 5. *That Officers also provide within the report advice on further consultations with the community including land owners and other interested groups on the next phase of implementation of the Kingston Green Wedge Management Plan*

In response, officers provided a scoping report which was considered by Council at its Ordinary Council Meeting on 28 February 2018 (Appendix 4). Following consideration of that report, Council resolved:

That Council:

1. *Accept this report as officer's response to the Notice of Motion No. 29/2017 – Implementation of the Green Wedge Plan.*
2. *Allocate \$270,000 over this and the coming 2018/2019 and 2019/2020 financial years from the Green Wedge Reserve to sit within the Strategic and Environmental Planning Team's operational budget for a review of the Green Wedge Plan during 2018/2019 and the statutory implementation of the review in 2019/2020.*
3. *Fund a temporary full time Band 7 position funded through the Green Wedge Reserve within the Strategic and Environmental Planning Team for up to three years including the 2018/2019 and 2019/2020 financial years to project manage implementation of the land use planning actions outlined in this report, at an approximate cost of \$120,000 p.a. and that this will involve further consultation.*

Officers have commenced the review of the Green Wedge Management Plan with the appointment of consultant firm Ethos Urban to undertake this project. Inception meetings, including a series of one on one meetings to be scheduled with Councillors, will occur through March 2019.

3. Discussion

In consideration of this Notice of Motion, the work required is at a more detailed level than that which will be delivered through the Green Wedge Management Plan review. This work will be useful in guiding advocacy positions to the State Government for delivery of the election promise of funding for the Chain of Parks and for development of Council's Capital Works program. A draft consultant's brief has been developed to procure an appropriate consultant to undertake this task (Appendix 5). Through the development of this plan, a clearly documented, conceptual realisation and implementation plan (including prioritisation of public land acquisitions, construction methodology etc) will be produced. This will be developed through review of the materials outlined in this report, consideration of the local context and opportunity for habitat corridors, current and proposed infrastructure development and future users.

The Notice of Motion provided reference to work on habitat corridors undertaken by the City of Frankston. The objectives of this work were:

- A comprehensive study of existing and potential linkages within the municipality and into adjoining municipalities to maintain or restore connectivity for aquatic, ground-dwelling and arboreal fauna, including identifying barriers to connectivity and providing details on different fauna structural designs to overcome barriers to faunal movement.
- Identification of existing and potential habitat links within the Frankston municipality and into adjoining municipalities (building on McCaffrey and Henry 2010, Ecology Australia 2006, and other flora and fauna studies).
- Linkages prioritised for conservation significance to assist in a staged implementation process using largely the criteria used in McCaffrey and Henry (2010).
- Provide details of recommended linkages and key parameters.
- Locations and prioritisation of where fauna connectivity structures are required within the municipality with the aim of being incorporated into asset renewal projects.
- A suite of standard specifications of different types of fauna connectivity structures to overcome barriers to faunal movement.
- Working examples of where fauna connectivity structures have been successfully installed in other locations.
- Broad recommendations for future monitoring of the use and success of fauna connectivity structures.

Regarding crossing structures, this study is focused on providing advice on achieving connectivity for fauna, not on reducing mortality. Measures to reduce mortality such as barrier fencing can reduce landscape/local connectivity of habitat for fauna. As a result, exclusion fencing is only recommended in this report when used in conjunction with a fauna crossing structure.

Whilst the context for this study is different, the application of many of these elements is appropriate to the Kingston Chain of Parks context and have been adapted through the attached project brief.

Ethos Urban have been engaged to undertake the review of the Green Wedge Management Plan. Their expertise lies in urban planning, economics and community engagement and it is the view of officers that they do not have the appropriate level of expertise required to complete the requested works. Practical Ecology, who completed the Frankston Council Fauna Linkages and Crossing Structure Design, may be suitable to undertake this project and will be asked to submit a quote through the procurement process.

Once a draft plan is developed and approved by Council key stakeholders will be consulted prior to the plan's incorporation into the Green Wedge Plan.

3.1 Council Plan Alignment

Goal 2 - Our sustainable green environment with accessible open spaces
Direction 2.2 - Greening Kingston and place making

The Green Wedge and the Chain of Parks within that area provide critical opportunities for Council to improve access to open space for Kingston residents. The State Government has committed to spending \$150M to create more than 6,500 hectares of parkland and new walking and bike trails right across Melbourne. Included within this commitment is the development of the Sandbelt Parklands (see Appendix 3).

3.2 Consultation/Internal Review

Officers from the Parks and City Strategy Departments have been involved in the preparation of this report.

3.3 Operation and Strategic Issues

3.3.1 Green Wedge Management Plan

Council's GWMP was adopted in 2012 and included 138 actions. A status update of all these actions is included in Appendix 1.

Section 5.3 of the Green Wedge Management Plan (p89) includes an action to *'expand existing and establish new parks and reserves to include identified environmentally significant areas, buffers for sensitive environments, indigenous flora and fauna habitats and wildlife corridors.'* Map 7 - Chain of Parks Plan (p94) of the GWMP shows the potential future location of these proposed habitat links.

Given the need to further explore the preferred location and alignment of these habitat links, from an ecological perspective there is merit in appointing a consultant with appropriate technical expertise to consider their preferred location and alignment within the Chain of Parks.

3.3.2 Sandbelt Parklands

The Sandbelt Open Space Project Development Plan (1994) described a series of parklands in the Heatherton Dingley area including a substantial core parkland area. This core parkland area includes the already well established Karkarook Park, Rowan Road Reserve and Braeside Park. More recently Spring Road Reserve was opened to the public and facilities including pathways installed. Other areas within the core parkland where there is currently works underway include:

- Elder Street Reserve – works to undertake top soiling, seeding and path construction currently being tendered. Works to be completed from March to June.
- Victory Road Reserve – site has been expanded with purchase of adjacent properties (albeit not identified as core parkland).
- Delta site – Council received funding from the State Government to undertake a feasibility study on this site to determine its potential for use as a sportsground. Early concepts have been developed, (Appendix 6), and Golder Associates have been engaged to undertake site testing commencing late February.

- Henry Street landfill – Council wrote to the Minister for Energy, Environment and Climate Change in June 2018 and August 2018 requesting the State Government consider purchase of this site. A response was received in October 2018 with further consideration required on public acquisition priorities required by Council, particularly now considering the State Government commitment to the Sandbelt Chain of Parks. This has been included in the consultant brief.

Considering the significant amount of work being progressed by both Council and State Government to facilitate future delivery of the Chain of Parks, it is considered timely that a detailed plan is prepared by Council. This would inform future decisions and provide a basis for further Council led advocacy.

3.3.3 Green Wedge Trails

The Sandbelt Open Space Project Development Plan (1994) included a possible trail network which was reviewed and updated as part of the Green Wedge Management Plan (2012). Several trail projects have been completed in the area with further works programmed for this financial year to link sections of trail around Henry Street and Elder Street. This will be further enhanced by the works in Elder Street Reserve.

The plan needs further detail and specifications, as per the resolution, to best place Council for funding advocacy.

3.3.4 Mordialloc Freeway

The Mordialloc Freeway is a 9km freeway standard road proposed to provide a link between the Mornington Peninsula Freeway and Dingley Bypass, through the Kingston Green Wedge.

On 13 September 2017, the Minister for Planning requested that VicRoads prepare an Environmental Effects Statement (EES) under the *Environment Effects Act 1978* to assess the potential effects of the project. The EES is a detailed study into the potential impacts of the project. It describes potential effects of the Mordialloc Bypass (Freeway) project on the environment and recommends ways to avoid, minimise or manage these impacts.

At its December Ordinary Council Meeting Council endorsed a submission prepared by officers with support from Russell Kennedy lawyers. The submission outlined a range of matters Council intends to advocate through the EES Hearing process and included a final version of the visual and landscape assessment commissioned by Council.

Since adoption of the submission officers have worked closely with lawyers at Russell Kennedy to scope and brief a range of experts to provide support to Council's submissions through the hearing process.

The EES Hearing is scheduled to commence on 25 February with Council represented by Russell Kennedy lawyers and calling expert evidence in:

- Wetland ecology.
- Ecology (bird life)
- Urban design and strategic planning
- Hydrology

- Landscape design
- Acoustic engineering
- Hydrogeology

Following the conclusion of the Hearing the Advisory Committee will prepare a report which will be provided directly to the Minister for Planning for consideration.

The outcomes of this process will need to be considered through the current review of the GWMP and any future consultant work in relation the development of a detailed plan for the Chain of Parks.

3.3.5 Recycled Water in the Green Wedge

Through its review of the EES documentation officers have identified an opportunity to explore the provision of a recycled water (purple pipe) through the Green Wedge along the proposed Mordialloc Freeway alignment.

Officers have engaged with South East Water and Department of Environment, Land, Water and Planning with a \$100,000 grant received to undertake initial feasibility analysis.

Preliminary advice indicates that a 375mm diameter pressure pipeline would be required to distribute Class A water from the Eastern Treatment Plant in Bangholme to the intersection with the Dingley Bypass in Clayton South; a distance of approximately 13km. The pipeline could be located along the eastern side the freeway reservation to coincide with the corridor required for the construction of a proposed shared user path, which would also act as a path for maintenance vehicles.

A South East Water representative and a Kingston Council representative are currently actively investigating the likely recycled Class A water demand from customer including quantity, demand spread, storage capacity and connection works required. Potential customers include numerous golf courses, market garden operators, large industrial uses, existing sports reserves and parkland, in addition to catering for the future needs of the 'Chain of parks' and the potential to extend further north to service developments within the Monash Employment Cluster.

Officers intend to advocate for the provision of infrastructure to support future delivery of the recycled water pipe through evidence to be presented at the EES hearing for the Mordialloc Freeway.

3.3.6 Promotion of the Green Wedge

In November 2018 Council distributed a flyer to residents in the North Ward detailing progress on projects in the Green Wedge, see Appendix 2. This was also utilised to update Council's website which now includes a slide show of pictures showing the transformation of the area.

3.3.7 Green Wedge Reserve Fund

The Green Wedge Reserve Fund was established in 2010/11 with a percentage of rates being set aside for expenditure on projects within the green wedge. The history of the reserve is shown in the table in Appendix 6.

3.4 Options

3.4.1 Option 1

Utilise the attached brief as the basis for a procurement process to engage a suitably qualified consultant to develop detailed plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and wildlife corridors. Once a draft plan is completed consultation with key stakeholders should be undertaken prior to final adoption and incorporation into the Green Wedge Management Plan.

This the recommended option when considering the intent of the Notice of Motion.

3.4.2 Option 2

The engagement with Ethos Urban could be extended to include detailed design of the Chain of Parks Trail. This is not seen as a project that Ethos Urban would have the professional disciplines to successfully deliver, hence the recommendation to engage a separate contractor.

3.4.3 Option 3

Do not proceed with any works in relation to the Notice of Motion. The broader based materials to be produced through the Green Wedge Management Plan review supported with work by Officers could be utilized to form Council's advocacy position for funding towards the Green Wedge Trail.

4. Conclusion

4.1 Environmental Implications

The development of Chain of Parks Trail will have positive environmental implications by encouraging alternate forms of transport including walking, horse riding and cycling.

4.2 Social Implications

The development of Chain of Parks Trail will have positive social implications by improving access to open space through alternate forms of transport including walking, horse riding and cycling.

4.3 Resource Implications

A consultant to undertake this work is estimated to cost \$40,000.

4.4 Legal / Risk Implications

There are no know legal or risk implications of the preferred recommendation.

Appendices

Appendix 1 - Green Wedge Actions 2012 - Status Update 2016 (Ref 17/14579)



Appendix 2 - Green Wedge Flyer October 2018_web (Ref 19/25430) [↓](#)

Appendix 3 - Sandbelt Parklands Press release (Ref 19/25429) [↓](#)

Appendix 4 - Report Response to Notice of Motion No. 29-2017 -
Implementation of the Green Wedge Plan - Council Meeting 26
February 2018 (Ref 19/33151) [↓](#)

Appendix 5 - Project Brief_Chain of Parks Trail (Ref 19/25431) [↓](#)

Appendix 6 - Green Wedge Reserve Fund balances (Ref 19/29905) [↓](#)

Appendix 7 - Delta site concept (Ref 19/33885) [↓](#)

Author/s:

David Shepard, Acting Manager Parks and Recreation

Reviewed and Approved By:

Daniel Freer, General Manager City Assets and Environment

Jonathan Guttmann, General Manager Planning and
Development

10.2

RESPONSE TO NOTICE OF MOTION 4/2019 - CHAIN OF PARKS TRAIL

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Appendix 2 - Green Wedge Plan 2012 - Action Plan achievements and review

The actions in Table 1 below were developed to realise the objectives of the Green Wedge Plan 2012 and are divided by their priority areas.

Status updates on the actions are classified as follows:

Complete	Action has been achieved.
By others	Action lies in the jurisdiction of external agencies and Council plays a role in advocating or brokering for the project.
Ongoing	This is a complex initiative that has been staged to be achieved strategically over time.
On hold	This project cannot be completed in the short term due to the current political climate or other extenuating circumstances. The project will be reviewed and delivered strategically at an appropriate time.
BAU	Business as usual. This action has been incorporated into the operations of relevant teams and departments.
Not started	Action has been reviewed but has not commenced as it is seen as a low priority at this stage.
Review	Action is not as relevant as when the plan was developed and may not work to meet overall objectives. Delivery should be reviewed.

Projects have also been categorised into different typologies. Classification of types are as follows:

Advocacy	Project lies in the jurisdiction of other agencies and Council is not placed to deliver the project. Ongoing support and advocacy for the project will take place through advocacy with external agencies to realise the objectives of the action and Green Wedge Plan.
Business Development	Support an existing or future business that will enhance the values of the Green Wedge.
Capital works	Capital works project to be delivered.
Community engagement	Relationship building and discussions with the wider community, businesses or institutional agencies as per Council's engagement framework.
Design	Develop a design so future works can be undertaken. This includes an overall masterplan or specific project designs for capital works implementation.
Education	Initiative to share knowledge and present Council's rationale to the wider community in order to meet broader objectives of the Plan.
Enforcement	Local Laws enforcement to ensure compliance is met.
Land acquisition	Land to be acquired or an agreement to be developed in order for the parcel to be used in delivering objectives of the Plan.
Planning Scheme Amendment	Undertake a Planning Scheme Amendment process.
Principle	A fundamental tenant of the plan to achieve broader objectives. Further classified as: <ul style="list-style-type: none"> - Design - Management
Report	Develop guidelines, management plans, reports etc. aligned to the action and goals of the Plan.
Research	Further study, analysis or feasibility work to be undertaken in order to develop a future strategic or on ground project and understand how it can best be delivered.

Table 1: Project updates on the 138 actions of the Green Wedge Plan

Action No.	Description	Status	Timeframe	Responsible Team	External stakeholder	Type	Funding estimate	Project Update
ENVIRONMENTAL QUALITIES								
WATER RESOURCES								
1	Ensure the Dingley Arterial Bypass includes Master Drainage Planning to fully assess hydrological impacts in line with the Transport Integration Act. The Master Drainage Plan should: <ol style="list-style-type: none"> 1. Assess the potential for flooding impacts to occur to existing land uses such as residential and market gardens, as well as public spaces. 2. Identify mitigation measures such as water retarding basins/wetlands; and upsizing drainage pipe networks to accommodate peak flow events. 3. Investigate potential for land acquisition to accommodate flood mitigation and/or water harvesting measures, such as along the Dingley corridor between Heatherton Road and Boundary Road. 	Complete	Immediate	Engineering Design	Vic Roads Melbourne Water	Design Advocacy	N/A	<p>Study completed in 2012. Reports on the potential to include wetland treatment basins, and a separated flood management report were completed to inform the scope of works for the Dingley Bypass project.</p> <p>The flood mitigation measures were constructed, however Vic Roads did not support the stormwater treatment & harvesting options as they were outside of the scope of the Dingley Bypass construction project.</p> <p>Further preliminary design work has been completed on alternative stormwater treatment & harvesting options as discussed under item 2.</p>
2	Consolidate the Deals Road drainage scheme and pursue potential for inclusion of a retarding basin near the junction of Deals Road and the Dingley Bypass.	Complete	Immediate	Engineering Design		Design	N/A	<p>Study completed in 2012. A report on the potential to include a wetland treatment basin at Grange Rd was undertaken, however Vic Roads did not support this option. Melbourne Water is supportive of an alternative option to construct an off-line wetland along the alignment Mordialloc settle drain with the potential to supply treatment water to the surrounding properties. The next step is to advocate for state or federal funding as opportunities arise.</p>
3	Seek inclusion of the Mordialloc Settlement Creek and Dunlops Creek in future state-wide River Health assessment and Waterways improvement processes.	By others	Medium	Engineering Design Parks Sustainability	Melbourne Water	Advocacy	N/A	<p>No progress has been made so far. Continue to look for the appropriate opportunity to advocate with Melbourne Water to achieve this goal.</p>

4	Seek to establish public access along the extent of the Mordialloc Settlement Creek and Dunlops Creek in the Green Wedge through purchase and negotiation with adjoining land owners.	Ongoing	Long	Property Engineering Design Public Place Projects	Melbourne Water	Advocacy	Substantial investment required if works undertaken by Council. Multi-million dollar project.	No progress has been made so far. The proposed cemetery development has the potential to achieve this objective along a 1.7km section of the Mordialloc settlement Creek, subject to support and planning approvals. The alignment of linear parks and trails documented within the Green Wedge master plan should be reviewed and investigated in more detail to confirm the cost and feasibility of this action. Following a detailed assessment, further discussion with Councillors will be required to confirm the appropriate planning mechanisms. If acquisition is considered necessary, substantial funding will be required. If the infrastructure is developed by Council, significant funding will be required for a safe path network, vegetation provision and safety barriers from the water.
5	Install water flow and quality gauges for Mordialloc Settlement Creek at the northern end of the Green Wedge to provide baseline data which can then be used to design water treatment facilities.	By others	Medium	Engineering Design Sustainability	Melbourne Water	Advocacy	Staff resources	No progress has been made so far. Melbourne Water is unlikely to fund the installation and monitoring of gauges at this location.
6	Advocate for the regular monitoring of pollution in creeks and waterways, including Mordialloc and Dunlops creeks.	By others	Medium	Engineering Design Sustainability	Melbourne Water	Advocacy	Staff resources	Council engaged a consultant to take water samples along the Mordialloc Settlement Creek and report on water quality over a 6 month period in 2012 as part of the study under item 2. No progress has been made so far on advocating for ongoing monitoring. Melbourne Water is unlikely to fund this type of monitoring program as they do not have the budget or resources, however we will continue to look for opportunities to advocate for the state government to collect and share data.
7	Support and monitor Moorabbin Airport Corporation's initiatives for improvements to the capacity of the Mordialloc Settlement Creek, and work with stakeholders to ensure that these incorporate suitable WSUD features.	By others	Long	City Strategy Statutory Planning	Moorabbin Airport Melbourne Water	Advocacy	Staff resources	Comments made during Moorabbin Airport masterplan process. Reinforce if any planning applications are made.

8	Complement the proposed improvements to the Mordialloc Settlement Creek outlined in the Moorabbin Airport Master Plan, through long term reclamation of a more natural stream profile between Old Dandenong Road and Centre Dandenong Road in consultation with land owners.	By others	Long	Engineering Design Property	Melbourne Water	Advocacy	Staff resources	Similar to item 4, the uncertainty surrounding the potential redevelopment of the surrounding land will need to be resolved prior to advancing discussions on this objective. Melbourne Water have advised that the most appropriate time to explore this proposal would be whenever the concrete lined channel reaches the end of its structural life which is estimated to be sometime within the next 20 to 40 years.
9	Undertake flood estimation and mapping for sub-catchments of the Green Wedge using best practice probabilistic modelling.	Complete	Long	Engineering Design Sustainability	Melbourne Water	Research	Required - \$150,000 study for GW area	Melbourne Water completed detailed assessment of flood mapping of the Mordialloc Settlement Creek and Dunlops Drain catchments in 2016.
10	Review the Kingston Sustainable Water Use Plan (2006) with specific measures applicable to water security and watercourse condition within the Green Wedge.	Complete		Sustainability Engineering Design	Melbourne Water	Research	N/A	Achieved as part of the updated Integrated Water Cycle Strategy.
11	Where land use change occurs, use this as an opportunity to connect dams or other water impoundments to the watercourse system. Water bodies that are within relative proximity to the Mordialloc Settlement Creek, Mordialloc Creek or Dunlops Creek would be preferable.	On hold		City Strategy Property	Melbourne Water Land owners	Planning Scheme Amendment Advocacy	Staff resources Potential research costs, \$350,000	No land changes are allowed under current Minister. Previous tests have shown water is contaminated. Any access to use would need to be substantiated by further research which would need to be funded.
12	Consider incorporating the following areas into the Green Wedge: 1. Waterways development and the stretch of Mordialloc Creek between Darling Road and Springvale Road. 2. Southwest of Braeside Park to include the water bodies north of Governor Road.	On hold		Planning	State Government	Planning Scheme Amendment	N/A	These sites are managed by Melbourne Water. As they area a Public Trust, this becomes less of a priority. Minister has informed Council he will not change the Urban Growth Boundary or re-zone the area.
13	Undertake an audit of fish barriers present within the Mordialloc Settlement Creek and Dunlops Creek; prioritise measures to replace these with appropriate fish ways.	By others	Long	N/A	Melbourne Water	Research	N/A	Review benefit and advocate to Melbourne Water if project has value and can be delivered.
BIODIVERSITY								
14	Coordinate works in the Kingston Green Wedge with the Living Links project by the Port Phillip and Westernport Catchment Management Authority (PPWCMA), to maximise the benefits of the project in the Green Wedge.	BAU	Ongoing	Parks NRA	PPWCMA	Advocacy	Staff resources	Ongoing conversations are had around relevant projects.
15	Develop a Green Wedge Weed Management Plan to ensure the ecological values of the Green Wedge Reserves are protected from invasive species. Include specific actions for the reserves which may include controlled burns, slashing/mowing, and hand weeding around significant plant colonies.	BAU	Ongoing	Parks	Land owners Parks Vic	Report Maintenance	Operations budget	Business as usual for Parks Department. Include in updated Biodiversity Report.

16	Undertake targeted surveys for the Growling Grass Frog (<i>Litoria eniformis</i>), Dwarf Galaxias (<i>Galaxiella pusilla</i>), and the Southern Brown Bandicoot (<i>Isodon obesulus obesulus</i>), to determine the presence/distribution of these species, target conservation activities towards these areas and establish linkages between important habitat areas. Stipulate targeted surveys in future planning controls if they are applied to sites with ecological value.	By others	Long	Parks City Strategy Property	DELWP	Research	Required if done internally. Estimate is \$500,000	Items 16, 17, 18 and 19 linked. Review benefit of study and potential to deliver any subsequent actions. Project is highly complex. Advocate to DELWP to undertake works if there will be benefit and ability to exact change as a result of the study.
17	Investigate need and feasibility for further release of significant species Dwarf Galaxias (<i>Galaxiella pusilla</i>) and Growling Grass Frog (<i>Litoria eniformis</i>) that have declined or no longer occur in the area.	By others	Long	See above	DELWP	Research	See above	See above
18	Prepare Vegetation Management Plans for specific areas/ reserves identified following the completion of targeted surveys for rare or threatened species. The Plans should include revegetation, weed management and monitoring actions, and be focused on an objective to increase fauna habitat and establish linkages between reserves.	By others	Long	See above	DELWP	Design	See above	See above
19	Include in the Vegetation Management Plans vegetation management targets focusing on remnant and re-vegetation at key sites (review every 5 years) (incorporating recommendations from Yugovic et al 2010.)	By others	Long	See above	DELWP	Principle	See above	See above
20	Negotiate with VicRoads to ensure adequate wildlife underpasses are included in design works for Dingley Bypass and Mornington Peninsula Freeway.	Complete	Immediate	Traffic Engineering	VicRoads	Advocacy	N/A	Completed as part of Dingley Bypass
21	Develop a protocol in line with National standards (e.g., Australian Standard AS 4978.1—2006: Quantification, Monitoring and Reporting of Greenhouse Gases in Forest Projects - Afforestation and Reforestation) for planning and establishing dedicated areas of native forestry as a sink for carbon emissions.	Not started	Long	City Strategy	Parks Vic DELWP	Research Report	Estimate consultant cost \$100,000 to develop.	Review the capacity to create forested carbon sinks within Green Wedge due to limitations of planting in landfill sites without compromising the cap. Pursue of project is seen to provide benefit beyond if planting was to occur where possible.
22	Undertake detailed analysis of creeks, water bodies and land identified as having potential ecological value.	By others	Medium	Parks Sustainability	Melbourne Water DELWP	Advocacy	Staff resources	Link to broader biodiversity study. Advocate to relevant agency to conduct study and share findings
23	Prepare a Habitat Links Strategy that defines the locations, species and methods for establishing a network of native fauna habitat links.	By others	Long	Parks Sustainability	DELWP	Advocacy	Staff resources	As above
24	Apply planning scheme overlay controls (eg Environmental Significance Overlay) to those sites identified as having ecological value, including wetlands, buffer areas and strategic habitat links.	On hold	Long	City Strategy	DELWP DTPLI	Planning Scheme Amendment	Estimate of \$350,000 consultant costs.	A comprehensive study over the Green Wedge needs to occur in order to inform any future work. This is an extensive piece of work that will require funding commitment.
25	Apply planning scheme controls to protect and encourage appropriate vegetation along areas designated for wildlife corridors.	On hold	Long	City Strategy	DTPLI	Planning Scheme Amendment	Staff resources	As above
26	Investigate the use of native vegetation offsets from other parts of the municipality to establish permanently protected areas of native vegetation in the Green Wedge.	Review	Ongoing	Parks Public Place Projects	DELWP	Research	\$50,000 for study	This action would require clearing in other areas, might go against tenants of the Plan. Current green wedge sites are protected through Planning Scheme.
27	Acquire private freehold land to improve ecological connectivity where environmental values have been confirmed	Ongoing	Ongoing	Property Parks	Land Owners	Acquisition	Multimillion dollar project	Dependant on outcomes of study to identify key locations.

28	Undertake revegetation along the Mordialloc Settlement Creek, in association with weed management to improve habitat continuity between Braeside Park and the remnant native vegetation associated with golf courses to the north-west of the Park such as Spring Valley and Kingston	By others	Ongoing	Parks Property Public Place Projects	Melbourne Water	Advocacy	Staff resources	Letter has been sent to Melbourne Water. Continue to follow up.
29	Work with the Carrum nursery and Green Links nursery, which propagate indigenous vegetation for the general 'Sand-belt' region, to establish and source plants for revegetation of private and public land.	BAU	Ongoing	NRA	External nurseries	Principle	Staff resources	Discussions continue with nurseries and procurement is sought with them where possible and aligned with Council policies.
30	Continue controlled burning in The Grange Heathland Reserve to facilitate the recruitment of indigenous plants and to control weed seedlings. The controlled burns should be followed by weed control (1-2 years at each burn site) to prevent weed seedlings, especially in the first spring (as recommended by Yugovic et al 2010)	BAU	Ongoing	Parks NRA	N/A	Maintenance	Operations	Works incorporated as part of ongoing management of The Grange.
31	Cease all planting in the Grange Heathland and Rowan Reserve Woodland Reserves and rely upon natural recruitment to obtain new plants (as recommended by Yugovic et al 2010)	BAU	Ongoing	Parks NRA	As above	Management principle	As above	As above
32	Remove all plantings and progeny of such plantings in the reserves, while retaining all indigenous plantings and their progeny (as recommended by Yugovic et al 2010)	BAU	Ongoing	Parks NRA	As above	Management principle	As above	As above
33	Investigate the status of EVCs in the Kingston Green Wedge, and take appropriate management action. The investigation should include a review of the revegetation with a detailed understanding of the distribution and species composition of the EVCs prior to planting and removing plants (as recommended by Yugovic et al 2010)	Ongoing	Ongoing	Parks	DELWP	Research and management principle	\$250,000 required for consultant to undertake study	Tie into broader biodiversity strategy review and recommendations
34	Maintain existing buffers to Reserves and implement weed control.	BAU	Ongoing	Parks	Parks Vic DELWP	Maintenance	Operations	Business as usual
35	Consider methods to protect reserves from invasive species which may include fencing, having regard to any negative impact this may have on connectivity and natural recruitment between areas.	BAU	Ongoing	Parks	Parks Vic DELWP	Principle	Operations	Business as usual
36	Support the establishment of carbon sink / urban forests that utilise indigenous species and assist in the re-establishment of functioning ecological communities.	BAU	Ongoing	Parks	Parks Vic DELWP Land Owners DTPLI	Capital works	Required	Refer to 21. Planting work will need to be undertaken.
COMMUNITY AWARENESS AND INVOLVEMENT								
37	Develop activities and/or events based around water resources, e.g., model boats, frog census, Waterwatch.	BAU	Ongoing	Parks	Community groups	Principle	Operations	Tie in with existing groups and programs.
38	Use different media to engage the community in valuing water resources such as Melbourne Water's Waterways Stories.	BAU	Ongoing	Communications	Melbourne Water	Principle	Operations	Engage with Melbourne Water and inform community groups of event.
39	Encourage and support landholders and residents to engage in programs of Melbourne Water, Landcare programs and Catchment Management Authority.	BAU	Ongoing	Advisory committee Communications	Melbourne Water Land Owners Community	Principle	Staff Resources	As above

40	Engage the more than 20 local community groups in Kingston (City of Kingston, 2007) that work on projects such as plant propagation and re-vegetation, weed control, erosion prevention and remediation, and water quality monitoring, to assist in realization of the Chain of Parks concept.	BAU	Ongoing	Parks NRA Communications	Community groups Land Owners/managers	Community engagement	Staff Resources	Involve local groups on relevant projects
41	Develop interpretive walks for Reserves in association with Friends groups.	BAU	Ongoing	Parks	Community groups Land Owners/managers	Community engagement	Staff Resources	Business as usual for NRA team Consider as part of community engagement for future projects.
42	Actively support community participation in major environmental programs (eg Clean Up Australia Day, National Tree Day) and establishment of Friends groups for watercourses.	BAU	Ongoing	Parks Environmental education	Community members Agencies	Community engagement	Staff Resources	Business as usual for NRA team
43	Actively support community participation in managing environmentally significant areas, such as through the establishment of Friends Groups, Landcare programs and committees of management.	BAU	Ongoing	Parks NRA Environmental education	Community members	Community engagement	Staff Resources	Business as usual for NRA team
44	Ensure that suitable publicity (eg website, Council publications) is made available about the impacts of dogs and cats on native wildlife, and ways to minimise this impact.	Complete	Ongoing	Local Laws Communications	Wider community	Education (online)	Staff Resources	Business as usual for local laws
45	Investigate methods (eg grants, free advice) to encourage land owners to undertake revegetation and biodiversity conservation on private land.	Ongoing	Ongoing	Environmental education	DELWP Melbourne Water Parks Vic	Education	Staff Resources \$100,000 to develop materials	Develop education program and review best way to engage with relevant stakeholders
FUNDING								
46	Access funding through available programs including: 1. Melbourne Water's Programs including Corridors of Green; Stream Frontage Management Program; and Community Grants for Rivers Program. 2. The Living Links Short Works Program. 3. DSE Communities for Nature Grants Program. 4. Grants (between \$500 and \$40,000) available from the PPWCMA for works such as Pest plant and animal management; Protection, enhancement or establishment of native vegetation; Landcare support; Threatened species; Community education and capacity building.	BAU	Ongoing	Parks Relevant capital works delivery arm	Relevant funding body	Principle (for grant application)	Project funding	Link future projects to available funding sources and grants program
47	Encourage and facilitate multi-stakeholder investment in water infrastructure which can achieve multiple objectives for the Kingston Green Wedge.	BAU	Ongoing	Engineering design	Relevant agencies	Principle	Project funding	Use principle of multi stakeholder engagement when developing projects
LAND USE								
AGRICULTURE								
48	Support the retention of existing agricultural activities in the Green Wedge.	Complete	N/A	Planning	Land owners	Advocacy	N/A	Achieved through existing planning scheme
49	Provide educational and advisory support to farmers	Review	TBA	TBA	Farmers	Community engagement	TBA	Clarify what support is required by Council to farmers as they are the experts.
50	Support the establishment of new small scale horticultural activities that involve farm sales, and wholesale plant nurseries.	Complete	Ongoing	Economic Development	Business owners	Business development	Staff resources	Business as usual for Eco Dev Team

51	Provide a venue and management for the establishment of a farmers' market.	Complete	Ongoing	Economic Development	Stallholders	Business development	Staff resources	Business as usual for Eco Dev Team
52	Provide a venue for a community garden.	Review	TBA	Public Place Projects Community Development	Community members	Capital works	\$750,000 to establish and further funding required for ops.	There are 4-5 in Kingston, conduct needs analysis and review need/feasibility to provide another at a site close to a residential catchment who have need for this space.
SOLAR/ENERGY PARK								
53	Investigate options for location of a Solar / Energy Park on a former land fill site and discuss with land owners.	Ongoing	Ongoing	Environmental sustainability	Land Owners Other Council's Private Business	Research	Operations	Discussions have started and preliminary investigations are taking place, with options being reviewed.
54	Undertake a detailed feasibility assessment for a Solar / Energy Park with the assistance of Sustainability Victoria	Ongoing	Ongoing	Environmental sustainability	Sustainability Department	Design	Required/operations	As above
55	Prepare a detailed proposal for a Solar / Energy Park and seek State and Federal funding.	Ongoing	Ongoing	Environmental sustainability	Land owner	Principle	Staff/external	As above
COMMUNITY ENVIRONMENTAL PARK/URBAN FARM								
56	Determine the optimal location of a Community Environmental Park or Urban Farm	Not started	Medium to long	Property Environmental Sustainability	Relevant land owner	Research	\$25,000 due diligence	Need to engage external consultant to develop the work. Identify location and catchment.
57	Undertake a general feasibility assessment and concept. (Urban Farm)	Not started	Medium to long	Environmental sustainability	N/A	Design	\$75,000 consultant	As above
58	Seek sponsorship and State government funding for the concept.	Not started	Long	Environmental sustainability	Relevant State Government Department	Advocacy Principle	Staff resources	Only start when design is available.
59	Involve local community and environment groups in the proposal and funding applications.	Not started	Long	Environmental sustainability	Community groups	Community engagement Principle	Staff resources	As above
COMMUNITY FACILITIES								
60	Undertake a needs assessment to determine community services required in the area, and locate new facilities in the appropriately designated areas of the KGW Plan.	Ongoing	Medium	Community Buildings	Community groups Agencies Business owners	Research	\$80,000 consultant fees	Preliminary assessment started. Further work needs to be undertaken.
61	Support the establishment of new community facilities by public or private organisations that demonstrate a local or regional need, are conveniently located for access by users and are designed and sited appropriately.	BAU	Ongoing	Sport and Rec Community Buildings Public Place Projects Statutory Planning Property	Community recreation groups Land owners Sport and Rec Victoria	Principle	N/A	Business as usual for Statutory Planning Team. Guidelines from GWP implemented. Future works to be delivered in line with principle.
EDUCATION								
62	Engage Heatherton Christian College and Mentone Grammar School regarding land requirements and expansion plans	Ongoing	Ongoing	Property Sport and Rec Statutory Planning	Heatherton Christian College	Community Engagement	Staff resources	Continue discussions, build relationship – review how we then support plans they have.

63	Act as an intermediary between Heatherton Christian College and local sports clubs and associations to facilitate public use of the College's facilities.	Ongoing	Ongoing	Sport and Rec Property	As above	Community Engagement	Staff resources	Have discussions with schools and clubs, continue to look for methods to review scheduling and meet capacity in alternate ways.
64	Support changes to the planning scheme to allow consideration of low intensity educational activities (eg. located in substantial grounds, sporting fields with shared usage) in the Green Wedge that are located, designed and sited appropriately.	Complete	Immediate	City Strategy	DTPLI	Planning scheme amendment	Staff resources	Supported through current planning scheme and green wedge plan.
65	Approach and discuss future options for location of agricultural related education facilities within the Green Wedge with tertiary institutions.	Not started	Long	Economic Development	Tertiary institutes	Community Engagement	Staff resources	Engage with relevant institutions around feasibility of urban agricultural educational facility.
RECREATION								
66	Co-locate active recreation facilities where compatible, so amenities and other infrastructure can be shared, economies of scale achieved, and ensure maximum usage of facilities.	BAU	Ongoing	Sport and Rec Property Public Place Projects Community Buildings Sportsgrounds	Sport and Rec Vic Sporting Clubs	Principle	N/A	Taken into account in the planning and development of facilities.
67	Ensure viability of new recreational facilities by dual use / flexibility of use; some facilities to be ticketed	BAU	Ongoing	Sport and Rec	As above	Principle	N/A	As above
68	Encourage dual use of facilities where feasible to maximise their usage, which is not necessarily limited to recreational use.	BAU	Ongoing	Sport and Rec	As above	Principle	N/A	As above
69	Investigate with private developers, sporting bodies and Sport and Recreation Victoria, the possibility of establishing regional sports facilities, and collocation of those facilities in one sporting complex	BAU	Ongoing	Sport and Rec Property Public Place Projects Community Buildings Sportsgrounds	As above	Research	Staff resources	First stage complete with sportsground feasibility study
70	Support changes to the planning scheme to allow consideration of low site cover indoor sporting facilities (eg. located in substantial grounds, shared usage) in the Green Wedge that are located, designed and sited appropriately.	On hold	Medium	Planning	Planning Authority	Planning Scheme Amendment	Staff resources	Uses outside equestrian are prohibited in current planning scheme. Minister not supportive of changes at this stage.
71	Investigate the opportunity to establish a regional hockey facility in conjunction with the Mentone Hockey Club	Complete	Medium	Sport and Rec	Mentone Hockey Club	Research	Staff resources	Sportsground feasibility study complete. Development of the site is to be considered when funding becomes available.
72	Investigate the inclusion of horse trails with walking / cycling facilities.	BAU	Ongoing	Public Place Projects Property Traffic and Transport Engineering	VicRoads Land owners	Principle	N/A	Principle to be considered whenever trails are being planned and designed.
73	Site recreational uses that have greater acoustic, visual amenity and traffic impacts away from residential areas to protect residential amenity.	BAU	Ongoing	Sport and Rec Public Place Projects Property Community buildings	Sport and Rec Vic Sporting Clubs Community members Land owners	Principle	N/A	Principle will be considered in the development of such spaces.

74	Site recreational facilities that have minimal environmental impacts and higher usage/demand, closer to residential areas.	BAU	Ongoing	As above	As above	Principle	N/A	As above
75	Ensure recreational facilities incorporate a range of sustainability measures in building/infrastructure/ landscaping design, management and maintenance.	BAU	Ongoing	As above	As above	Principle	N/A	As above
76	Generally develop recreational facilities close to arterial roads, public transport nodes, car parking, walking / cycling tracks and employment and residential hubs.	BAU	Ongoing	As above	As above	Principle	N/A	As above
77	Consider purchase of land by Council along the Mordialloc Settlement Creek for recreation purposes as land becomes available for sale	Ongoing	Ongoing	Property Engineering Public Place Projects	Melbourne Water Land Owners	Acquisition Capital works	Multi-million dollar investment	No progress has been made. Refer to items 4 & 8 for background information that will influence the timing of this objective. Consider a feasibility study for what the creek will need to look like and how to achieve this over time.
78	Seek funding from Sport and Recreation Victoria via grants for recreational facility planning, construction and management (eg., Community Facility funding program)	BAU	Ongoing	Relevant project team	Relevant State govt. department	Principle	Project funding	Apply for grants for relevant projects at the right time
79	Seek opportunities for Federal Government grants which are often associated with international events.	BAU	Ongoing	As above	Relevant federal govt. department	Principle	Project funding	As above
80	Investigate purchase of the 'Triangle site' by Melbourne Water for open space purposes.	Ongoing	Ongoing	Property	Melbourne Water	Advocacy	Staff resources	Continue conversations with Melbourne Water
WASTE AND RECYCLING								
81	Discourage the establishment of new landfill recycling or transfer station operations in the Green Wedge.	Complete	Immediate	Planning	DTPLI	Planning Scheme Amendment	Staff resources	Achieved with Planning Scheme Amendment C143
82	Support the transition of landfill, recycling or transfer stations on appropriate land, to new uses that can be demonstrated to ensure reduced off-site amenity	Complete	Immediate	Planning	DTPLI	Planning Scheme Amendment	Staff resources	Achieved with Planning Scheme Amendment C143
83	Continue to ensure current approvals, including those issued by the EPA, are adhered to and enforced.	BAU	Ongoing	Property Stat Planning	EPA	Management principle	Project dependant	Ongoing management of post-contaminated sites
MOORABIN AIRPORT								
84	Maintain close liaison with Airport planning authorities to establish plans and provide input as possible.	BAU	Ongoing	City Strategy	Moorabbin Airport	Principle	Staff resources	Business as usual for City Strategy
85	Support environmental improvements on the site	BAU	Ongoing	City Strategy	Moorabbin Airport	Principle	Staff resources	Business as usual for City Strategy
86	Oppose additional non-airport related activities that may impact on commercial activities in the remainder of the City	BAU	Ongoing	City Strategy	Moorabbin Airport	Principle	Staff resources	Ongoing lobbying and comment over masterplans and proposals over site.
87	Support activities that will generate employment for nearby residents	BAU	Ongoing	City Strategy Economic Development	Moorabbin Airport	Principle	Staff resources	Business as usual for City Strategy
88	Lobby State and Federal government for greater input to Airport planning by local authorities	BAU	Ongoing	City Strategy	State Govt. Federal Govt.	Principle	Staff resources	Ongoing lobbying to Federal government.
PLANNING SCHEME CHANGES								

89	Change the planning scheme controls to include the recommendations of this Plan as Strategy and Policy to effectively guide all future decision making.	On hold	Long	Planning	DTPLI	Planning Scheme Amendment	Staff resources	GWP is currently a reference document in Planning Scheme and is an effective guiding and influencing mechanism. Waiting for outcomes on other projects before further action is taken. Could implement a local planning policy and DDO however this will not play a big role in influencing future planning recommendations.
90	Through the planning scheme, actively discourage new landfill, materials recycling, transfer station and mining operations.	Complete	Immediate	Planning	DTPLI	As above	Staff resources	Achieved with Planning Scheme Amendment C143
91	Change the zoning of land in the Special Use Zone Schedule 2 (SUZ2) to a Green Wedge zone.	Complete	Immediate	Planning	DTPLI	As above	Staff resources	Achieved with Planning Scheme Amendment C143
92	Change the minimum lot size for properties between Pietro Road and the Kingston Heath Reserve to 1 hectare, subject to the provision of a permanent public, pedestrian/cycle path (2 to 4 metres in width, depending on the volume of users) and an appropriately vegetated habitat link as indicated on the Access, Public Spaces and Environment Maps.	Review	Review	Planning	DTPLI	Planning Scheme Amendment	N/A	Shared path along Pietro Road has been reviewed and the project shelved as better links can be made in the area if future uses change.
93	Advocate for changes to the zoning and Urban Growth Boundary to include properties fronting Springvale Road within the urban area subject to inclusion of planning controls that: 1. Ensure that new uses and development on the sites provide a 10 metre buffer along any boundary abuttal with Braeside Park where no development can take place, and the land is professionally landscaped with indigenous vegetation as specified by Parks Victoria in consultation with the Friends of Braeside Park; 2. Limit the types of land use to office and community uses, in large format, low scale buildings; 3. Require a maximum site coverage, hard surface coverage, setbacks, quality building design and other requirements in accordance with the Built Form Guidelines in this Plan; 4. Obtain public benefits to undertake improvements to the public realm in the vicinity of the site, including but not limited to landscaping, signage, roadway appearance and general reflection of the location of the area at the 'gateway to the Green Wedge'.	On hold	Long	Planning	DTPLI	Planning Scheme Amendment	Staff resources	Minister does not approve any change to the UGB and re-zoning at this stage
94	Include the Built Form Guidelines in the planning scheme to ensure buildings are setback, landscaped and designed to achieve an improved appearance of the Green Wedge and to suit the particular location and form of use.	On hold	Long	Planning	DTPLI	Planning Scheme Amendment	Staff resources	GWP is currently a reference document in Planning Scheme and is an effective guiding and influencing mechanism. Waiting for outcomes on other projects before further action is taken.
PUBLIC SPACES								
95	Seek funding for open space acquisition from state and federal government sources.	BAU	Ongoing	Parks Property	State Govt. Federal Govt.	Principle	Might have to match contributions	Ongoing discussions and applications for available grants.

96	Continue implementation of the Sandbelt Open Space Project Development Plan, May 1994 (known as the Chain of Parks Concept Plan)	BAU	Ongoing	Public Place Projects Parks Property Infrastructure Traffic and Transport Engineering	Land Owners Vic Roads Parks Vic	Principle	Multi-million dollar project cost	Key deliverable for Green Wedge area which is considered in the delivery of all projects. Total project will be in multi- millions, but negotiations are made for external funding where possible.
97	Rezone Council owned land within the Chain of Parks Concept Plan area to Public Parks and Recreation Zone upon implementation of the Plan.	Review	Long	Planning	DTPLI	Planning Scheme Amendment	Staff resources	Re-zoning of former landfills will trigger need for audits to be undertaken and a far more stringent management regime which could expose Council to unnecessary costs and risks. Managed as sites are remediated.
98	Utilise open space levies, developer contributions and the development approvals process to acquire land for open space and conservation purposes as opportunities arise.	BAU	Ongoing	Finance	Developers	Principle	N/A	Use to fund and budget for future works.
99	Identify priority water bodies for acquisition for their ecological values.	Not started	Long	Parks Property	Melbourne Water	Research	\$75,000 consultant fees	Dependant on willingness to undertake biodiversity studies.
100	Seek funding from State government sources (eg Sport and Recreation, Planning and Community Development), user groups and private organisations for completion of sections of the pathways.	BAU	Ongoing	Finance	Relevant government agency	Principle	N/A	Alternate funding opportunities are investigated for relevant projects
101	Involve local community, environment and user groups in 'volunteer days' to undertake works, landscaping and maintenance	BAU	Ongoing	Parks NRA Comms	Friends Groups	Community engagement	Staff resources	Business as usual for NRA group
102	Develop an approach to promote the design and construction of roads which incorporate footpaths and landscaping and accord with design outcomes sought in the Kingston Green Wedge Management Plan (refer to 5.5 Streetscape Design Guidelines).	BAU	Ongoing	Traffic and Transport Infrastructure Engineering	Developers Land Owners if State Authorities	Principle	Staff resources	BAU for Engineering and Infrastructure teams. Horse Trails also considered.
103	Progressively implement the road verge landscaping and footpath improvements for which Council is responsible as part of operational budgets.	BAU	Ongoing	Parks Traffic and Transport Infrastructure Engineering	VicRoads if arterial	Capital works	Project budgets	BAU for relevant teams
104	Negotiate with VicRoads to ensure upgrades to roads are made in a timely manner, incorporate the required space for landscaping and footpaths, with minimal impacts on Braeside Park.	BAU	Ongoing	Parks Traffic and Transport Infrastructure Engineering	VicRoads Parks Vic	Advocacy Principle	Staff resources	Ongoing conversations to be held with relevant stakeholders during works.
ACCESS & MOVEMENT								
PRIVATE (ROAD BASED) TRANSPORT								
105	Liaise with State Government to support the construction of the Dingley Bypass within the next 5 years.	Complete	Immediate	N	VicRoads	Advocacy	Staff resources	Dingley Bypass constructed and opened
106	Liaise with State Government to resolve the timing for the construction of the Mornington Peninsula Freeway Extension.	Ongoing	Ongoing	Traffic and transport	DTPLI VicRoads	Advocacy	Staff resources	Ongoing discussions and advocacy work taking place

107	Ensure that the design of the Dingley Bypass and Mornington Peninsula Freeway includes frequent habitat links and pedestrian/cycle crossing points that meet safety standards and guidelines.	BAU	Ongoing	Traffic and transport Engineering	As above	Principle	Staff resources	
108	Determine whether the alignment of the Mornington Peninsula Freeway Extension has been finalised and, if not, seek to modify the alignment (and obtain surplus land) if this assists to achieve other objectives of the Kingston Green Wedge Management Plan.	BAU	Ongoing	Traffic and transport Engineering Property	As above	Advocacy Design Principle	Staff resources	Ongoing discussions and negotiations around plan
109	Liaise with VicRoads to minimise the construction impacts of the Mornington Peninsula Freeway Extension on Braeside Park.	BAU	Ongoing	Traffic and transport Engineering	VicRoads Parks Vic	Advocacy Design Principle	Staff resources	Will be discussed in the development of the bypass.
110	Lobby State Government to confirm the timing of the Mornington Peninsula Freeway and the potential to expedite components of the project relating to, for example, pedestrian and cycling pathways along its length.	BAU	Ongoing	Traffic and transport Engineering	VicRoads	Advocacy Design Principle	Staff resources	Ongoing discussions are being held as part of the project's development.
111	Lobby State Government (and VicRoads) to incorporate the upgrading of Westall, Centre Dandenong, Lower Dandenong, Governor and Springvale Roads in the vicinity of any interchange with the Bypass or Extension.	BAU	Ongoing	Traffic and transport Engineering	VicRoads	Advocacy Design Principle	Staff resources	Ongoing discussions are being held as part of the project's development.
112	Investigate the potential to downgrade or remove other roads within the Kingston Green Wedge which are not located near interchanges and on which traffic volumes are expected to reduce as a consequence of the Bypass or Extension or its related works	BAU	Ongoing	Traffic and transport Engineering	VicRoads	Advocacy	Staff resources	Road counts are being undertaken and continuous discussions are being had.
113	Review existing and proposed access arrangements to Moorabbin Airport to identify potential opportunities for increasing connectivity to and from the site	BAU	Ongoing	Traffic and transport Engineering Planning	Moorabbin Airport	Engagement	Staff resources	Continuous discussions are being had with the airport
114	Lobby Federal Government for the external traffic impacts of major land use proposals on the Moorabbin Airport site to be mitigated as appropriate	BAU	Ongoing	City Strategy	Government	Advocacy	Staff resources	Ongoing discussion and continuous lobbying takes place
PUBLIC TRANSPORT								
115	Lobby State Government, and liaise with the Department of Transport, to provide additional bus services within the Kingston Green Wedge, including those to/from existing rail based transport services.	Not started	Long	Traffic and transport	PTV	Advocacy	Staff resources	Discussions to be had with PTV and DTPLI. Needs further analysis.
116	Lobby State Government, and liaise with the Department of Transport, to better incorporate the existing Smartbus routes operating in the vicinity of the Kingston Green Wedge to existing and future land uses to be provided within the Wedge.	Not started	Medium	Traffic and transport	PTV	Advocacy	Staff resources	Discussions to be had with PTV and DTPLI
117	Improve the quality of bus stops and shelters located within the Kingston Green Wedge.	By others	Medium	Engineering Infrastructure	PTV	Advocacy	Potential project contribution	Lobby to have PTV/DTPLI undertake the work.
118	The quality of the bus stops and shelters should extend to all facets of design including: proximity to key land uses, visibility, weather protection, design, safety, comfort and convenience, incorporation of lighting (preferably solar powered) and DDA compliance.	BAU	Ongoing	Engineering Infrastructure	PTV	Design principle	N/A	Will be considered as part of the design
ACTIVE TRAVEL (WALKING & CYCLING)								

119	Provide a spinal connection from one side of the Green Wedge to the other by including in the design of both the Dingley Bypass and Mornington Peninsula Freeway Extension pedestrian and cycle facilities on both sides of the road (with these facilities provided ahead of the construction of the road components of these projects if possible).	Ongoing	Ongoing	Traffic and transport Engineering Infrastructure Public Place Projects	VicRoads	Design Principle Advocacy	Staff resources	Ongoing conversations are being had to develop these links. Works are undertaken internally when funding is available.
120	Investigate the possibilities for additional east-west shared path and habitat links.	BAU	Ongoing	As above	VicRoads Land Owners	Research	Staff resources	Plan is continually reviewed against new developments in the area to determine how better links can be made.
121	Provide off-road connections to key uses including schools, shopping centres, community facilities and major sporting venues.	BAU	Ongoing	As above	VicRoads Land Owners Developers	Capital works	Required	Projects are undertaken as funding is available.
122	Implement the Principal Bicycle Network through lobbying VicRoads and construction/marketing of bike lanes.	BAU	Ongoing	As above	VicRoads Land Owners	Capital works	Required	Projects are undertaken as funding is available.
123	Ensure that all new land uses within the Kingston Green Wedge provide bicycle parking facilities in accordance with statutory (minimum) requirements.	BAU	Ongoing	Planning	Developers Land owners	Principle	N/A external Project budget	Requirement of the planning scheme. Principle to be implemented as part of new projects
124	Lobby State Government and VicRoads to increase the amount of cycle infrastructure currently provided within the Green Wedge (particularly given that VicRoads are currently reviewing the Principle Bicycle Network to include more off-road facilities).	Ongoing	Ongoing	Traffic and transport Engineering Infrastructure	DTPLI VicRoads	Advocacy	Staff resources	Ongoing discussions are being had to implement projects.
BUILDINGS								
125	Apply the Private Realm Design Guidelines through the planning scheme	BAU	Ongoing	Strategic Planning Statutory Planning	Developers	Principle	N/A	GWP is currently a reference document in Planning Scheme and is an effective guiding and influencing mechanism. Waiting for outcomes on other projects before further action is taken.
126	Monitor the effectiveness of the Guidelines and review as required	BAU	Ongoing	Strategic Planning Statutory Planning GWO	Developers	Principle	Staff resources	Regular meetings to be set up with Planning to review the guidelines.
127	Investigate utilising Local Laws to improve the appearance of unsightly or unkempt land	BAU	Ongoing	Local Laws	Land owners	Enforcement	N/A	Enforcement is undertaken by Local Laws
128	Apply the Category 3 advertising controls through the Green Wedge area and by Policy advocate a maximum pole sign height of 7m to ensure that the signs do not extend beyond the tree canopy height.	BAU	Ongoing	Statutory Planning	Developers	Planning Scheme Implementation	N/A	GWP is currently a reference document in Planning Scheme and is an effective guiding and influencing mechanism. Waiting for outcomes on other projects before further action is taken.
GOVERNANCE & LEADERSHIP								
129	Introduce a planning scheme amendment to give statutory effect to the Plan.	On hold	Review	Strategic Planning Statutory Planning	DTPLI	Planning scheme amendment	Staff resources	GWP is currently a reference document in Planning Scheme and is an effective guiding and influencing mechanism. Not seen as necessary or beneficial at this stage but can be reviewed in future.

130	Establish a group to oversee implementation of the Plan.	Complete	Ongoing	City Strategy Public Place projects	Community group	Community engagement	Staff resources	Defenders of the Green Wedge developed.
131	Meet with adjoining Councils regarding implementation of the Plan.	Ongoing	Ongoing	Public Place Projects	Other Councils	Principle	Staff resources	Continue discussions with the group .
132	Actively monitor State and Federal grant programs, particularly in the areas of recreation, sustainability, agriculture innovation, environment and economic development, and submit funding submissions based on the outcomes and actions of the GWP.	BAU	Ongoing	All	State and Federal level funding arms	Principle	Staff resources	Ongoing principle which will be considered for specific projects where relevant.
133	Lobby VicRoads to include an open space corridor within the Dingley By-pass reservation and project cost, including trails and linkages to existing open space areas and the Chain of Parks where possible.	Complete	Immediate	Traffic and Transport Engineering	VicRoads	Advocacy	Staff resources	Included as part of Dingley Bypass construction .
134	Liaise with Parks Victoria regarding extent and timing of land acquisition for the Chain of Parks and funding available to implement components of the GWP.	Ongoing	Ongoing	City Strategy Public Place Projects	Parks Vic	Advocacy	Staff resources	Continue discussions and advocate for development of parks.
135	Advocate for the Kingston Green Wedge to be recognised and included in major strategic and open space planning projects.	Ongoing	Ongoing	City Strategy Public Place Projects	Relevant State government agency	Advocacy	Staff resources	Ongoing for specific projects.
136	Identify key public realm and infrastructure improvement projects within the Green Wedge and develop a Special Rates Scheme which identifies relevant properties, charges and Council contributions if required.	Review	Review	-	-	-	-	Recommendation is to continue funding from Rates. Any special rates scheme will only apply to large scale intense developments which contradict the principles of the Green Wedge Plan.
137	Identify and approach key stakeholders and potential sponsors to discuss opportunities to provide funding for recreational, sustainability and community facilities within the Green Wedge.	BAU	Ongoing	Project dependant	Project dependant	Principle	Staff resources	Approach relevant stakeholders as opportunities are made available.
138	Investigate the establishment of a Farmland Trust to work with superannuation funds and financial institutions to invest in agricultural land to be preserved for agricultural uses.	Review	-	-	-	-	-	Preliminary studies have shown this action needs to be landholder driven.



Spring Road Reserve

The end of landfill in Kingston's Green Wedge

Kingston is finally seeing the end of the waste industry in our community, with former landfills in Kingston's Green Wedge now being transformed into parklands and open space.



It's taken years of lobbying by Kingston Council, but residents in our northern suburbs will soon celebrate the end of odour, dust and trucks in their neighbourhoods.

This month marks the 3-year anniversary since Kingston Council and the Victorian Planning Minister introduced special planning protection (the Green Wedge A Zone C143 Amendment).

The change outlawed any new landfills opening in our area and gave Kingston's Green Wedge a bright future.

In the past the area was home to over 30 active landfill sites. Thankfully the old landfill sites are now approaching the end of their life and are being replaced by green spaces.

An amazing transformation is now underway. Ugly landfills are now being rehabilitated and converted into parkland, open spaces and sporting facilities for the community to enjoy.

SEE THE AMAZING TRANSFORMATION UNDERWAY IN KINGSTON'S GREEN WEDGE >>>

The changing face of Kingston's Green Wedge...

Landfills are almost a relic of Kingston's past and are being replaced with new parklands and sporting facilities for the community to enjoy.



New parklands will add to the many activities already on offer in the Green Wedge including horse riding, golf, walking and cycling, fishing, go karting, kite flying and much more... We are getting on with the job of delivering the Chain of Parks as set out in the *Sandbelt Open Space Strategy* and *Kingston's Green Wedge Management Plan*.





1. Spring Road Reserve

✓ FORMER LANDFILL CLOSED 1995
Former landfill site was opened as a 34ha public park in 2016 with park improvement works – including pathways, seating and a dog off-lead area – officially opened October 2018.



2. Elder Street South

✓ LANDFILL CLOSED 2004
Council is investing \$1m to create Kingston's next park which will be opened in 2019, giving the community a new 4 hectare open space to enjoy.



3. Delta site, Heatherton Rd OPERATIONAL

Council hopes the site will be transformed into a new Green Wedge regional sporting facility with planning underway for AFL/cricket ovals, hockey pitches, cycling criterium circuit plus a pavilion, playgrounds and wetlands area.



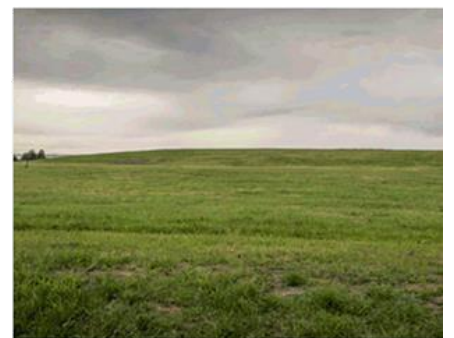
4. Victory Road

✓ LANDFILL CLOSING 2019
The 31ha site will become a significant regional parkland for the community featuring pathways, viewing platforms, exercise equipment and a BMX track.



5. Hawthorn Football Club

✓ FORMER LANDFILL CLOSED & REHABILITATED
Hawthorn Football Club purchased the 28ha site to develop a new HQ featuring elite training centre, administration facility and community facilities including potential for up to five ovals and an athletics track.



6. Henry Street

✓ LANDFILL CLOSED 2013
Council has called on the Victorian Government to acquire the privately owned site for the Chair of Parks.



7. Clayton Regional Landfill 8. Deals Road

✓ CLOSED 2016
Rehabilitation works on the privately owned sites underway and due to be completed in early 2019. Parts of these sites are also earmarked for the Chain of Parks.



9. Enviromix composting

✓ CLOSING 2019
Closing soon as it is located on land set aside for the new Mordialloc Bypass.

Get the latest news about Kingston's Green Wedge

Read the detail
kingston.vic.gov.au/greenwedge
Keep up with other Council news
kingston.vic.gov.au/subscribe
Follow us
facebook.com/cityofkingston

The transformation doesn't end there... with future rehabilitation plans also underway at other sites, including the former Oakleigh Tip on Carrol Road and the Lantrack site at the corner of Old Dandenong Road and Heatheron Roads.

Media Release

The Hon Lily D'Ambrosio MP
Minister for Energy, Environment and Climate Change
Minister for Suburban Development



Sunday, 4 November 2018

CREATING THE SANDBELT PARKLANDS FOR LOCAL FAMILIES

A re-elected Andrews Labor Government will create 150 MCGs worth of continuous green open space across the the bayside suburbs, making sure local families have access to a great local park.

The Sandbelt Parklands has been talked about for nearly 90 years, but only Labor will deliver it.

A re-elected Labor Government will deliver a 355 hectare chain of parks from Warrigal Road in Moorabbin to Braeside Park in Dingley Village, with walking and bike trails and adventure play areas for local kids.

The much-loved Seaford wetlands will get a \$5 million package of landscaping and environmental works, with upgrades to walking paths and facilities.

It's part of Labor's plan to create dozens of new parks across the state, equivalent to more than 170 Royal Botanic Gardens, for the suburbs that need them the most.

This unprecedented investment will turn Victoria into the parks capital of Australia and ensure that every Victorian has a great local park, no matter where they live.

The Liberals are putting the interests of developers first, with plans to fast track 290,000 new homes in our city's outer suburbs without the public transport, hospitals, schools or parks that communities need.

Only Labor will make sure our city retains its place as one of the world's best places to live.

Labor will invest \$150 million to create more than 6,500 hectares of parkland and new walking and bike trails right across Melbourne, giving families great places to spend a day off.

This includes \$10 million to help local councils upgrade underutilised suburban space and local parks with new playgrounds, landscaping, toilets and picnic facilities, transforming them into better places for locals to enjoy.

Quote attributable to Minister for Energy, Environment and Climate Change Lily D'Ambrosio

"Labor will create thousands of hectares of new parks and bike and walking trails to make sure that no matter where you live, every family has a great local park to enjoy."

Quote attributable to Member for Bentleigh Nick Staikos

"The Sandbelt Parklands have been in the too hard basket for too long – only Labor will get on and deliver this project to give families in Moorabbin more open space, close to home."

Quote attributable to Member for Keysborough Martin Pakula

"Whether it's taking the kids to the playground or providing a place to relax and switch off, this new park will make a real difference to local families."

Media contact: Ben McNair 0409 730 565 | ben.mcnair@vic.alp.org.au

Quote attributable to Member for Mordialloc Tim Richardson

“Under Labor, this will be a place for kids to explore, families to connect and locals to enjoy.”

Quote attributable to Labor Candidate for Clarinda Heang Tak

“This new park will give locals even more opportunities to get active together.”

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Agenda Item No: 8.5

RESPONSE TO NOTICE OF MOTION NO. 29/2017 - IMPLEMENTATION OF THE GREEN WEDGE PLAN

Contact Officer: Rita Astill, Team Leader Strategic & Environmental Planning

Purpose of Report

The purpose of this report is to respond to Notice of Motion No. 29/2017 raised on 24 July 2017 by Cr Staikos in relation to the implementation of the Kingston Green Wedge Plan, 2012.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Accept this report as officer's response to the Notice of Motion No. 29/2017 – Implementation of the Green Wedge Plan.
2. Allocate \$270,000 over this and the coming 2018/2019 and 2019/2020 financial years from the Green Wedge Reserve to sit within the Strategic and Environmental Planning Team's operational budget for a review and consultation on the Green Wedge Plan during 2018/2019 and the statutory implementation of the review in 2019/2020.
3. Fund a temporary full time Band 7 position funded through the Green Wedge Reserve within the Strategic and Environmental Planning Team for the 2018/2019 and 2019/2020 financial years to project manage implementation of the land use planning actions outlined in this report, at an approximate cost of \$120,000 p.a.

1. Executive Summary

Notice of Motion No. 29/2017 was carried at the Ordinary Council meeting on 24 July 2017. The NOM sought officer advice in relation to the approach and resources required to review and implement recommendations of the Kingston Green Wedge Plan, 2012.

Planning Practice Note *Preparing a Green Wedge Management Plan* indicates that Council should commit to reviewing its Green Wedge Plan every 5 years to ensure it remains relevant and to measure its performance. In this regard, and mindful that over 5 years has now elapsed since the current plan was adopted in 2012, it is considered that a review could be conducted by the Council should it wish to prioritise this initiative.

It should be noted that the work proposed via the NOM represents a significant policy initiative, which, if undertaken in accordance with the relevant Practice Note, would essentially involve a complete review of the existing Green Wedge Plan and all associated actions. If delivered in its entirety, the proposed NOM would also achieve implementation of a number of significant policy initiatives flagged as actions within the current Green Wedge Plan.

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The completion of the work proposed in the Notice of Motion is anticipated to require 1 full time officer for a period of 2 years and incur costs of approximately \$270,000 for consultant, legal and panel fees. The project would entail:

- 2018-2019 Financial Year
 - Review of the Green Wedge Plan.
 - Undertaking an agricultural preservation and strengthening strategy
- 2019-2020 Financial Year
 - Amendment process to implement the recommendations of the Kingston Green Wedge Plan into the Kingston Planning Scheme. The cost associated with this work will vary based on the level of interest that exists in the Amendment process.

This report recommends that Council establish a new temporary full time Band 7 position within the Strategic and Environmental Planning Team for a period of 2 years to project manage implementation of the actions outlined in the NOM with the exception of work the City Assets and Environment Department will complete on the Chain of Parks Masterplan. The report also recommends the allocation of a budget of \$270,000 over this and the coming two financial years from the Green Wedge Reserve to sit within the Strategic and Environmental Planning Team's operational budget for associated consultant, legal and planning panel fees.

2. Background

At its Ordinary Council meeting on 27 August 2012, Council adopted the Kingston Green Wedge Plan (KGWP). The KGWP was prepared by Planisphere (now Ethos Urban) and provides a long term strategy for the land contained within the non-urban area of the City of Kingston.

Since the preparation of KGWP there have been a number of significant policy changes at a State and Local Government level including:

- The State Government's finalisation of the new rural zones;
- Council's adoption of Amendment C143 to the Kingston Planning Scheme; and
- The introduction of Plan Melbourne.

At its meeting on 24 July 2017 Council resolved (NOM 29/2017) that:

1. *Council reaffirms its commitment to implement the Kingston Green Wedge Plan (KGWP).*
2. *Council instructs officers to prepare scoping report on the next steps to implement the KGWP. The scoping report will include details on the process, time required and costs associated with a review the KGWP in line with the Ministerial Direction to review Green Wedge Management Plans after five years, with special reference to the following priorities of Council:*
 - i. *Request Planisphere undertake the project and provide a quote;*
 - ii. *Advise Council on the preparation of a planning scheme amendment to incorporate and embed the KGWP into the Kingston Planning Scheme;*
 - iii. *Delete any reference in the KGWP and the Kingston Planning Scheme (MSS) to allowing or encouraging any urban conversion of Green Wedge land;*
 - iv. *Change the name of the Kingston Green Wedge Plan to Kingston Green Wedge Management Plan;*

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- v. *Remove and delete irrelevant and superseded enterprise sites policy and any other sections concerning the Green Wedge that are redundant or at odds with the KGWP*
 - vi. *Consider the preparation of a planning scheme amendment to proceed with the KGWP recommendation (in chapter 8.5 option 3) to rezone Special Use 2 and Green Wedge Zone land to Green Wedge A Zone – (noting that explicitly excludes golf courses which are zoned Special Use 1 Zone).*
 - vii. *Consider whether it is still relevant and feasible to ask the Minister to authorise a planning scheme amendment to rezone the Waterways wetlands and other Melbourne Water land into the Kingston Green Wedge.*
3. *That the scoping report advise Council on the:*
- a. *Preparation of an agriculture preservation and strengthening strategy to support and enhance agriculture in the Green Wedge in line with Action item 48, 50, 51 and 132 of the KGWP;*
 - b. *Potential impacts on the current uses within the Green Wedge of the proposed Southern Metropolitan Cemeteries Trust proposal for a cemetery;*
 - c. *Measures Council needs to take to protect and enhance the Green Wedge in the light of the construction of the Mornington Peninsula Freeway Extension (Mordialloc Bypass) with specific reference to its impact on environmental, heritage, agricultural values and on the amenity of existing residents of the Green Wedge and adjacent suburbs, including the establishment of a new wetlands.*
 - d. *Preparation of a masterplan, funding plan and implementation plan for the Chain of Parks including a Chain of Parks Trail - a pedestrian, cyclist and equestrian trail from Karkarook Park to Braeside Park - as far as possible along the route recommended in the Sandbelt Open Space Project report, with links to other parks*
4. *That council directs officers to abandon work in relation to any proposed urban rezoning of the Green Wedge including:*
- a. *the land bounded by Springvale and Governor Roads, Braeside Park and Southern Golf Course;*
 - b. *any proposals to pursue a Rural Living Zone within the Green Wedge; and*
 - c. *the pursuit of any policy to permit the subdivision to lots smaller than the minimum lot size permitted in the Kingston Green Wedge Zone.*
5. *That Officers also provide within the report advice on further consultations with the community including land owners and other interested groups on the next phase of implementation of the Kingston Green Wedge Management Plan*

The purpose of this report is to provide a preliminary officer response in relation to the above Notice of Motion.

3. Discussion**3.1 Council Plan Alignment**

Goal 1 - Our well-planned, liveable city supported by infrastructure to meet future needs

Direction 1.1 - Intergenerational land use planning for a sustainable community

This report responds to the Council Plan by providing advice in relation to the planning and land use issues raised in Notice of Motion No. 29/2017.

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Any review or changes to the KGWP would require consultation with landowners in the green wedge and key stakeholder groups. This would likely coincide with the release of the draft KGWP Review and entail the appointment of a private consultant firm to assist with preparation and delivery of a targeted consultation strategy to elicit feedback from landowners, occupiers and relevant stakeholders.

Any consultation exercise required would be scoped in partnership with Council's Communications and Customer Relations Department. Mindful of the advisory nature of this report and the fact that the preparation of detailed project briefs is subject to yet to occur further advice on the consultation and communication activities would be provided on the basis Council proceeds to undertake the recommended work and appoints a consultant to assist it.

Consultation would also be required as part of any statutory processes advanced to make changes to the Kingston Planning Scheme.

3.3 Operation and Strategic Issues**3.3.1 Reviewing the Green Wedge Plan**

Planning Practice Note *Preparing a Green Wedge Management Plan* states that Councils should commit to reviewing Green Wedge Plans every 5 years to ensure they remain relevant and to measure its performance.

A review of the KGWP would involve:

- Assessing the effectiveness of the implementation of the plan
- Ensuring the plan has retained consistency with subsequent State Government policies and strategies
- Engagement with landowners and key stakeholders
- Updating the plan to reflect land use and infrastructure changes that have occurred.
- Evaluating the application of zones and overlays as recommended by the Plan for areas where a Planning Scheme Amendment is yet to occur.
- Identifying priorities actions that are yet to be completed.

This review is anticipated to take approximately 12 months.

The process of rezoning land and the movement of the urban growth boundary requires a full review of the Green Wedge Plan to determine if there is a sound strategic basis. Movement of the Urban Growth Boundary requires ratification from both houses of Parliament. The review of the plan would also provide the opportunity to consider Planning Scheme Changes both in relation to Local Planning Policy and the potential application of overlays (eg Design and Development Overlays or other forms of overlay).

The preparation of an agriculture strategy and work around the master planning and implementation of the Chain of Parks can be undertaken without the review of the KGWP but would ideally feed into any planning scheme amendment and future updating of the GWP.

The review would also consider land use changes that have or are planned to occur to accommodate activities including the Hawthorn Football Club and the now committed construction of the Mordialloc bypass.

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At 1 July 2017 the balance of the Green Wedge reserve is \$8,311,287, with \$1,925,085 allocated to projects including gateway planting, sports ground study, solar feasibility, walking and connectivity project, linking Karkarook Park to Settlement Creek/Clayton Road and Elder Street capping.

The 2018/2019 budget has \$2,425,000 of committed projects at this stage. The 2019/20 budget has \$135,000 committed projects resulting in a projected reserve balance of \$6,958,201 at the end of 2019/20

3.3.3 Current City Strategy Work Program:

It is noted that the City Strategy work program currently includes an extensive list of projects including but not limited to:

- The Kingston Planning Scheme Review
- Affordable Housing Study
- Neighbourhood Character and Housing Study
- Private Planning Scheme Amendments including Clayton Business Park and Kingswood Gold Course
- Cheltenham Activity Centre Structure Plan Review
- Mentone Station and Gardens Urban Design Framework
- Edithvale Bonbeach Environmental Effects Statements
- Mordialloc Bypass Environmental Effects Statements
- Climate Change Strategy
- Large Scale Solar Feasibility Study

The officer time and resourcing required to undertake the work proposed in the NOM is significant and in the absence of a dedicated resource would likely impact on the ability to deliver the Department's existing work program. For this reason, in addition to a consultant budget this report proposes the establishment of a new temporary full time Band 7 resource within the Strategic and Environmental Planning Team for a period of 2 years.

3.3.4 Officer Response to Notice of Motion 29/2017 -

1. *Council reaffirms its commitment to implement the Kingston Green Wedge Plan (KGWP).*

Officer Recommendation:

Noted.

2. *Council instructs officers to prepare a scoping report on the next steps to implement the KGWP. The scoping report will include details on the process, time required and costs associated with the review of the KGWP in line with the Ministerial Direction to review Green Wedge Management Plans after five years, with special reference to the following priorities of Council:*

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- i. Request Planisphere undertake the project and provide an indicative quote;*

Officer Recommendation:

Officers have discussed the project with consultants at ETHOS Urban (formally Planisphere). Mindful that the project has not been fully scoped and a consultant brief has not been prepared, a verbal fee estimate was obtained by Council officers from ETHOS Urban which was discussed at the Councillor Information Session on 5 February 2018.

It is noted that contracted works greater than \$150,000 require an exemption from the Minister in the event that a tender process is not to be undertaken. If indicative costs to undertake a review of the KGWP are over \$150,000 it is recommended that Council require the project to go through a tender process.

It is anticipated that the project will require significant officer time. The review of the Kingston Green Wedge Plan would be the first activity as a catalyst to considerations regarding further changes to the Kingston Planning Scheme.

- ii. Advise Council on the preparation of a planning scheme amendment to incorporate and embed the KGWP into the Kingston Planning Scheme; AND*
- iii. Delete any reference in the KGWP and the Kingston Planning Scheme (MSS) to allowing or encouraging any urban conversion of Green Wedge land; AND*
- iv. Change the name of the Kingston Green Wedge Plan to Kingston Green Wedge Management Plan; AND*
- v. Remove and delete irrelevant and superseded enterprises sites policy and any other sections concerning the Green Wedge that are redundant or at odds with the KGWP;*
- vi. Consider the preparation of a planning scheme amendment to proceed with KGWP recommendation (in chapter 8.5 option 3) to rezone Special Use 2 and Green Wedge Zone land to Green Wedge A Zone – (noting that explicitly exclude golf courses which are zoned Special Use 1 Zone).*

Officer Recommendation:

Items *ii, iii, iv, v* and *vi* above could all be considered through the review of the Kingston Green Wedge Plan as discussed under item *i* above. On the basis the review identifies an appropriate strategic justification for the above, future changes to the Kingston Planning Scheme may include:

- Changes to the Municipal Strategic Statement and refinement of local policy to strengthen the vision and preferred land use, landscape, environmental and conservation objectives in the Green Wedge.

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- A Design and Development Overlay (DDO) to provide built form guidelines and permit triggers including building height, setbacks, materials, site coverage, signage, and landscaping.
- Rezoning of land south of Kingston and Heatherton Roads to a Green Wedge A Zone.

The development of these controls would occur as an outcome of the review of the Kingston Green Wedge Plan and Council would need to carefully consider what controls could be practically implemented.

In relation item *vi*, it is noted that land north of Kingston and Heatherton Roads was rezoned from a Special Use Zone Schedule 2 (Earth and Energy Resources Industry) to a Green Wedge A Zone as part of Amendment C143. This Amendment involved significant resources and financial commitment estimated at \$180,000 for legal, consultant and Panel costs. Amendment C143 had clear strategic justification with this area containing a significant number of landfills close to the end of their life cycle and the 'Chain of Park's concept. The rezoning of the land to a Green Wedge A Zone was identified as the appropriate zone as it prohibits material recycling.

In further examining this issue consideration would need to be given to the differences in intent between the purposes of the Green Wedge A Zone and Green Wedge Zone.

The land uses permissible in the two zones are similar however uses including Materials Recycling are prohibited in the Green Wedge A Zone. A copy of a comparison of the land uses across the two zones is provided as an appendix to this report.

Land to the south of Kingston and Heatherton Roads comprises of a range of uses including agriculture, golf courses and some other activities. Any zoning change would impact on individual landowners and occupiers recognising the number of owners in the C143 area was fewer than the area in question. Council would need to balance the cost of seeking to implement the change against the benefits.

This proposition could be examined as part of the review of the Green Wedge Plan as per item *ii* above, potentially requiring further technical consultant reports to provide a robust strategic basis for the changes.

The conduct of a Planning Scheme Amendment to implement the potential outcomes of the Green Wedge Plan review as described above would require significant resources. Indicative costs are \$110,000 - \$140,000 for consultant, legal and panel costs.

- vii. Consider whether it is still relevant and feasible to ask the Minister to authorise a planning scheme amendment to rezone the Waterways wetlands and other Melbourne Water land into the Kingston Green Wedge.*

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Officer Recommendation:

Ratification by Parliament is required for any amendment that amends an urban growth boundary. It is recommended that this be undertaken as part point ii. In the first instance it is also recommended that Council engage with Melbourne Water to determine whether they would be supportive of such a change.

It is also noted that the Minister has presented a strong stance in not changing the urban growth boundary previously highlighting the Urban Growth Boundary Anomalies Advisory Committee process that occurred in 2011 and that the opportunity for Council's to seek changes to the boundary has now passed. In this regard it is noted that there is a risk that an amendment of this nature may not be authorised.

3. That the scoping report advise Council on the:
- a) *Preparation of an agricultural preservation and strengthening strategy to support and enhance agriculture in the green Wedge in line with Action item 48, 50, 51 and 132 of the KGWP;*

Officer Recommendation:

On the basis Council so resolved to undertake this work concurrent to a review of the Green Wedge Plan as outlined under item 2(i) above. This would allow for any outcomes to be considered through the review of the Green Wedge Plan and future preparation of a Planning Scheme Amendment.

Officers would need to procure and appoint a consultant to undertake this work as it requires technical expertise.

- b) *Potential impacts on the current uses within the Green Wedge of the proposed Southern Metropolitan Cemeteries Trust proposal for a cemetery;*

Officer Recommendation:

It is suggested that Council officers write to the Southern Metropolitan Cemeteries Trust to determine whether they still intend to pursue a proposal for a cemetery in Kingston, if they do then council officers to obtain more information to advise Council on the impact.

- c) *Measures Council needs to take to protect and enhance the green Wedge in the light of the construction of the Mornington Peninsula Freeway Extension (Mordialloc Bypass) with specific reference to its impact on environmental, heritage, agricultural values and on the amenity of existing residents of the Green wedge and adjacent suburbs, including the establishment of a new wetlands.*

Agenda**City of Kingston
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It is noted that on 13 September 2017 the Minister for Planning confirmed that an Environmental Effects Statement (EES) will be required for the Mordialloc Bypass project. The EES process will focus on the potential impacts on the habitat value and quality of wetlands and other habitats adjoining or traversed by the project, especially with regard to threatened species, the surface water and groundwater systems which contribute to the health and habitat quality of adjacent and nearby wetlands, including the Ramsar-listed Edithvale wetland, indigenous cultural heritage values, the containment and management of potentially contaminated soils and potential acid sulphate soils, and amenity values of adjacent land, especially residential land and parkland. Council officers are represented on the technical reference group established to guide this process.

In terms of enhancements to the Green Wedge, future location of the wetland and delivery of the Chain of Parks it is noted that further work is occurring within the City Assets and Environment Division to advance these objectives.

Mindful of the EES process already underway and internal resourcing already established it is considered that no further resourcing or budget is required to achieve this element of the NOM.

- d) *Preparation of a masterplan, funding plan and implementation plan for the Chain of Parks including a Chain of Parks Trail – a pedestrian, cyclist and equestrian trail from Karkarook Park to Braeside Park- as far as possible along the route recommended in the Sandbelt Open Space Project report with links to other parks.*

Officer Recommendation:

As per item 3(c) above, it is noted that the City Assets and Environment Division are currently working on the preparation of this planning and chain of parks delivery work.

4. *That Council directs officers to abandon work in relation to any proposed urban rezoning of the Green Wedge including:*
- a. *The land bounded by Springvale and Governor Roads, Braeside Park and Southern Golf Course;*
 - b. *Any proposal to pursue a Rural Living Zone within the Green Wedge and*
 - c. *The pursuit of any policy to permit the subdivision to lots smaller than the minimum lot size permitted in the Kingston Green Wedge Zone.*

Officer Recommendation:

Noted

5. *That Officers also provide within the report advice within the report advice on further consultations with the community including land owners and other interested groups on the next phase of implementation of the Kingston Green Wedge Management Plan.*

**City of Kingston
Ordinary Meeting of Council**

Agenda**26 February 2018****Officer Recommendation:**

A review of the KGWP would require all land owners, community groups and government agencies to be engaged through the process. As part of the tender process submissions should address how to best engage with the community. Given the project comprises a review of an existing Plan, a focussed approach to consultation is considered appropriate and would potentially include:

- One on one meetings with key stakeholders (including key landholders, community groups and government agencies)
- Mail outs
- Surveys
- Media (website, media releases, social media)

Expectations of landowners would need to be carefully managed as a review of the KGWP would not be seeking to change the urban growth boundary or zoning of land for residential uses.

Consultation would need to be undertaken when the draft KGWP Review is released for public comment. Any feedback received would then inform preparation of a final version of this document. A second round of community consultation would then occur when the views of the community are sought through any future Planning Scheme Amendment process. It is anticipated that the review of the KGWP would take approximately 12 months.

Any Planning Scheme Amendment resulting from the reviewed KGWP would require formal public exhibition. It is anticipated that any amendment seeking to implement recommendations of the KGWP would take approximately 12 months to complete.

4. Conclusion

Notice of Motion No. 29/2017 was carried at the Ordinary Council meeting on 24 July 2017. The NOM sought officer advice in relation to the approach and resources required to review and implement recommendations of the Kingston Green Wedge Plan (2012). The report recommends first undertaking the review of the Kingston Green Wedge Plan and then implementing any appropriate statutory changes through a Planning Scheme Amendment.

The report does identify that some of the outcomes sought through the Notice of Motion (agriculture preservation and strengthening strategy and Chain of Parks Masterplan) could be prioritised and conducted in parallel with the Green Wedge Plan.

The completion of the work proposed in the Notice of Motion is anticipated to require the appointment of an officer for two years and incur estimated costs of \$270,000 for consultant, legal and panel fees over this and the coming two financial years to be funded through the Green Wedge Reserve.

Appendices

Appendix 1 - Green Wedge Land Use Table (Trim No 17/172602)

**City of Kingston
Ordinary Meeting of Council**

26 February 2018

Agenda

Author/s: Rita Astill, Team Leader Strategic & Environmental Planning
Reviewed and Approved By: Paul Marsden, Manager City Strategy
Jonathan Guttmann, General Manager Planning and Development

Chain of Parks Trail

Project Brief

February 2019

community inspired leadership



1. INTRODUCTION

1.1. PURPOSE

Kingston City Council (KCC) requires the services of an experienced Environmental Planner and/or Ecologist consultant in conjunction with a Landscape Designer to prepare detailed designs for the Chain of Parks Trail.

KCC has a Green Wedge Management Plan 2012 in place which incorporates a trail network originally proposed in the 1994 Sandbelt Open Space Project Development Plan. With the State Government committing to \$150M expenditure on parklands across Melbourne including the Sandbelt Chain of Parks it is timely to develop more detailed designs and standards for the Chain of Parks Trail.

KCC is now requires a consultant to develop plans that will determine best alignment and design to cater for pedestrian, cycling and equestrian uses and for wildlife corridors. Following development of draft designs the consultant will need to undertake consultation with key stakeholders prior to development of final designs. The consultant will also be required to develop an implementation plan incorporating a priority plan for land acquisition. These designs will be utilised by Council for funding advocacy and, where the trail is on Council owned land, tendering for construction.

1.2. PROJECT AREA

The Kingston Green Wedge includes all land outside the Urban Growth Boundary (UGB) in the City of Kingston. It extends roughly from Karkarook Park in the north to Braeside Park in the south, and also

includes two small areas of land in Aspendale Gardens and Patterson Lakes. See image below.



Figure 1: Kingston's Green Wedge Area

1.3. BACKGROUND INFORMATION

COUNCIL RESOLUTION

At the Ordinary Council Meeting 29 January 2019 it was resolved:

That a report be prepared for the February Ordinary Meeting of Council regarding:

- 1. Engaging an environmental planner or ecological consultant to develop plans for the Chain of Parks Trail to provide for pedestrian, cycling and equestrian uses and for wildlife corridors, as requested in Council's July 2017) resolution to implement Kingston's 2012 Green Wedge Management Plan, (attached) along similar lines to the Fauna Linkages report commissioned by Frankston Council (Link attached).*
- 2. Considering engaging the same consultant that has been engaged to review Kingston's Green Wedge Management Plan or alternatively the consultant that was engaged by Frankston Council for the Fauna Linkages report.*
- 3. And that community consultation be included as part of the plan development.*

KINGSTON'S GREEN WEDGE

The Kingston Green Wedge comprises an area of approximately 2,706 hectares.

The Kingston Green Wedge is influenced by a diverse range of factors and influences including its relative proximity to the Melbourne CBD, the adjoining and surrounding urban and residential areas, and landfill areas for which there are long held expectations of conversions to parkland.

Land in the Green Wedge is used for a diverse range of uses including agriculture, recreation facilities, waste and recycling, residential, education and community uses, commercial and industrial uses and the Moorabbin Airport.

The northern section of the Green Wedge has been extensively mined for sand resources with landfills located in these former mines. There are approximately 261 ha of landfill within the Kingston Green Wedge. The majority of the landfills have now ceased waste operation with only one still operating as a landfill. Many of these sites are now undergoing rehabilitation and monitoring. Once rehabilitated many of the landfill sites will provide open space and recreation as part of the 'Chain of Parks' concept.

Since the adoption of the Kingston Green Wedge Management Plan a significant investment on one of the landfill sites has been made by the Hawthorn Football Club. Council has granted Planning approvals to provide for the redevelopment of the 28 hectare site for a unique new headquarters for the Hawthorn Football Club.

[Kingston Green Wedge Management Plan, 2012](#)

Council adopted the Kingston Green Wedge Management Plan at its Ordinary Council meeting on 27 August 2012. The Plan was prepared for Council by consultants Planisphere (now Ethos Urban). The Plan is available for viewing on the Kingston Website.

[Chain of Parks](#)

The Chain of Parks is a regional open space project that will turn a number of landfill sites into a series of linked parks that offer a range of recreational facilities and open space.

The Chain of Parks concept has been around since the 1970's. In 1994 the former Melbourne and Waterways (now Parks Victoria) prepared a report entitled 'Sandbelt Open Space Project'. The report recommends a series of parklands totalling around 355 hectares stretching from Warrigal Road, Heatherton to Springvale Road, Dingley.

A number of parties are involved in delivering the Chain of Parks concept including Council, State Government and private companies. Karkarook Park is the most recent catalyst project that has been delivered by Parks Victoria and Council has since the adoption of the Green Wedge Plan opened the Spring Road reserve in Dingley Village. The Chain of Parks project will take decades to deliver with the remediation of landfill sites and significant funding being required. The State Government has committed to providing some funding towards the development of the Sandbelt Parklands as part of a \$150M commitment to parklands across Melbourne.

A public Acquisition Overlay which identifies land to be purchased has been applied to 128.2 hectares. Clause 22.03 - Sandbelt Open Space Policy of the Kingston Planning Scheme provides guidance on the locations where the Sandbelt Open Space Project or 'Chain of Parks' is intended to be implemented. Council is currently advocating to the State Government to advance the acquisition and development of the Delta Site at 91 – 185 Kingston Road, Heatherton and the Henry Street Landfill site. Council is also committed to raising with the State Government other land that is subject to a Public Acquisition Overlay that once at a suitable stage of rehabilitation can be purchased.

The successful consultant will be briefed on a range of other practical initiatives the Council is funding to advance the Chain of Parks Project over the coming couple of years to ensure the proposed Chain of Parks trail maximises its potential.

Planning Scheme Amendment C143

Much of the northern part of the Kingston Green Wedge has been extensively mined for its sand resources and then used for land filling. Most of the landfills located on these former mines have ceased. Post closure, these sites require rehabilitation for a number of years and potential risks from landfill gas exist for at least 30 years.

On 15 October 2015 Planning Scheme Amendment C143 to the Kingston Planning Scheme into effect. The Amendment rezoned land north of Kingston and Heatherton Roads from Special Use Zone Schedule 2 (Earth and Energy Resources Industry) to a Green Wedge A Zone. An Environmental Audit Overlay and Environmental Significance Overlay were also introduced as part of the Amendment to ensure that land will be suitable for appropriate alternative uses and development in the future. The introduction of this zone prohibits any new waste disposal, materials recycling and transfer stations and support the transition of these activities once rehabilitated to open space for recreational purposes contributing to the 'Chain of Parks'.

New guidelines from the Environment Protection Authority include buffer distances from residential and other sensitive uses. Many of the landfill sites within Kingston's Green Wedge would not comply with these new guidelines.

Dingley Bypass and Mordialloc Freeway

In 2016 the Dingley Bypass was completed providing a 6.4 kilometre arterial road link between Warrigal Road, Moorabbin to Westall Road, Dingley Village. The Dingley Bypass was the final link in completing a continuous arterial link between Moorabbin to Dandenong South.

The Mordialloc Freeway is a to be a new 9 km arterial road linking the end of the Mornington Peninsula Freeway at Springvale Road to the Dingley Bypass along the existing planned reservation. An Environmental Effects Statement is currently being undertaken for the Mordialloc Freeway to consider the potential environmental, social, economic and cultural impacts and how they will be managed. Works are expected to begin on the Mordialloc Bypass in late-2019 with completion due in late 2021. The project will include significant new public paths that will enhance the ability to cycle and walk through the Green Wedge.

2 PROJECT DESCRIPTION

2.1 AIMS AND OBJECTIVES

The brief requires the consultant to provide concept plans for the alignment of the Chain of Parks Trail to deliver pedestrian, cycling, equestrian and wildlife corridors. These trails and potential habitat corridors are included in the Green Wedge Management Plan at a high level and this project is to confirm the exact preferred locations, design specifications and implementation.

The project will provide a prioritised approach to creating trails and habitat linkages and connectivity structures within the Green Wedge with the intention of providing recreation opportunities, connectivity, transportation options and reducing threats to declining fauna populations and building functioning and sustainable fauna populations resilient to climate change.

2.2 PROJECT DELIVERABLES

The Consultant's fee proposal shall make allowance for completing the following tasks and outputs:

Stage One Deliverables

Site Assessments / Opportunities & Constraints Assessment

The site assessment stage shall include a desktop review of key documents including The Sandbelt Open Space Project Development Plan (1994) and Green Wedge Management Plan (2012), site visits, and site analysis as a basis for preparing an opportunities and constraints assessment to the satisfaction of KCC.

Tasks

- + The Consultant shall inspect sites and consider preliminary issues for the provision of trails and habitat corridors
- + The Consultant shall attend a preliminary briefing by Council's Project Manager and separate meeting with key internal stakeholders and some key external stakeholders.
- + The Consultant shall undertake a desktop review of all relevant information pertaining to the design of trails and habitat corridors within the project area.
- + The Consultant shall develop an opportunities and constraints assessment.
- + Presentation of desktop review and opportunities and constraints assessment to project working group.

Output

The Consultant shall develop an opportunities and constraints assessment based on the site assessments and document review in conjunction with Council Officers. Within this works a prioritised list of opportunities including land purchases should be developed. This will then be presented to the project working group for feedback.

Design Development

The design development stage shall include concept design drawings as required to address all design issues to the satisfaction of the KCC. This will include liaison with the Council's Project Manager in seeking adoption from key internal and external stakeholders before proceeding to documentation drawings.

Tasks

- + The Consultant shall develop draft design drawings based on feedback from Council and relevant internal stakeholders.
- + The design drawings shall take into account the existing functions, proposed infrastructure, site topography, access, and vegetation.
- + The designs will be reviewed following community consultation (see below)
- + The Consultant shall provide an initial cost-estimate on design drawings and cost-estimate by a Quantity Surveyor on the final design drawings.
- + The Consultant will engage with Ethos Urban to ensure the final drawings include a product suitable for inclusion in the Green Wedge Management Plan review

Output

The Consultant shall prepare a design drawings based tasks outlined above. This will then be presented to the project working group for feedback and to Council prior to release for consultation. Final design drawings shall be provided based on feedback for presentation to Council for adoption.

Public Display Material

The implementation of the community engagement for this project will be the responsibility of KCC. The consultant will be required to liaise with Council's Project Manager in preparation of public information drawings.

Tasks

- + Public display material shall be prepared as required to convey the design intent for the project. The material shall include an overall plan, sections, perspectives and details as required to communicate the design intent and design elements to the key stakeholders.

Output

The Consultant shall prepare a plan suitable for external public information. Should the Consultant be required to attend the consultation meetings, an hourly rate can be included in the fee proposal. Final design drawings shall be provided based on community engagement outcomes for Council adoption and permits.

2.3 FORMAT OF DRAWINGS

The Consultant shall prepare drawings in A3 format, illustrated and in colour as required to convey the findings. Drawings shall include all necessary photographs, maps, sections, drawings, etc. and written descriptions as required.

The Consultant shall provide the drawings (including all photographs, maps and figures) in Adobe Acrobat pdf and AutoCAD format, or as advised by KCC.

2.4 SUPPORTING INFORMATION

The following information will be made available following award:

- + Sandbelt Open Space Project Development Plan (1994)
- + Green Wedge Management Plan (2012)
- + Details of land within Public Acquisition Overlay 2
- + Frankston Fauna Linkages report

All documents are deemed to be, the property of Kingston City Council and are not to be used by the consultant for any purposes without the permission of Kingston City Council. The contents of reports are not to be released without permission of Kingston City Council.

3 PROJECT PROGRAM

3.1 KEY DATES

Request for Quotation

Quote to be submitted	February (Council)
Award of works	March (Council)

Stage One - Landscape design:

Site Assessment / Opportunities & Constraints Assessment

Preliminary briefing	March (Council / Consultant)
Presentation of desktop review / opportunities & constraints assessment to project working group	April (Council / Consultant)
Review & feedback provided to Consultant	April (Council)

Design Development

Presentation of design drawing(s) to project working group	May (Council / Consultant)
Review & feedback provided to Consultant	May (Council)
Final design drawings submitted to project working group and Council for approval to undertake community consultation	May (Consultant)

Community Engagement

Community engagement material to be submitted	June(Council/ Consultant)
Community engagement	June (Council)
Community engagement outcomes provided to Consultant	July (Council/ Consultant)

Council Endorsements and Permits

Final design drawing(s) and priority plan submitted for Council endorsement and permits	July (Consultant)
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4 FEE PROPOSAL

4.1 SELECTION CRITERIA

As a minimum, the proposal shall address the following issues:

- A lump sum fee broken down by the Consultant's tasks listed in Section 2 of this Project Brief, including hourly rates for nominated personnel to be used for Community Consultation meetings and any variations to the lump sum component of the Consultancy.
- Proposed methodology including project manager and key staff responsible for various components of the project, showing availability for commencement of work and ability to deliver a project on time and within budget. This methodology should include a breakdown of hours allocate against all staff including nominated sub-consultants.
- Previous project experience in providing concept plans and public consultation drawings.
- Demonstrated experience working on similar projects
- Demonstrated experience in showing innovation and design when dealing with complex multifunctional active and passive recreational public spaces.
- Risk and insurance (professional indemnity and public liability).

4.2 TERMS OF ENGAGEMENT

The Consultant shall be engaged in accordance with the provisions of AS 4122 (Int) – 1993, General Conditions for the Engagement of Consultants unless otherwise agreed.

The successful consultant must register on Council OH&S system 'Rapid'.

4.3 CONTRACT PAYMENTS

Payment of the Contract Sum will be made in four stages as follows:

- 20% on successful completion of the Site Assessment Stage

-
- 25% on successful completion of the Design Development Stage
 - 10% on successful completion of the Public Display Material Stage
 - 45% on successful completion of the Final Documentation Stage

4.4 CONTACT

All enquiries for this project should be directed to:

David Shepard

Project Director Green Wedge

Parks, City of Kingston,

1230 Nepean Highway

Cheltenham, 3192


Telephone: 9580 0711


Email: david.shepard@kingston.vic.gov.au

Submissions sent to: david.shepard@kingston.vic.gov.au by C.O.B Tuesday 19 March 2019.



City of
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GREEN WEDGE RESERVE FUND

YEAR	10/11	11/12	12/13	13/14	14/15	15/16	16/17	17/18
INCOME	830,500	1,515,800	1,074,847	2,372,443	2,005,000	1,483,000	1,000,000	1,020,000
EXPENDITURE			43,461	371,350.20	424,744.66	483,604	641,298.06	583,864.16
BALANCE	830,500	2,346,300	3,377,686	5,378,778.80	6,959,034.14	7,958,430.14	8,371,132.08	8,753,267.92



HB Arch architecture & planning
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Women's Regional Sport & Recreation Hub
 South East Metro

Masterplan Concept

Client: Kingston City Council
 Scale: 1:2500 @ A3
 Date: 20/02/2018
 Sheet: A

01

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.3

SALE OF LAND REAR OF 2 CATANIA ST MENTONE

Contact Officer: Michelle Hawker, Senior Administration Officer

Purpose of Report

The purpose of this report is to seek Council's authorisation to sell a parcel of land currently enclosed within the adjoining land of 2 Catania Street Mentone known as Lot 11 on TP 842422N Volume 11330 Folio 779 owned by the Kingston City Council.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Authorise the CEO or his delegate to publish a public notice in accordance with section 189 of the Local Government Act 1989 ("Act") stating Council's intention to sell the land contained in certificate of title Volume 11330 Folio 779 land being land enclosed within 2 Catania St Mentone;
2. Authorise the CEO or his delegate to carry out the necessary administrative procedures to allow Council to carry out its functions under section 223 of the Act;
3. Authorise the CEO or his delegate to convene, if required, a section 223 committee of Council to include Councillors Brownlees, West and Gledhill, General Manager City Assets and Environment and Manager Property and Arts to hear submissions from parties who wish to be heard in support of their written submissions and report back to Council; and
4. In the event no submissions are received, authorise and direct the CEO or his delegate to sell the land enclosed within 2 Catania Street Mentone, for \$9,240 plus GST all costs associated with the sale.

1. Executive Summary

Council has received a request from the owners of 2 Catania Street, Mentone to purchase a section of land which is currently enclosed within their title boundary.

The section of land was a road and discontinued on 12 October 2006. Some parcels were sold and the remaining transferred to Council.



Councils 'Discontinuance and sale of Roads Rights of Way and Drainage Reserves Policy' allows for discounts for land enclosed for over 15 years plus a once only incentive of a further 50% discount to encourage an expedient resolution to the matter. After applying the discounts the sale price equates to \$9,240 plus GST. The policy also makes provisions for the recovery of all costs associated with the disposal of land which will be recovered from the purchaser as part of the sale.

2. Background

On the 26 September 2006, Council resolved after having considered written submissions received under section 223 of the Local Government Act 1989 and being of the opinion that the section of road at the rear of 1 to 9 Kelso St, 2 to 10 Catania St and 38 and 40 Plummer Rd Mentone, is not reasonably required as a road for public use, to discontinue and sell by private treaty. And, that 'In the event that any land remains unsold from the discontinued road, Council authorise officers to take title and offer it for sale at a future date. '

3. Discussion

3.1 Council Plan Alignment

Goal 1 - Our well-planned, liveable city supported by infrastructure to meet future needs
Direction 1.1 - Intergenerational land use planning for a sustainable community

3.2 Consultation/Internal Review

Officers referred the proposal to key internal departments and received no objections to selling the land.

3.3 Operation and Strategic Issues

3.3.1 Sale process

It is intended that the land be sold to the adjoining property owner of 2 Catania St Mentone by private treaty for \$9,240 Plus GST and associated costs.

3.3.2 Statutory Process

In accordance with Section 189 of the Act Council is required to give public notice of its intention to sell land. Any person may make a submission which must be considered in accordance with Section 223 of The Act. If submissions are received, they must be considered by Council or a Committee of Council prior any decisions being made on the proposed sale. In this instance it is proposed that any submissions be considered by a Committee of Council comprising of Central Ward Councillors, General Manager City Assets and Environment and Manager Property and Arts.

3.4 Options

3.4.1 Option 1

- 1.** 1. Authorise and direct the CEO or his delegate to publish a public notice in accordance with section 189 of the Local Government Act 1989 ("Act") stating Council's intention to sell the land contained in certificate of title Volume 11330 Folio 779 land being land enclosed within 2 Catania St Mentone;
- 2.** 2. Authorise and direct the CEO or his delegete to carry out the necessary administrative procedures to allow Council to carry out its functions under section 223 of the Act;
- 3.** 3. Authorise and direct the CEO or his delegate to convene, if required, a section 223 committee of Council to include Councillors Brownlees, West and Gledhill, General Manager of City Assets and Environment and Manager Property and Arts to hear presentations from parties who wish to be heard in support of their written submissions and report back to Council; and
- 4.** 4. That in the event no submissions are received, authorise and direct the CEO or his delegate to sell the land contained in certificate of title Volume 11330 Folio 779 being land enclosed within 2 Catania Street Mentone, for \$9,240 plus GST and all costs associated with the sale.

3.4.2 Option 2

Do not proceed with the sale.

4. Conclusion

4.1 Environmental Implications

Nil

4.2 Social Implications

Nil

4.3 Resource Implications

All costs associated with the sale will be borne by the purchaser.

4.4 Legal / Risk Implications

Nil.

Author/s: Michelle Hawker, Senior Administration Officer
Reviewed and Approved By: Julian Harvey, Manager Property and Arts
Daniel Freer, General Manager City Assets and Environment

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.4

NOTICE OF MOTION NO. 36/2018 - NATIVE TREE VOUCHERS

Contact Officer: Tony Collins, Team Leader Parks & Recreation
Helen Scott, Principal Environment Officer

Purpose of Report

The purpose of this report is to provide Council with a response to the Notice of Motion No. 36/2018 - Native Tree Vouchers.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Receive the information as officer's response to Notice of Motion No. 36/2018;
2. Work with community nurseries to confirm number of plants available for the 2019 rate year for the pilot and implement this; and
3. Work with community nurseries to review pilot after one year and modify as required.

1. Executive Summary

This report is in response to the Notice of Motion No. 36/2018 - Native Tree Vouchers from 10th December 2018 Council Ordinary meeting:

"That a report be presented to the February Ordinary Meeting of Council that details the options available for providing residents and ratepayers a free native tree voucher with each rate notice/ or upon request. Further that Council officers consider any community groups that grow native trees, departments internally to Kingston Council or not for profits that Council could partner with."

The offer of free trees provides an opportunity to engage with the community about the benefits of trees, the positive impact that they have on our environment and biodiversity while working towards the development of an urban environment that responds to evolving climatic conditions. Working with community nurseries enables community members to purchase additional trees if they wish, as well as building the profile and capacity of these nurseries. Alternatively, in the short term, Council's Bonbeach Depot nursery has the capacity to grow an additional 10 – 15,000 trees per annum and could deliver the objectives of this resolution in the short term.

To gauge community take-up of this initiative, Council could undertake a pilot program to make 2-3,000 tube stock plants available to eligible ratepayers through selected partner nurseries. Each ratepayer would be entitled to two free indigenous trees (tube stock) with species selected based upon their geographical planting location under this pilot.

The project would be monitored by officers to determine the level of demand and enthusiasm for collecting free trees and to assess effectiveness of the project delivery model. A follow up survey of recipients would help gauge survival rates of the trees. Upon completion of the pilot project a further report would be brought back to Council including consideration of options to scale up the project over time.

2. Background

As renewal of older properties occurs in our municipality, on occasion vegetation is being removed from private land. This reduced tree canopy contributes to urban heat (particularly relevant for the vulnerable members of the Kingston community), reduces biodiversity across the municipality, and negatively impacts on general amenity for residents and visitors to the area. To help address these impacts in a considered and coordinated manner, Council is developing an Urban Cooling Strategy (which is a key action in Kingston's Climate Change Strategy 2018 – 2025). It aims to incorporate numerous options to mitigate these impacts, including halting the decline in the number of trees on private property.

One approach to increasing vegetation on private property is to improve the awareness and understanding of residents about the multiple benefits provided by trees, and to encourage residents to plant trees by providing them with a free native tree. The proposed provision of trees provides an opportunity to engage with the community about the environmental and health benefits of trees and how to plant and care for native trees. However, there are several logistical and cost implications that need to be considered to ensure a positive experience for residents and to deliver the best outcomes both socially and environmentally. There are approximately 74,000 rateable properties in Kingston covering different types of residential (single occupancy, multi-occupancy, higher density etc) properties both owner occupied and rentals, as well as commercial and industrial property. The potential scale (and benefits) of this project is therefore very large.

2.1 Current Council capacity

Council's Bonbeach Depot nursery currently produces 33,000 plants (trees, shrubs, grasses) predominantly grown for Council's own planting requirements. Of these plants, 1,500 trees per year are distributed to schools to support National Tree Day and 1,000 are given out to the community via various community events. The current site at Bonbeach Depot nursery has the capacity to grow an additional 10 – 15,000 trees per annum, however with the impending consolidation onto the Garden Boulevard site, the use of the Bonbeach Depot will not be a long-term proposition.

2.2 Current Local and/or Community Nursery capacity

There are opportunities to partner with Carrum Indigenous Nursery, Greenlink Sandbelt Indigenous Nursery (Clayton South) and/or Bayside Indigenous Nursery (City of Bayside Council owned) to increase the number of trees available for the program. Frankston Community Nursery (run by Frankston City Council) is another option and initial feedback from Frankston is they could also contribute to this project.

In discussions with these nurseries, they have advised they could produce approximately 2,500 trees at a cost of \$2 - \$3 per tree as part of a trial this current rate year for this program. Total cost for these trees would be \$6,000.

The following table outlines the number of trees that each of the nurseries can produce in time for the project to be implemented in the 2019 rates year (taking heed of optimum planting times); and the available hours for the public to access each nursery.

Nursery	# of trees	Timing	Access times
Carrum Indigenous Nursery	500	June/July '19	By arrangement – generally during the week.
	5,000	12 months' notice	
Greenlink Sandbelt Indigenous Nursery	1,000	June/July '19	By arrangement – generally during the week.
	5,000	12 months' notice	
Bayside Indigenous Nursery	500	June/July '19	9am – 3pm Monday to Friday. Weekends by arrangement.
	5,000	12 months' notice	
Frankston Community Nursery	500	June/July '19	9am – 3pm Monday to Friday. Weekends by arrangement.
	5,000	12 months' notice	

Carrum Indigenous Nursery and Greenlink Sandbelt Indigenous Nursery are volunteer run organisations; therefore, both have limited operating hours.

Quality control measures would be required to ensure residents and ratepayers are provided with high quality stock.

2.3 'Free tree' programs at other Councils

Several Councils offer residents and ratepayers a free tree with proof of residence. Different approaches are outlined below, however, all only offer limited stock of between a few hundred to 2,500 trees on designated days. These include:

Mornington Peninsula Shire offer two free indigenous tube stock to residents during a single week of the year <https://www.mornpen.vic.gov.au/Events-Activities/FREE-Tree-Giveaway-Mornington> Stock is limited to 2,500 tube stock.

Inner West Council in NSW give away 300 trees of varying sizes to residents for three hours on National Tree Day: <https://www.innerwest.nsw.gov.au/about/news/media-releases/2018-media-releases/free-trees-for-national-tree-day>

Logan Council in Qld give trees to ratepayers (capped at three trees per property), with the total number based on previous events and demand, over 14 days throughout the year. <https://www.logan.qld.gov.au/environment-water-and-waste/environmental-programs/free-trees>

Bayside Council do not provide a tree giveaway, however if they have excess stock in the nursery remaining towards the end of the planting season they promote a 'Buy one plant, get one free' for residents.

Frankston City Council host an annual plant give away at their Indigenous Nursery (Seaford) around September/October. Council put a voucher in Frankston City news and residents can obtain one plant per household.

City of Greater Dandenong do not provide a structured tree giveaway program. If they have excess stock in the nursery remaining towards the end of the planting season they will give plants to community groups or residents typically, no more than 1,000 per annum.

3. Discussion

3.1 Council Plan Alignment

Goal 2 - Our sustainable green environment with accessible open spaces
Direction 2.2 - Greening Kingston and place making

This project would support Council Objective 2.2.4 *Expand the urban forest by increasing the tree canopy cover in Kingston*

Other Council strategies that support this project include:

Climate Change Strategy

Council's Climate Change Strategy has established a commitment to "support our community to reduce emissions by 20 per cent by 2025". Increasing the number of trees planted by residents and businesses will contribute to this commitment through the sequestration of greenhouse gases.

An action in the Climate Change Strategy is to develop an Urban Cooling Strategy, which is currently underway. Increasing our tree canopy can significantly contribute to urban cooling, and it is imperative that private land is incorporated into canopy considerations.

Kingston Neighbourhood Character Study

Council is currently finalising a Neighbourhood Character Study. Community feedback through the development of this strategy has identified trees as a major contributing factor to a positive urban character.

DRAFT Biodiversity Strategy

The draft City of Kingston Biodiversity Strategy proposes a range of goals and strategic objectives for protecting, preserving and improving biodiversity within Councils' Natural Resource Areas. The draft strategy also aims to increase residents' awareness, appreciation and understanding of biodiversity, and encourage them to actively participate in managing biodiversity in their local community.

DRAFT Street & Park Tree Management Strategy

The draft Street and Park Tree Management Strategy outlines Council's approach to managing the approximately 90,000 trees located within reserves, streets and Council managed facilities. Noting that the draft Strategy presents a vision that:

'Council will maintain and enhance the urban forest to underpin the sense of a happy and healthy community, and to maintain vibrant neighbourhoods, through sustaining the City's beautiful streetscapes and parklands.'

'Council will undertake tree management programs to increase canopy coverage, protect existing trees, promote public safety and tree health, implement cost effective enhancement and maintenance of the public trees, increase public awareness of the value of our trees, and maximize the social, economic, and environmental benefits of public trees for current residents and future generations.'

3.2 Consultation/Internal Review

Council Officers from the Parks and Environmental Planning Teams have developed this report together through discussion and researching options. Council's Vegetation Team has been consulted and support this project. Initial discussions with Council's Finance teams indicated 'in principle' support for inserting a tree voucher for this Financial Year. However, Council's Communications are yet to be fully consulted. Broader community consultation is to be considered in the future which would incorporate KYC and Council's webpage.

3.3 Operation and Strategic Issues

3.3.1 Project design considerations

To fully realise the potential benefits of the project (environmental and social discussed below) the trees need to survive and thrive once planted. By ensuring high quality stock, that the tree is suitable for the conditions/area where it is planted, and the community is confident in delivering appropriate care and maintenance of the tree survival rates should be high. Thus, community education and engagement are a critical aspect of this project.

3.4 Options

The free tree offer could be made available to both businesses and residential ratepayers of Kingston City Council.

3.4.1 Option 1

Do not implement the project. This would reduce Council's ability to facilitate increased tree canopy coverage on private landholdings within Kingston.

3.4.2 Option 2 (Recommended)

Work with local community nurseries to deliver a pilot project for the 2019 rate year. The program is envisaged to be delivered according to the following:

- Each ratepayer will be eligible for 2 native trees (tube stock) per annum. Two trees have been chosen as this recognises that there is a potential successful survival rate of 60-80%.
- A voucher for up to 2 tube stock per property for the year will be distributed in annual council rates notice (July/August). The voucher will be designed and produced by the Communications team at Council. Consultation will determine whether an identifying bar code or some other form of identifier will be incorporated into the voucher.
- The business or residential ratepayer takes the voucher to one of the nominated nurseries to collect the tube stock indigenous tree appropriate for their area, at the nominated opening times for each nursery.
- Optimum planting success suggests that trees should be collected by end of September.
- Approximately 500-1,000 trees will be available from each nursery in the 2019 Rates year (refer prior table)
- A leaflet will be distributed with each tree which provides planting and care information for the tree (this information will also be made available on Council's website).
- Each nursery will need to account to Council for the number of trees distributed.
- Remaining trees (if any) will be collected by Council officers and integrated into Council planting programs prior to the end of September (to ensure successful plant establishment).

- The scheme will be promoted via Council's website, social media and Kingston Your City for community awareness of the scheme.
- The project will be monitored to determine the level of demand and enthusiasm for collecting free trees from community nurseries and to assess effectiveness of the project delivery model and promotions. A follow up survey of recipients would help gauge survival rates of the trees. Upon completion of the pilot project a further report would be brought back to Council including consideration of the outcomes of the project including the number of trees provided to eligible ratepayers, associated education opportunities and any operational issues encountered.

3.4.3 Option 3

Introduce a pilot project for the 2019 rates year period involving the cultivation of 2,500 tube stock plants at Council's Bonbeach Depot, available to eligible ratepayers at a specific time (for example, over one or two weekends). Each ratepayer would be entitled to two free indigenous trees (tube stock) with species selected based upon their geographical planting location. The program would be promoted as per Option 2; however, ratepayers would come to the Council's Bonbeach Depot nursery to collect the plants over designated times in August/September.

3.4.4 Option 4

Introduce a full delivery model with an expected 50,000 - 60,000 trees being provided, delivered through a range of external suppliers (depending on stock availability and quality). This option will require trees to be sourced from outside the area and are therefore unlikely to be all indigenous stock.

4. Conclusion

4.1 Environmental Implications

Provision of trees to residents and/or ratepayers contributes to numerous environmental benefits including:

- Enhanced biodiversity and the conservation of native species.
- Absorption of carbon dioxide – a key greenhouse gas, thus contributing to reducing greenhouse gas emissions.
- Improvement of urban air quality through capturing and filtering multiple air pollutants including sulphur dioxide, nitrogen oxides and particulate matter.
- Cooling benefits at the lot, street and neighbourhood scale.

4.2 Social Implications

Social benefits of trees include:

- Mental health and well-being by reducing stress.
- Amenity values for neighbourhoods.
- Enhanced neighbourhood character with appropriately chosen species in line with Council's Neighbourhood character study.

4.3 Resource Implications

The cost to produce a tree (tube stock only) is in the order of \$2 - \$3.00, for both Council or an external nursery. This cost depends on the quantity purchased or supplied with larger volumes cheaper per unit.

The table below gives an indication of the projected costs for this project.

Option 2 – Delivery in partnership with local nurseries (Recommended Option)

Resource element	Total cost
<i>Initial supply level of 2,500 trees</i>	
500 trees Carrum @ \$2.00 1,000 trees Greenlink @ \$2.00 500 trees Bayside @ \$3.00 500 trees Frankston @ \$3.00	\$ 6,000
Staff costs to work with nurseries to ensure quality of stock	\$3,200
TOTAL	\$9,200

4.4 Legal / Risk Implications

Trees provided become the responsibility of the ratepayer to maintain. Council has no obligation regarding the maintenance or impact the trees may have in the future on surrounding infrastructure.

There is a reputational risk to Council of poor quality stock not surviving, thus leading to dissatisfied community members. Appropriate monitoring and auditing of providers for Option 2 needs to be incorporated into the program.

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Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.5

KERR CRESCENT RESERVE, ASPENDALE GARDENS - SPORTS FIELDS FEASIBILITY NEXT STEPS

Contact Officer: Mark Stockton, Team Leader Sport and Recreation

Purpose of Report

To present a revised design concept for the development of additional outdoor sports facilities at Kerr Crescent Reserve, Aspendale Gardens.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Note that the development of additional multiuse sports field facilities at Kerr Crescent, Aspendale Gardens is essential to the future provision of sports field facilities within the City, considering proposed developments at Chadwick Reserve and Dingley Recreation Reserve, Dingley and Jack Grut Reserve, Mordialloc;
2. Receive the concept plan (revised) for the development of additional multiuse sports field facilities at Kerr Crescent, Aspendale Gardens, in response to input and feedback from stakeholders and interested local residents;
3. Endorse the Aspendale Gardens site at Kerr Crescent for the development of multiuse sports fields facility in accordance with the concept plan attached (Appendix 1);
4. Endorse the commencement of the detailed design, procurement and implementation of sports fields, landscape car parking and associated amenity elements of the concept plan in the 2018/19 & 2019/20 financial years;
5. Commit to maintaining, and where possible improve, upgrade of the current provision of recreation facilities i.e. walking paths and picnic facilities at Kerr Crescent, Aspendale Gardens;
6. Undertake further engagement with stakeholders and interested local residents on the following developments at Kerr Crescent, Aspendale Gardens:
 - 6.1. Proposed pavilion – exploring the final position and provision of future tenancy arrangements i.e. hours of use and possible liquor licensing arrangements;
 - 6.2. Car parking – exploring an appropriate design layout to enable the safe access and exiting of vehicles and pedestrians and mitigation of noise, particularly impacts upon surrounding properties;
 - 6.3. Sports lighting – ensuring the sports lighting design minimises glare into surrounding properties, as per relevant Australian Standards and establishment of responsible management practices i.e. use of timing devices to regulate the hours of use;
7. Receive a further report on the engagement findings;

8. Provide further updates to stakeholders and interested local residents of Council's decision to develop additional multiuse sports field facilities at Kerr Crescent, Aspendale Gardens; and
9. Authorise the Chief Executive Officer to execute funding arrangements with the Victoria State Government for its \$4.5M contribution towards the development of multiuse sports field facilities at Kerr Crescent.

1. Executive Summary

Council is seeking to provide additional sporting facilities to meet strong growing demand in our community. The Kingston Sport and Recreation Strategy, endorsed by Council at the 24 September 2018 Ordinary Council Meeting, identifies a clear need for additional outdoor sporting facilities.

Kerr Crescent Reserve in Aspendale Gardens has been identified as a preferred potential site as it is Council-owned land, has ample space, already has some (but minimal) sporting use at the site, and the land has low ecological value. Aspendale Gardens currently has limited formal sporting facilities to serve its community.

Development of the site would be designed to meet the needs of a range of sports (multisport), including four soccer pitches OR two AFL ovals for the winter season and two cricket ovals for the summer season.

While the design of the site would allow for flexibility, it is proposed that the site would primarily be allocated to the Aspendale Stingray Soccer Club (ASSC) for winter use and for cricket activity during summer.

In response to community feedback and input to three development proposals/options, a design concept has been prepared (Appendix 1). Features of this revised design includes:

- Consolidation of car parking in the reserve from Kerr Crescent. This approach ensures all onsite car parking and vehicle access to the Reserve is from Kerr Crescent, which is a larger road with direct access to 'feeder' roads such as Wells Road. In addition, the proposed car parking will assist 'drop off' and 'pick up' times for the Aspendale Gardens Primary School and reduce congestion in local streets;
- Positioning the pavilion in the middle of the sports fields. This provides a clearance to surrounding residential properties that is comparable to other sporting reserve facilities;
- An overall smaller footprint with a more efficient layout with the sporting fields, thus reducing the impact upon the surrounding park i.e. reduced removal of existing vegetation; and
- Maintaining the current pedestrian/cycling pathways as a key transport route for children travelling to school and access to the Aspendale station. In addition, the pathways are very well utilised for recreation activities such as walking and running.

The site is also subject to Amendment C149, which is currently under consideration by Council. This amendment seeks the rezoning of the Council owned land to accurately reflect its existing use. Amendment C149 is subject to separate consideration by Council. Without the rezoning of Kerr Crescent Reserve, its future development is subject to a Town Planning Permit Application. It is likely that this process will be lengthy.

To ensure that the sports fields are available for use during the 2020 winter season, it is important for Council to finalise site investigations (Melbourne Water approval) and commence design development and procurement processes for the development of the sports fields and car parking early to mid-2019.

Further consultation with residents and user groups is required to be undertaken with the future planning, development and use of a pavilion facility. Particular matters such as hours of use and liquor licensing require further consideration before Council consent is provided.

2. Background

2.1 Council Consideration

On the 10 December 2018, Council considered the findings from the consultation process for the proposed development of additional sports facilities at Kerr Crescent, Aspendale Gardens and resolved that Council:

1. *Notes the findings of the consultation process for proposed development of additional sports field facilities at Kerr Crescent, Aspendale Gardens;*
2. *Notes that the proposed site for the proposed additional sports field facilities at Kerr Crescent, Aspendale Gardens is subject to Amendment C149, which is currently under consideration by Council;*
3. *Receive a further report with a revised design development option that responds to the key feedback themes identified from the consultation findings and presents next steps for the development of additional outdoor sports facilities at Kerr Crescent, Aspendale Gardens; and*
4. *Continues to engage with stakeholders and interested local residents with the planning for the proposed development of additional sports field facilities at Kerr Crescent, Aspendale Gardens through the posting of project updates on Council's website and onsite signage.*

Separately, Officers have reviewed a number of sites (258) for rezoning within the City. These sites are recommended for rezoning as part of Amendment C149 to resolve anomalies in the Kingston Planning Scheme. The Kerr Crescent site is included in this amendment which will result in the zoning of the land being Public Park and Recreation Zone changing from the existing General Residential Zone and Public Use Zone – Service and Utility neither of which reflect the existing use of the land.

The identification of sites to be included as part of Amendment C149 commenced back in 2012. The rezoning of Kerr Crescent Reserve is the subject of a future report to Council.

2.2 Opportunities for Additional Sporting Fields

Council is seeking to provide additional sporting facilities to meet strong growing community demand. The Kingston Sport and Recreation Strategy, endorsed by Council at the 24 September 2018 Ordinary Council Meeting, identifies a clear need for additional outdoor sporting facilities.

During the past 2 years Council has been investigating a number of opportunities for the development of additional sporting fields within the City. These include:

- Spring Road Reserve, Dingley – unsuitable due to complication with its former use as a landfill site;

- Chadwick Reserve, Dingley – subject to further feasibility planning involving the development of the site for junior AFL/community cricket use;
- Delta Site, off Kingston Road Heatherton – Council is working with the State Government to identify the suitability of this site to accommodate sporting activities. This site is considered a longer-term prospect to provide outdoor sporting facilities;
- Hawthorn Football Club site, Dingley – Council continues to engage with the Hawthorn Football Club to support the potential development of facilities on its site that can provide broader community benefits; and
- Kerr Crescent, Aspendale Gardens – Preliminary investigations support the future development of this site to include additional multi-sport facilities, potentially achieving 2 AFL/cricket ovals or four soccer fields.

1. _

As one of Council's largest sporting clubs, the Aspendale Stingrays Soccer Club (ASSC), it is in strong need for a home facility to meet the needs of its growing membership. Details of the ASSC are listed in Appendix 2.

This report presents findings from the engagement activities upon a number of proposed design development options (Appendix 3) for additional outdoor sporting facilities at Kerr Crescent, Aspendale Gardens.

2.3 Kerr Crescent, Aspendale Gardens

Kerr Crescent Reserve is Council's most recently established sports ground. It was developed in 2012/13 in response to a need for additional outdoor sporting fields. However, the lack of a pavilion, toilets, floodlights and car parking significantly restricts community access to and use of this site. The inclusion of built facilities to support the sports field was tested as part of its development in 2012/13 with the Aspendale Gardens community. Feedback received via consultation undertaken highlighted concerns from residents at the time (including the Aspendale Gardens Resident's Association) for any built facility such as a pavilion to accompany the sportsground. There was also opposition from residents to the planned formalised car parking being provided on site, which did not proceed.

As the site does not currently provide pavilion, toilet or car parking facilities it is only regularly used during summer by the Aspendale Cricket Club. In response to requests from the Club, Council has provided a temporary toilet facility the 2017/18 and 2018/19 seasons. There are other irregular users of the reserve, particularly to accommodate preseason training requirement of local clubs.

While Aspendale Gardens has an excellent, in comparison to other Kingston suburbs, supply of recreation facilities such as walking/cycling paths, open space reserves, wetland areas, a multipurpose youth centre and distribution of playgrounds, the supply of sporting infrastructure is low.

Both the suburbs of Aspendale Gardens and adjoining Waterways have a very low supply of sporting facilities. This matter has been raised to the attention of Council by residents asking "Why doesn't Aspendale Gardens have a locally based sports club?"

3. Discussion

3.1 Council Plan Alignment

Goal 2 - Our sustainable green environment with accessible open spaces.
Outcome 2.5 - Provide for a variety of sport and recreation opportunities across Kingston through the Sport and Leisure Strategy

3.2 Consultation/Internal Review

The recent six-week consultation process to seek community feedback on the proposed development of additional outdoor multisport fields and pavilion at Kerr Crescent, Aspendale Gardens has been held. In addition to seeking the level of support for the overall concept, three initial potential development layouts (Appendix 3) for the site were also developed to seek community views on how the site could be developed.

Council received strong response to its community engagement activities. In total, 364 people took part in an online survey via www.yourkingstonyoursay.com.au; a further 19 submissions were received, the Aspendale Gardens Residents Association (AGRA) provided feedback (Appendix 4) and a number of community members attended the drop-in information sessions.

89 participants of the online survey and five submissions supported providing improved sporting facilities at Kerr Cres Reserve.

Some feedback shared by respondents included:

“Soccer facilities desperately needed in the area. Stingrays is a family focussed club who wants kids to get outside and play sport.”

- “It should be considered an asset to the local area.”
- “Think about the future, think about the kids = they need to get out of the house.”
- “Sports changes lives, better facilities can increase the support to make it happen to a higher number of people”

75 participants of the online survey and 14 submissions, including a Petition with 12 signatures opposed the proposal. At the community drop-in sessions the first event attracted a number of immediate neighbouring residents who do not support the proposal, while the second event attracted a mix of feedback, including;

- “We want more vegetation – create a park (instead of a sporting facility)”
- “What is the benefit to local residents?”
“This is a great local community asset (we don’t want it to change)”
“Is there anywhere else it can go?”

While the submission from AGRA did not explicitly support or oppose the proposal, it did raise a number of concerns with the development.

Following Council’s consideration of the consultation findings updates have also been posted on Council’s Facebook page.

Implementation of the concept plan will involve further consultation with residents, stakeholder and the Aspendale Garden Primary School. Particularly matters for consultation involve access and use (possibly considering access to Kerr Crescent Reserve and open space at the Aspendale Gardens Primary School) and facility design and layout.

3.3 Operation and Strategic Issues

3.3.1 Response to key matters – proposed concept plan.

Based on key matters raised through the consultation process, particularly relating to parking and traffic management, location of the pavilion facility, foot print required for the development of additional sports fields and maintenance of walking paths, a revised concept plan has been developed to provide:

- Consolidated vehicle access from Kerr Crescent with the potential inclusion of traffic control devices to regulate access to the car park and access to the pavilion. This design option does not incorporate the car parking access from Nurton Parade;
- Centrally located pavilion with it positioned slightly further north-east, closer to the Aspendale Gardens Primary School – to reduce the length of the access drive and to provide access to and viewing of all sports fields;
- Overall smaller footprint with less impact upon the surrounding park i.e. reduced number of trees to be removed; and
- Reposition the sporting fields to increase circulation space around the pavilion and between the sporting fields. This will lessen the impact upon the existing walking paths

The revised concept plan is set out as Appendix 1.

3.3.2 Pavilion Issues Requiring Further Consultation

Respondents to the survey have raised concerns regarding the noise and other antisocial activities arising from the use of a pavilion i.e. *“No club function room – club can hire venues elsewhere for functions”* and *“The community will strongly oppose any liquor license application”*. Other concerns relate to the potential sale and consumption of liquor at a pavilion.

These important issues require further discussion with the Aspendale Stingrays, other tenants and interested residents.

With all other seasonally pavilions within the City, Council has control over use, including hours of use and liquor licensing. To implement control, there are a number of option open to Council such as the use of timed door access systems, security devices and security monitoring. A further consideration is that sporting clubs are bound by sporting association rules that actively discourage (if not forbid) the consumption of alcohol with the conduct of junior sport.

Pavilion designs are also developed using Crime Prevention through Environmental Design principles i.e. use of lighting and graffiti resistant finishes to lessen opportunities for anti-social behaviours. This level of detailed design planning is yet to occur.

3.3.3 Next Steps

With the development of additional outdoor multisport facilities at Kerr Crescent Reserve, Aspendale Gardens, the proposed next steps include:

Next Steps	Timing	Report to Council
<i>Project planning</i>		
Approval of Amendment C149	February 2019	Yes
Council endorsement to develop additional multisport fields at Kerr Crescent Reserve.	February 2019	Yes
Confirm regulatory requirements i.e. cultural heritage, hydrology planning and Melbourne Water approvals	March - April 2019	
<i>Car park and sports fields</i>		

Next Steps	Timing	Report to Council
Design development	March – May 2019	
Tender and award (<i>due to supply related matters, Council has commenced a EOI process for the supply of turf across a number of sites</i>)	June – August 2019	Yes
Construction and establishment	September 2019 – March 2020	
Activation	>1 April 2020	
<i>Pavilion</i>		
Community consultation upon the design and use.	April – June 2019	Yes
Design development	July – November 2019	
Tender and award	December 2019 – February 2020	Yes
Construction and establishment	March 2020 – February 2021	
Activation	1 April 2021	

3.3.4 Next Steps

Project Management and Implementation

In addition to the planned works at Kerr Crescent Reserve, Aspendale Gardens, Council is also seeking to implement sports field improvements at Chadwick Reserve and Jack Grut Reserve. In total these works are expected to cost in excess of \$20M.

Works at these sites is strategically significant in terms of meeting current and future sporting needs for the City.

To enable the delivery of the planned sports field improvement, particularly to achieve an implementation program across 2018/19 to 2021/22, consideration has been given the resourcing and/or project management to lead and co-ordinate the planning and implementation of this and the Dingley Village sports-based projects (recognizing the multifaceted construction disciplines, delivery, reporting and stakeholder and funding partner relationship management).

4. Conclusion

The development of additional outdoor multisport fields at Kerr Crescent, Aspendale Gardens will assist Council to meet existing and future demands for sporting reserve facilities.

In response to community feedback and input a revised concept has been prepared for Council's consideration and endorsement. Working towards a usage date with the multiuse sports fields of 1 April 2020 a timely Council decision upon a design concept is required. The pavilion is planned to be completed following the development of the sports fields.

With over 80% of online respondents supporting the proposed additional outdoor multisport fields at Kerr Crescent, Aspendale Gardens, it is recommended that Council endorse a design development option for the purposes of progressing the future development of the site.

With a number of concerns raised regarding the development and use of a pavilion facility, it is recommended that Council continue to consult with resident, sporting groups and community agencies (AGRA) to determine a suitable and appropriate outcome for Council's consideration.

4.1 Environmental Implications

Advice received from Council's consulting ecologist Biosis assesses "the overall conservation significance of the site is low" (Appendix 5). Biosis also confirm that the site is not regarded as a wetland.

To proceed with the proposed development of additional outdoor sports a number of planted trees will require removal. A preliminary arboricultural inspection report prepared by Council's consultant Arboriculture Pty Ltd has reviewed the site and estimated that 57 trees would be impacted by works. These trees are predominately located within the proposed car park area.

Within the Reserve, there is also a small group of Black Wattles (thought to be self-sown) near the creek/drain. Whilst these trees are relatively close to the proposed playing fields, the retention of these trees is likely, subject to detailed design and further onsite investigations.

There is a risk of encountering acid sulphate soils at Kerr Crescent, which will require careful consideration and management.

Through further design development and consultation with stakeholders other opportunities to achieve improved environmental outcomes will be considered i.e. permeable pavements in the car park area.

4.2 Social Implications

Well planned, high-quality community facilities are likely to encourage use by residents contributing towards social, health and wellbeing benefits.

4.3 Resource Implications

The estimated cost for the development of the attached concept plan is estimated at between \$11 and \$13.5M, based upon 10 December 2018 cost plan. This cost will be shared between the State Government's \$4.5M funding commitment along with funding from Council's Strategic Resource Plan 2018 – 2022.

Officers are working with Sportsfield designer Sport Eng and Agronomist Turf Grass Consulting and Research to value manage the approach to the sports fields with a view of achieving a more effective cost outcome. Preliminary advice suggests that the cost to develop the sports fields could be reduced by \$500,000 from the earlier proposals provided. The cost reduction is attributed to the maintaining the existing oval in its substantive form and minimizing the amount of imported material (sand) to construct the second oval. In addition to requiring less material, this approach also results in the lower disposal. Sport Eng believe that this approach is unlikely to negatively impact on the performance of the playing surface. Officers are currently assessing this approach in more detail.

4.4 Legal / Risk Implications

There have been no risk implications identified at this time with the development options.

Appendices

Appendix 1 - Aspendale Gardens Sports Field Layout (Ref 19/19836) [↓](#)

Appendix 2 - Factsheet Stingrays Aspendale Soccer Club (Ref 18/591886) [↓](#)

Appendix 3 - Kerr Crescent Development Options A - C (Ref 18/587734) [↓](#)

Appendix 4 - AGRA submission Kerr Crescent (Ref 18/590393) [↓](#)

Appendix 5 - Aspendale Gardens Sports Facility vegetation assessment Biosis
(Ref 18/96164) [↓](#)

Author/s: Mark Stockton, Team Leader Sport and Recreation
Reviewed and Approved By: Bridget Draper, Manager Active Kingston
Daniel Freer, General Manager City Assets and Environment

10.5

KERR CRESCENT RESERVE, ASPENDALE GARDENS - SPORTS FIELDS FEASIBILITY NEXT STEPS

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SPORTENG™ PROJECT: ASPENDALE GARDENS SPORTS FIELD



PROJECT NO: 10349-00 | SKETCH TITLE: SKT-002 | SKETCH NO: SKT-002 | REV: R1 | DESCRIPTION: COUNCIL PROFFERED DESIGN LAYOUT | DATE: 31/01/19 | DRAWN BY: JS | SCALE: 1:500 @ A1



Aspendale Stingrays Soccer Club



KEY STATS SHEET



Players

- 450** members
- 36** junior teams
- 2** senior teams
- 70** female players



Facilities

- 7** different sites
- spread across municipality** at Aspendale, Parkdale, Cheltenham, Mordialloc & Dingley Village
- School and Council owned grounds



Local trends

- junior rates** increased 59% since 2011
- Strong local growth** expected to 2036 due to growth in the sport, increasing female participation and strong junior participation
- High use of venues** by NPL clubs severely restricts community use at sites and cements need for additional pitches



Future needs

- Single site** with 4 pitches, floodlighting + pavillion
- Local home base in Aspendale** to meet growing demand, build club and create community focal point



SEARCH FOR A HOME BASE

1. Council has assessed a number of sites across Kingston including Mordialloc, Parkdale and Aspendale to identify potential suitable locations.
2. With limited opportunities locally, Kerr Crescent Reserve was identified as most suitable local site.
3. A number of potential basic concept designs for the site have been prepared, including options for location of a pavillion.
4. Council is now seeking community feedback on the proposed options.



Have your say

We're keen to hear about how the community currently uses the site:

- What activities are important to be accommodated in any future plans? (e.g. paths for walking/jogging/cycling or a space for dogs to exercise).
- Do you have a preference for the location of a pavillion?
- How could we make sure any impacts on neighbouring residents are minimised?
- Would any changes be needed to local roads and parking?

View the plans and let us know your thoughts at:

yourkingstonyoursay.com.au



OPTION A - NORTH WESTERN LOCATION

CAR PARK NUMBER 280



AREA SCHEDULE

CHANGE & SHOWERS	251 M ²
AMENITIES	76 M ²
CHANGE ROOMS	160 M ²
UMPIRE ROOMS	15 M ²
MEDICAL	20 M ²
(MASSAGE / STRAPPING / MEDICAL ROOM)	20 M ²
KITCHEN, KIOSK & STORAGE	289 M ²
KITCHEN & KIOSK	25 M ²
KIOSK	0 M ²
STORAGE (INT./EXT.)	45 M ²
SOCIAL	150 M ²
UTILITY	24 M ²
PUBLIC TOILETS	45 M ²
VIEWING, MEETING & SOCCER	70 M ²
GYM / FITNESS ROOM	20 M ²
OFFICE / ADMIN / MEETING	41 M ²
THIRD UMPIRE	0 M ²
TIME KEEPER	9 M ²
ADDITIONAL FACILITIES	110 M ²
LAUNDRY	0 M ²
STORAGE	0 M ²
COOL ROOM	0 M ²
BAR FACILITIES	10 M ²
EXTERNAL COVERED SPACE	68 M ²
CIRCULATION	32 M ²
GROSS FLOOR AREA:	3570 M ²

SCALE: 1:1000
DATE: 10/10/2023

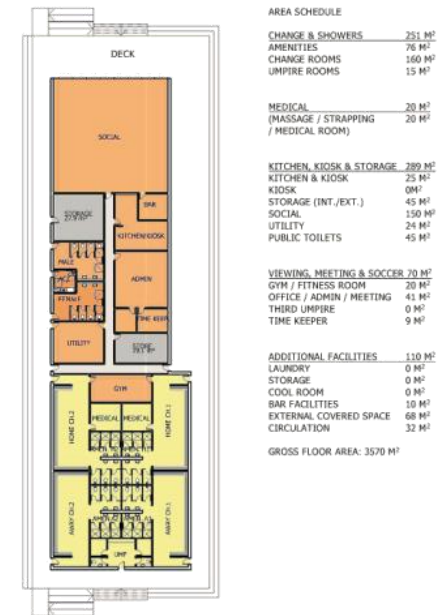


GROUND FLOOR - OPTION A
KERR CRESCENT RESERVE
AA1201



OPTION B - CENTRAL LOCATION - PERPENDICULAR

CAR PARK NUMBER 168



1:1000
DATE: 10/10/2023
DRAWN: [unintelligible]



GROUND FLOOR - OPTION B
KERR CRESCENT RESERVE

AA1202



OPTION C - CENTRAL LOCATION - NORTH SOUTH

CAR PARK NUMBER 165



AREA SCHEDULE

CHANGE & SHOWERS	251 M ²
AMENITIES	76 M ²
CHANGE ROOMS	160 M ²
UMPIRE ROOMS	15 M ²
MEDICAL	20 M²
(MASSAGE / STRAPPING / MEDICAL ROOM)	20 M ²
KITCHEN, KIOSK & STORAGE	289 M²
KITCHEN & KIOSK	25 M ²
KIOSK	0M ²
STORAGE (INT./EXT.)	45 M ²
SOCIAL	150 M ²
UTILITY	24 M ²
PUBLIC TOILETS	45 M ²
VIEWING, MEETING & SOCCER	70 M²
GYM / FITNESS ROOM	20 M ²
OFFICE / ADMIN / MEETING	41 M ²
THIRD UMPIRE	0 M ²
TIME KEEPER	9 M ²
ADDITIONAL FACILITIES	110 M²
LAUNDRY	0 M ²
STORAGE	0 M ²
COOL ROOM	0 M ²
BAR FACILITIES	10 M ²
EXTERNAL COVERED SPACE	68 M ²
CIRCULATION	32 M ²
GROSS FLOOR AREA:	3570 M²



GROUND FLOOR - OPTION C
KERR CRESCENT RESERVE AA1203





**Aspendale Gardens
Residents' Association**

8 August 2018

**John Nevins
CEO
City of Kingston**

Re: Aspendale Gardens Sportsground Development

Dear John,

We refer to plans to add a second oval, pavilion and car parking to the existing Aspendale Gardens sportsground.

In principal AGRA supports the development of a second oval, change rooms and toilet facilities at Aspendale Gardens Sportsground.

However the proposed council costings of between \$8.9M and \$12.9M seems excessive for the job at hand. AGRA would like to see a smaller development at Aspendale Gardens in favour of funds being used for a "Casey Fields" style facility in the Green Wedge rather than in areas like Aspendale Gardens.

AGRA supports:

- Development of an appropriate sized pavilion located between the two ovals. A building style like the one recently constructed at Jack Grut Reserve is envisaged
- Retention of the existing walking paths
- Retention of the existing AFL goal posts

AGRA does not support:

- Large scale car parks in the reserves in Kerr Crescent and/or Nurten Parade
- Removal of vegetation in reserves in Kerr Crescent and/or Nurten Parade
- Vehicle access beyond reserve fences in Kerr Crescent and Nurten Parade
- An oversized pavilion
- A pavilion with social rooms used after hours

- Ground Lighting

AGRA recommends:

- Designs that work utilising the existing oval footprint without significant rework
- Designs that do not require the wholesale rework of the existing oval drainage

AGRA would like to see:

- Continued planting of trees around Aspendale Gardens sportsground
- Replacement of the existing grass surface with new turf (as the existing turf is made up of many grass species and is very patchy and uneven)
- Fencing of the main oval for use as a dogs off lead reserve
- Solar pathway lighting between Nurten Parade to Kerr Crescent to Tarongo Drive for safe access to Aspendale train station in winter months
- Replacement of the broken concrete paving on the pathway from Aspendale Gardens to Tarongo Drive near the timber bridge

Once the plans are available for community consultation AGRA will call a community meeting to obtain feedback from residents.

AGRA will also work actively with Aspendale Stingrays and Council to ensure the best outcome for the Aspendale Gardens community

ANDREW HIGHAM
PRESIDENT
ASPENDALE GARDENS RESIDENTS ASSOCIATION

Mr. Mark Stockton
Sport & Recreation Team Leader
City of Kingston



Dear Mark

Firstly, on behalf of Aspendale Gardens Residents Association we would like to take the time to thank you and Tracey Cheeseman for your time and engagement with our community through the first phase of engagement for the proposed development of the sporting facility in Aspendale Gardens at Kerr Reserve.

We would like to acknowledge that your immediate response to our request to broaden the communication to local residents for the first bulletin was welcomed. We'd also like to thank you for attending our community consultation session and for responding to the community's request to extend the timeline for feedback and the wider distribution of the second bulletin.

While this was good progress, many residents have said that they had not heard anything at all other than via the communication delivered by AGRA. This facility will also impact residents on the other side of Wells Road and ***we request that a full mail-out to all resident be done in any future engagement.***

Please find attached the verbatim feedback notes from our session and following our summation of the feedback we have received via:

- Community consultation session
- Facebook
- In person

While our community agrees that there is a need to provide more sporting facilities in local communities we have a collective view on a number of key concerns:

1. Usage of the site

While we understand that the current plan is to implement soccer and cricket fields, there is a view from residents that there needs to be wider engagement with local sporting clubs to understand their requirements.

We request that the site be assessed and designed for multiple outdoor sporting disciplines.

Residents also have concerns about how often the site will be used. There is conflicting information being provided by Council, the local MP and by the sporting club about the time and number of days that the site will be used. This will lead to ongoing loss of passive usage of the site by local residents.

We request an assessment be carried out about how local resident are already using the current facilities.

There are concerns that the site will be used by senior clubs with local MP Tim Richardson indicating that there is significant interest by A Grade clubs to play at the site. This will lead to an increase in traffic and parking required. We understand also that if a senior club plays at the site, they will apply for liquor licensing.

The community will strongly oppose any liquor license application. ***We request that the site be mandated as a dry site.***

2. Size, design, location and use of the pavilion

The pavilion should be minimal in footprint and be used for change-rooms, storage and a small unlicensed kiosk only.

It is expected that it will be located away from homes and not have windows or an aspect facing residential properties.

It should be built with limited environmental impact and incorporate the highest 'green' standards of lighting, heating and water.

Local residents will object to any facility which could be used as a social club or function space.

As previously stated, residents will strongly object to any liquor licensing at the site.

Lighting evoked ongoing concerns for residents and we request that Council investigate options for low impact lighting.

We request that any future designs will re-presented to the community and that Council will work with AGRA to seek feedback from the community.

3. Security and anti-social behaviour

We understand that there has been a common theme received through Council's engagement that there are concerns about security at the site and anti-social behaviour. In order for AGRA and the community to support the process moving forward into any future planning phases ***we would require a full assessment and management plan to be developed and the community to participate in its finalisation.***

4. Increased traffic on residential streets

This was a significant concern as safety risk. ***We request that VicRoads be engaged to do a detailed risk assessment and provide a report on the best way to manage traffic in the area.***

5. Loss of open space and Environmental impact on flora and fauna

These were high recurrent themes throughout the process.

We request a full assessment be carried out about the impact to locals about the loss of the incidental use of the space.

We also request that a full environmental impact assessment be carried out which would need to be revisited once the final design has been developed.

6. Excessive and impactful parking areas

We would like Council to consider how there can be the least impact on the green space from formal asphalt carparks.

We would also like to have a formal assessment of requirements for parking and the use of overflow parking.

Council should also consider providing Permit Only parking zones so that local residents will not be impacted by cars parking in the street.

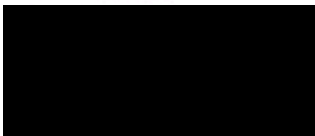
Many thanks Mark, we would be happy to meet with you and Tracey, as well as any other Council officers to discuss this feedback with you further.

We also request that AGRA be provided with key dates that this will be discussed at Council so that we may be in attendance.

We look forward to working with you to ensure that we achieve the best possible outcome for our community.

Kind regards

Jacinta Chapman
AGRA Treasurer



Aspendale Gardens Residents Association – Records of community consultation meeting on sporting facilities proposal by Kingston City Council - 20/09/18

What won't we accept?

- Design A, B or C
- Liquor licencing
- Unsocial behaviour
- Noise early / late – including lawnmowing
- Traffic increasing
- Removal of existing shelter / facilities
- Compromise flood mitigation
- Sirens – loud volumes
- Function rooms / social usage
- Substandard maintenance
- Anything other than single story building
- Close proximity to homes
- Extensive carparking
- Extensive fencing
- Light poles that impact the amenity

What will we accept?

- Toilets
- Change rooms and storage
- 2nd oval
- Open line marking
- Full environmental impact study
- Further proposals
- Sustainable facility (solar / water)
- Properly installed lighting
- Timers on lights
- Security mech around site (parking etc.)
- Retention of fencing to prevent vehicle access

Aspendale Gardens Residents Association – Records of community consultation meeting on sporting facilities proposal by Kingston City Council - 20/09/18

What do we want?

- Repaired footpath
- Permit parking
- Bike stands
- Noise mitigation
- Another site
- Fencing / gates
- Aesthetics and functionality
- Retention of existing facilities
- More trees
- Sustainable building
- BBQ
- More binds
- Lighting on pathways to Aspendale - green / energy efficient
- A way to deal with issues when it happens
- A way to ensure we use art to stop graffiti
- Modern development
- More information on the development
- Public transport
- Restricted usage and hours
- No liquor licencing
- Traffic management
- No gum trees
- Alcohol free zone
- Council to share plans
- Green carparks

What are your concerns?

- Removal of current facilities
- Property values
- Traffic
- Maintenance
- Wetland destruction
- Validation
- Habitat / Animals
- Impact of lighting
- Antisocial Behaviour
- Noise – sporting
- Parking
- Neighbourhood character
- Loss of natural space
- Future growth
- Usage of pavilion
- Other options
- Drugs and alcohol
- Rates impact
- Traffic problems – now coming from other areas
- Impact on Tarongo Drive
- Speeding vehicles
- Some residents not aware of proposal
- Training / times of use
- Trees being cut down
- Flood risk
- Rubbish
- Crime
- Security
- Social use
- Privacy
- Hours
- Dogs – barking
- Loss of walking paths / bike access
- Alternative sites
- Visual aspects: signage, fencing,
- Safety
- Neighbourhood character
- Vandalism / graffiti
- School impact
- Growth of club – capacity?
- No buildings promised by council
- Active v Passive recreation

Aspendale Gardens Residents Association – Records of community consultation meeting on sporting facilities proposal by Kingston City Council - 20/09/18

What are you excited about?

- Use by primary school
- Maintenance
- Local sport to watch
- Retailers business
- Community
- Volunteers help when new facility
- A home for Aspendale Stingrays
- Improved open space
- Local club opportunities for other sports
- Community spirit
- Aspendale Gardens own sporting identity
- Enhanced facilities
- Healthier community
- Use of bike paths for kids moving to grounds
- Engagement of kids

What other amenities?

- Dog park?

What else??

- Driving kids to school
- Cricket nets
- Build one oval / pavilion to try – staged approach
- Consider netball as well

What are you willing to negotiate?

- Irrigation of site

Questions to come back to?

- Access from Aspendale

Where can I have more of a say after the community meeting tonight?

www.yourkingstonyoursay.com.au



Draft 28 May 2018

Mark Stockton
Team Leader Sport and Recreation | Parks and Recreation
City of Kingston
Email: mark.stockton@kingston.vic.gov.au

Dear Mark

Aspendale Gardens Sports Ground

Our ref: 25719

In response to Council's request for vegetation assessment of the proposed sports facility in Aspendale Gardens I inspected the site on 27 April and can provide the following.

Summary

The conservation significance of the site is low. Depending on the location of the development footprint, there may be a requirement for a planning permit to remove up to four plant species native to Victoria, and a protected flora permit to remove up to two plant species protected under the Flora and Fauna Guarantee Act. These are not seen as significant constraints in the design and construction of the facility.

Description

Most of the vegetation consists of introduced grassland comprising introduced grasses and herbs, sometimes in mixture with a generally low level of cover by certain native grasses and herbs (Attachment 1).

Small patches of planted Coast Manna Gum *Eucalyptus viminalis*, Black Wattle *Acacia mearnsii* and Coast Wattle *Acacia longifolia* subsp. *sophorae* occur on the lower southwest edge of the site. Black Wattle has naturalised with 15-20 seedlings.

Scattered planted trees (Kingston-indigenous and Australian native) are also present.

Biosis Pty Ltd
Melbourne Resource Group

38 Bertie Street
Port Melbourne VIC 3207

Phone: 03 9646 9499
Fax: 03 9646 9242

ACN 006 175 097
ABN 65 006 175 097

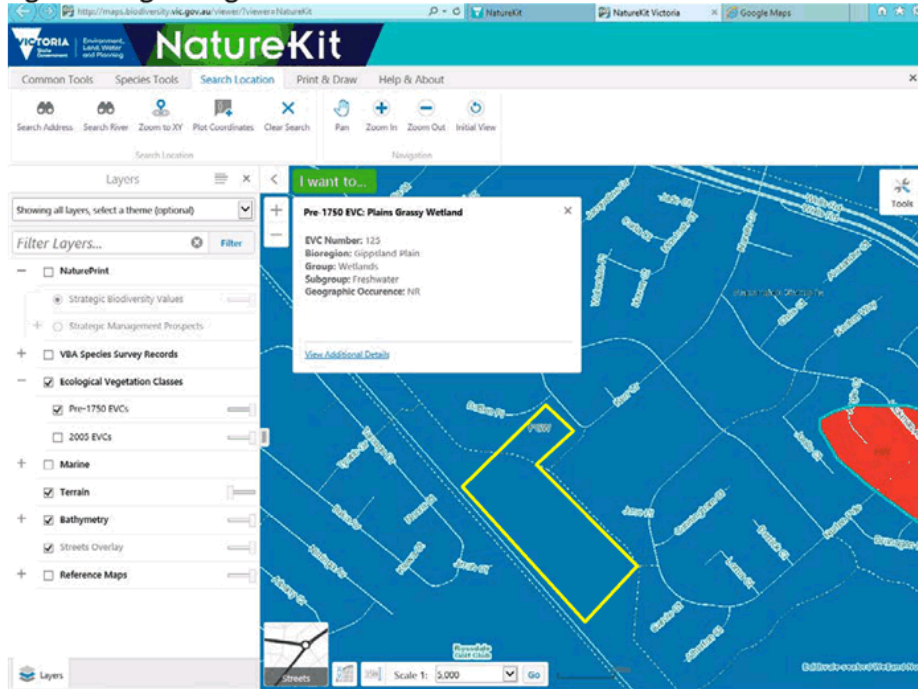
Email: melbourne@biosis.com.au

biosis.com.au



NatureKit vegetation mapping indicates the original vegetation was Plains Grassy Wetland (DELWP 2018). The site is within the former Carrum Swamp:

Figure 1. Original vegetation





Non-planted native vegetation is subject to permit for removal, as below.

Figure 2. Vegetation



Photos of the vegetation are in Attachment 2.



Conservation significance

None of the plant species are listed as threatened in the City of Kingston (Kingston Flora Database 2017).

The grassland and plantations provide habitat and food resources for some local birds and invertebrates. Five common bird species of open habitats were noted foraging on the grassland: Australian Magpie, Australian Magpie-lark, Noisy Minor, Crested Pigeon and Eastern Rosella.

The overall conservation significance of the site is low.

Permit requirements

A planning permit under the Planning and Environment Act is required to 'remove, destroy or lop' plants 'native to Victoria' – Clause 52.17 (Native Vegetation), Kingston planning scheme.

Under Clause 52.17 there is an exemption for native vegetation planted by Councils, as follows:

Planted vegetation	Native vegetation that is to be removed, destroyed or lopped that was either planted or grown as a result of direct seeding. This exemption does not apply to native vegetation planted or managed with public funding for the purpose of land protection or enhancing biodiversity unless the removal, destruction or lopping of the native vegetation is in accordance with written permission of the agency (or its successor) that provided the funding.
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PARTICULAR PROVISIONS - CLAUSE 52.17

PAGE 6 OF 9

Accordingly the following native vegetation requires a planning permit for removal:

- Plants that are native to Victoria and not planted, including Black Wattle seedling progeny (Attachment 1)

A permit under the Flora and Fauna Guarantee Act is required from DELWP to 'take' protected flora. All of the planted and non-planted Coast and Black Wattles are protected flora (Attachment 1).



Biodiversity Assessment Guidelines

Non-planted native vegetation is subject to permit for removal, however it is not sufficient on the site to invoke the *Guidelines for the removal, destruction or lopping of native vegetation* of the Department of Environment, Land, Water and Planning (DELWP 2017) which consider the following:

(a) 'patch' vegetation which is 'an area of vegetation where at least 25 per cent of the total perennial understorey plant cover is native'

Site: small patches of planted Coast Manna Gum *Eucalyptus viminalis* and Black Wattle *Acacia mearnsii* occur on lower southwest edge of study area (exempt from permit as planted).

(b) 'scattered trees' which are canopy tree species greater than 3 metres in height that occur outside patches.

Site: none present.

Offset requirement

Since the *Guidelines for the removal, destruction or lopping of native vegetation* (DELWP 2017) are not invoked, there is no offset requirement.

Lighting

Melbourne Water has expressed concerns about lighting (letter to Kingston City Council, 19 March 2018):

The proposed lighting used around the fields should be as low impact as possible given the proximity of the proposed fields to Edithvale Wetlands. Excess lighting, especially at night can cause disturbance to frogs and birds including impacts on migratory patterns. Edithvale wetlands is a Ramsar listed wetland and it supports key threatened species such as the Australasian Bittern and the Sharp tailed Sandpiper.

Council should consider planting vegetation between the fields and the drain to continue the corridor along the drain. Also consider planting vegetation at the Edithvale wetlands end of the fields to block out light to the wetlands.

The site is 250 metres from Edithvale Wetland to the southeast, with houses and gardens occupying most of that distance. It is difficult to see how lighting would significantly affect wildlife.

The floodway or drain immediately west of the site is usually dry due to large drains and is vegetated largely by introduced plants. It is low quality habitat for waterbirds and frogs.

The Melbourne Water recommendations are appropriate in order to minimise potential impacts.



Planting

Planting will be appropriate between the fields and the drain. The precise location of the plantation will depend on the facility layout, but is likely to be a series of linear screening belts.

Suitable hardy species indigenous to Kingston include the following:

<i>Acacia melanoxylon</i>	Blackwood
<i>Allocasuarina littoralis</i>	Black Sheoak
<i>Allocasuarina verticillata</i>	Drooping Sheoak
<i>Banksia integrifolia</i>	Coast Banksia
<i>Banksia marginata</i>	Silver Banksia
<i>Eucalyptus viminalis</i> subsp. <i>pryoriana</i>	Coast Manna-gum
<i>Goodenia ovata</i>	Hop Goodenia
<i>Leptospermum continentale</i>	Prickly Tea-tree
<i>Lomandra longifolia</i>	Spiny-headed Mat-rush
<i>Melaleuca ericifolia</i>	Swamp Paperbark

References

- DELWP 2017. Guidelines for the removal, destruction or lopping of native vegetation. Department of Environment, Land, Water and Planning, Victoria (December 2017). www.environment.vic.gov.au/_data/assets/pdf_file/0021/91146/Guidelines-for-the-removal,-destruction-or-lopping-of-native-vegetation,-2017.pdf
- DELWP 2018. NatureKit. Department of Environment, Land, Water and Planning, Victoria. maps.biodiversity.vic.gov.au/viewer?viewer=NatureKit
- Kingston Flora Database 2017. Kingston Flora Database, Kingston Conservation and Environment Coalition.

Please contact me if you have any enquiries.

Regards

Dr Jeff Yugovic


Attachment 1. Flora native to Victoria

Scientific name	Common name	Planted (exempt)	Non-planted	FFG Act protected flora
Site-indigenous species:				
<i>Phragmites australis</i> (?)	Common Reed		✓	
Kingston-indigenous species:				
<i>Acacia longifolia</i> subsp. <i>sophorae</i>	Coast Wattle	✓		1 plant
<i>Acacia mearnsii</i>	Black Wattle	✓	✓	20-30 plants
<i>Dysphania pumilio</i>	Clammy Goosefoot		✓	
<i>Eucalyptus melliodora</i>	Yellow Box	✓		
<i>Portulaca oleracea</i>	Common Purslane		✓	
Victorian non Kingston-indigenous species:				
<i>Eucalyptus polyanthemus</i>	Red Box	✓		



Attachment 2. Photos



Photo 1. Introduced grassland



Photo 2. Plantation of Manna Gum and Black Wattle, southwest edge of site



Photo 3. Seedling progeny of planted Black Wattle



Photo 4. Plantation with Coast Wattle, southwest edge of site



Photo 5. Plantation of Australian native trees, near primary school



Photo 6. Floodway immediately west of site

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.6

BEACH ROAD SOCIAL AND CULTURAL PATH

Contact Officer: Ross Gregory, Manager Traffic and Transport

Purpose of Report

The purpose of this report is to seek endorsement of Council for the process on the establishment of a social and cultural path recognising and celebrating local history, indigenous community, arts as well as social causes championed by Kingston and its community.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Endorse the proposed consultation and engagement process for the development of the social and cultural path options.
2. Receive a further report with design options for the social and cultural path.

1. Executive Summary

By resolution of Council at its 10 December 2018 Meeting, a stretch of the Kingston Bay Trail and Beach Road Boulevard will be designated as a social and cultural path celebrating local history, including but not limited to, local indigenous community, Kingston's Citizens of the Year, local artists and artworks and/or social causes championed but the City of Kingston. In passing this resolution it called for a report to be presented to the February 2019 Council meeting on the best way to achieve this.

The opportunity to develop a social and cultural path of this nature in Kingston will give a permanent and public recognition to Kingston's history and bring focus to local pride and awareness. The conceptual framework for this path is explored through this report.

It is recommended that engagement be conducted across the community (and the organisation) through the existing advisory groups and the Ward Committees, along with local indigenous, environment, schools, community and historical groups. It is envisaged that by using these community members to identify items of significance that would be appropriate for inclusion in such a path; the medium for presenting this information and the interpretive education opportunities that this path may provide to locals and visitors to Kingston; that a balanced community view may be formed.

A project working group has been established with members from Council's Social Development, Libraries and Education, Arts and Public Place Projects teams. This group has suggested using a themed design approach along with activating existing spaces along the route for programmed content celebrating Kingston's cultural history and social causes. However, permanent installations along the path could also be considered.

These options will be explored further by the working group, with a further report to be provided to Council detailing the options and seeking a recommendation on a preferred option.

2. Background

At the 10 December 2018 Council Meeting the following was resolved:

That Council:

1. Authorise the Chief Executive Officer or their delegate to negotiate terms and award Contract No. 18/63 Foreshore Shared Path Construction Project 1 Naples Road, Mentone to Rennison Street, Parkdale on a Lump Sum basis to CDN Constructors Pty Ltd for the tendered price of \$3,369,000 ex GST for the Shared Path;

2. Approve a Contingency Allowance of \$336,900 ex GST (10% of contract sum) from civil infrastructure capital allocation to cover unexpected financial variations relating to works or contract negotiations;

3. Direct the Chief Executive Officer or their delegate to inform VicRoads that Kingston City Council does not agree to resurface Beach Road and Council advocate to the State Government for the removal of the pavement re-sheeting requirement for this section of Beach Road, and seek a similar outcome as achieved by the City of Bayside when they constructed their section of the bay trail and altered the line markings in order to narrow their road lanes.

4. Implement the re-vegetation of this section of the Kingston foreshore, including a boulevard style street tree planting program along both sides of Beach Road with a preference for Coastal Banksias, Drooping Sheoak, Bottle Brush or Coastal Manna Gums, subject to ecological advice about what species is most suitable and about beach-side plantings. Further that the boulevard style planting be done with 1 species, and be planted with trees of local provenance, with at least 2 per nature strip, or 1, should issues prevent such plantings. Further that all residential-side trees be planted no later than the end of April, 2019. Beach side trees to be planted, except where there is Sand Heathland or Coastal Headland Scrub immediately adjacent to the Bay Trail, as soon as the Bay Trail works are completed.

During the establishment of the boulevard; should damage occur the trees are to be immediately replaced and the tree vandalism policy is to be discharged in full.

5. Further reiterate that foreshore revegetation to compensate for the 8,500 square meters of vegetation that will be removed is to be located as close as possible as to where it has been removed from the foreshore.

6. Determine that the Bay Trail and Beach Road Boulevard be designated a social and cultural path that will celebrate Council's local history, including and not limited to, local indigenous community, Kingston's Citizens of the Year, local artists and artworks and/or social causes championed by the City of Kingston. Further that a report on the best way to do this be presented to the February 2019 Ordinary Council Meeting.

This report is provided in response to part 6 of the resolution. Officers are separately undertaking the implementation of other parts of this resolution, with a direct correlation between the vegetation planting and the social and cultural path.

3. Discussion

3.1 Council Plan Alignment

Goal 3 - Our connected, inclusive, healthy and learning community
Direction 3.4 - Promote an active, healthy and involved community life

3.2 Consultation/Internal Review

The development of the social and cultural path requires input and leadership from a range of Council departments including Arts, Social Development, Libraries & Education, Communications and Parks. A project working group has been established with members of these teams.

It is proposed that the development of the design and content for the path is to be undertaken with input derived from the Ward Committees and the following Council Advisory Groups:

- Access and Equity
- Arts and Cultural
- Community Safety
- Public Spaces and Environment

In addition to these committees it is proposed to consult with local indigenous groups, schools, historical societies, community and environment groups for input into the development of the path.

By using the existing advisory group network, it is envisaged that a range of community views would be provided, giving different perspectives on how to best achieve this outcome.

3.3 Operation and Strategic Issues

3.3.1 Consistency of design

It is proposed to develop a range of design concepts for consultation with Council's advisory groups.

The project working group has suggested using a single design theme to provide a consistent approach to the celebration of the different cultural and social causes at a broader community level and local applicability. This concept would provide existing spaces along the path for programmed content to celebrate Kingston's cultural history and social causes.

3.3.2 Social and Cultural Celebration

The development of an appropriate listing of social and cultural subjects provides a platform for greater community awareness of Kingston's history and opportunities to highlight future directions. Kingston is currently working with its community and stakeholders across a range of areas including community health and wellbeing areas including family violence, gaming impacts, indigenous affairs, mental and physical health, environmental awareness, returned service women and men to name a few.

Further work is required to be undertaken to identify specific aspects that can be presented through the path, creating the greatest awareness and positive community impact, however conceptually a link can be created to demonstrate the broader (national/statewide/citywide) and Kingston context.

3.3.3 Design, Form and Function

The design for the shared path along the foreshore has not allowed for the inclusion of a social and cultural path, however this is not without possibility for inclusion. Officers, through engagement with the Advisory Groups and landscape architects, will explore the various methods for presentation.

Research undertaken has demonstrated various methods including interpretive signage, plaques, colour treatments to paving or other structural elements, technology and engagement applications etc.

Through further work and engagement, a proposal for implementation will be developed. A subsequent report will be presented to Council for consideration prior to implementation with a clear overview of scope, form, cost and implementation plan.

3.4 Options

3.4.1 Option 1

The project working group has suggested the establishment of a consistent theme for the length of the path. This theme allows for the creation of spaces along the path, which, through the use of technology and other means, can be programmed to celebrate different causes. The teams represented on the project working group, namely Social development, Arts and Libraries and Education, as well as Council Advisory Committees are well-placed for the development of appropriate social and cultural aspects for ongoing presentation at these space

3.4.2 Option 2

Engage with internal teams and Council Advisory Committees on the development of appropriate social and cultural aspects with a view to establishing permanent presentations at locations along the path.

4. Conclusion

4.1 Environmental Implications

There are no direct environmental impacts identified at this stage.

4.2 Social Implications

The development of a social and cultural path in Kingston provides an excellent opportunity to raise community awareness and bring to the forefront Kingston's social and cultural history, current challenges and provide hope for the future.

Social and cultural celebration brings pride and belonging to communities, and this unique location frequented by many thousands of local residents and visitors well engender a strong sense of local identity.

4.3 Resource Implications

The resource implications of the physical works are not known at this stage. Consultation and engagement across the organisation and through the Advisory Groups will be undertaken within existing organisational resources.

4.4 Legal / Risk Implications

There are no legal risks identified at this stage. Copywrite, image and text considerations will require attention before implementing.

Appendices

Appendix 1 - Social and Cultural Path Precinct options (Ref 19/21499)



Author/s: Ross Gregory, Manager Traffic and Transport
Reviewed and Approved By: Daniel Freer, General Manager City Assets and Environment

10.6

BEACH ROAD SOCIAL AND CULTURAL PATH

1	Social and Cultural Path Precinct options	309
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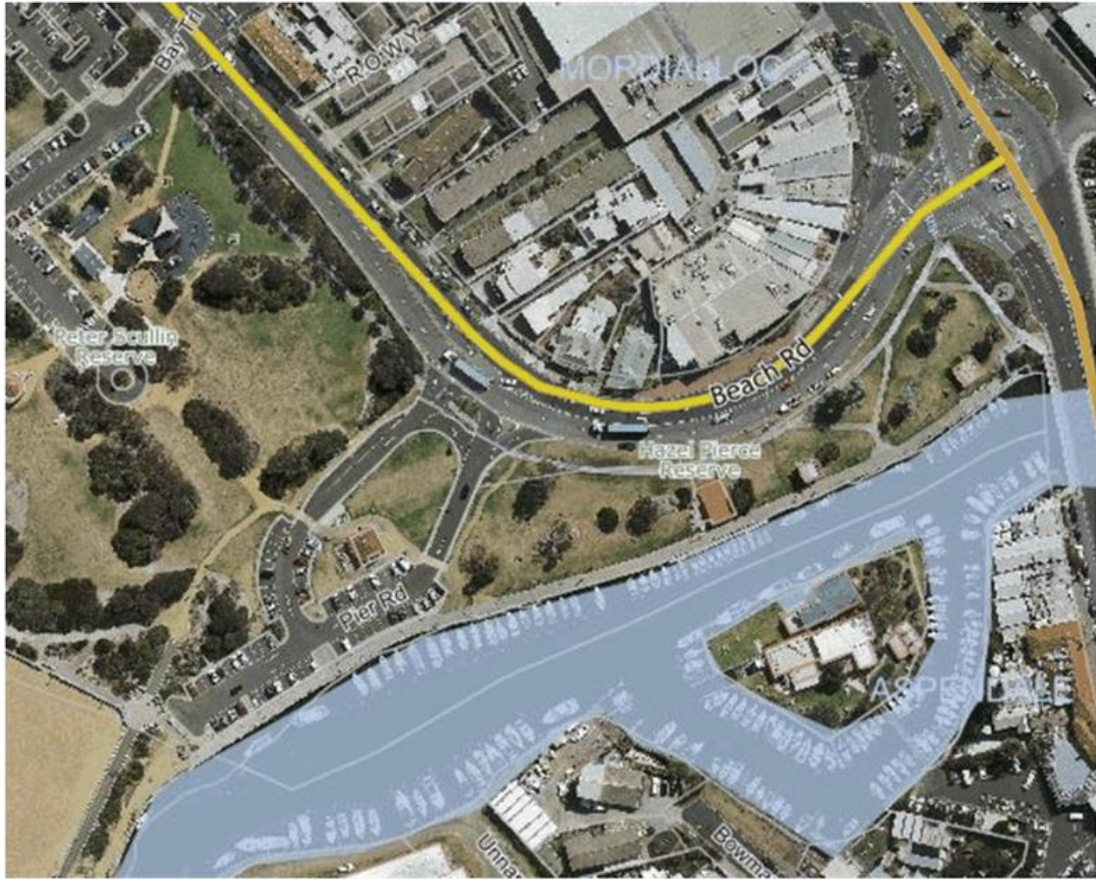
Mentone Coastal Precinct



Adjacent Parkdale Yacht Club



Parkdale Kiosk



Peter Scullin / Hazel Pierce Reserve

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 10.7

ADVANCED WASTE RESOURCE RECOVERY FACILITIES IN SOUTH EAST MELBOURNE

Contact Officer: Tim Scott, Team Leader Maintenance Contracts and Waste

Purpose of Report

The purpose of this report is to update Council on the development of a regional business case and suitable contract models that are designed to foster private sector investment into the establishment of Advanced Waste Resource Recovery Facilities in South-east Melbourne to provide long-term waste processing services that are alternatives to disposing waste to landfill.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council:

1. Continues to work with south-east Melbourne region Councils and the Metropolitan Waste Resource Recovery Group to finalise the South-east Cluster Business Case for Alternative Waste and Resource Recovery services;
2. Notes that the business case is being developed in accordance with the State Department of Treasury and Finance guidelines;
3. Authorises the Chief Executive Officer and/or his delegate to enter a confidentiality deed to receive further information on the establishment of a Special Purpose Vehicle (or Joint Venture), business case and commencement of the procurement process for Alternative Waste and Resource Recovery services; and
4. Receive a further report for consideration before making further commitment to an Advanced Waste Resource Recovery Facility.

1. Executive Summary

Growing volumes of waste and the practice of landfilling is a critical global issue that requires urgent action at domestic, municipal and regional levels. The disposal of waste to landfill is problematic for the following reasons:

- Increasing cost of landfilling: the Victorian State government's approach of approving less airspace for new landfills, charging a levy to all disposed material and increasing landfill regulations have increased the cost of landfilling, a cost which is borne directly by the community through the municipal waste charge;
- Inefficient use of resources: waste materials that could be recovered for re-use, recycling or conversion to energy; and
- Potential environmental impacts: the decomposition of organic matter in landfills produces methane, a potent greenhouse gas. Landfills have also been known to contaminate land,

groundwater and freshwater streams when liners and caps fail. Ongoing monitoring and management of landfills is required to address these risks.

Given the dilemmas associated with disposing of municipal waste to landfill, there are growing expectations and opportunities for Councils to collaboratively procure waste management services from a future facility employing Advanced Waste and Resource Recovery Technologies (AWRRT) *Appendix 2 Fact Sheet SPV* that optimise the recovery of resources from waste streams. Such a facility has the potential to transform the waste management sector and contribute to Melbourne's liveability and sustainability.

The State Government has allocated funding to the Metropolitan Waste and Resource Recovery Group (MWRRG) from the Sustainability Fund to support Councils to develop a region-wide business case and procurement strategy for procuring AWRRT solutions. The business case and procurement strategy will also inform how State Government departments and agencies might support the procurement and deployment of residual waste processing solutions by local government.

2. Background

Several Councils in Melbourne's south-east are collaborating with the assistance of the MWRRG to facilitate the development of a business case to explore procurement options for AWRRT solutions. Such regional collaboration is imperative to the aggregation of waste volumes to make the establishment of an AWRRT facility a viable proposition. A lack of aggregation due to waste management being distributed among 31 metropolitan municipalities has been a barrier to private sector investment in AWRRT facilities to date.

3. Discussion

3.1 Council Plan Alignment

Goal 1 - Our well-planned, liveable city supported by infrastructure to meet future needs
Direction 1.3 - Infrastructure and property investment for a functional city now and into the future

The ongoing management of waste, resource recovery and recycling are a challenge for local government to respond to and requires collaboration with industry and government stakeholders.

3.2 Consultation/Internal Review

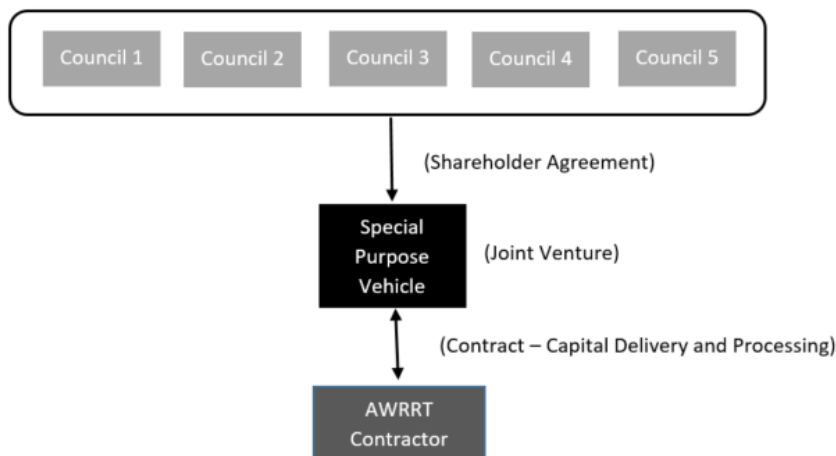
Discussion has been held with the Metropolitan Waste and Resource Recovery Group and a range of other local governments in Melbourne's South East about the establishment of a facility.

3.3 Operation and Strategic Issues

3.3.1 Special Purpose Vehicle

Council officers have held preliminary discussions with the MWRRG with data on Kingston's waste quantities and composition and have attended a series of briefings and workshops to understand suitable contract models for such a facility. Through these forums a proposed contract model, which is (or a variation of) a joint venture known as a Special Purpose Vehicle (SPV) has been explored. The SPV model has participating Councils form a company to engage and manage a contract to provide a long-term waste management solution. Councils participate

as stakeholders in the company – see below.



3.3.2 Local Government Act

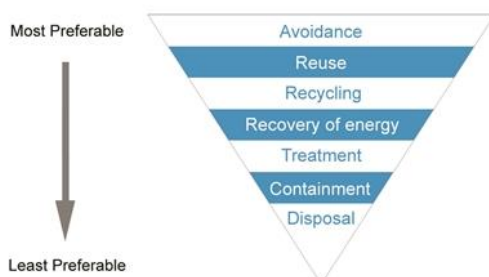
The *Local Government Act* 1989, Section 193 provides the powers for Council to enter into such an arrangement. Contracting options include a simple service provision model, design and construct options, and build/own/operate with variations on ownership of the final facility solution at the end of the contract. A regional business case for procuring AWRRT solutions has been developed and a region-specific business case for a cluster of Councils in Melbourne’s south-east is under development.

3.3.3 Advanced Waste and Resource Recovery Technologies

MWRRG has compiled the waste quantities and composition data submitted by member Councils and feedback received on the suitability of the procurement and contract model. It is proposed to test options with industry throughout the procurement process.

The findings in the draft regional business case (*Appendix 3 Business Case*) are that the technologies that have the strongest technical and commercial track records of recovering value from municipal waste are 1) mass burn combustion with energy recovery; and 2) mechanical biological treatment, coupled with some form of energy recovery (either combustion or gasification). MWRRG has taken a waste hierarchy approach (see below) to identifying a range of potential interventions that could achieve the objectives of restricting the disposal of residual municipal waste to landfill.

The Waste Management Hierarchy



The modelling of resource recovery options indicates that for Kingston and other member Councils of MWRRG to reach the landfill diversion objectives, local government could procure and deploy a range of options that include expanding the collection and processing of food and garden waste (FOGO options), together with new waste processing infrastructure to manage residual municipal waste. The initial work on a regional cost-benefit analysis has taken the regional options appraisal to the next level and has considered the following four scenarios:

Scenario 1 – FOGO only with no AWRRT for residual waste

This scenario would increase overall regional landfill diversion (compared to business as usual) from 43% to 50% and would result in additional costs across the region of \$211 million over 25 years (in net present value terms). The annual net abatement of carbon emissions averaged over 25 years is 122,702 tonnes CO₂-equivalent per year with this scenario.

Scenario 2 – Mass burn combustion of residual municipal waste without FOGO

Scenario 2 would increase overall landfill diversion (compared to business as usual) from 43% to 56%. The annual net abatement of carbon emissions averaged over 25 years is 170,322 tonnes CO₂-equivalent per year, producing 17 MW of power.

Scenario 3 – Mass burn combustion of residual municipal waste with FOGO

Combining mass burn combustion with a FOGO service would achieve the highest overall municipal waste diversion rate of 64% (compared to business as usual). The annual net abatement of carbon emissions averaged over 25 years is 287,767 tonnes CO₂-equivalent per year, producing 18 MW of power.

Scenario 4 – Mechanical biological treatment (MBT) of residual waste (no FOGO)

This scenario would increase overall municipal waste diversion to 56% (compared to business as usual), The annual net abatement of carbon emissions averaged over 25 years is 173,968 tonnes CO₂-equivalent per year, producing 17 MW of power.

3.4 Options

3.4.1 Option 1

It is recommended that officers be authorized to enter a confidentiality deed (*Appendix 1*) with the MWRRG to understand the business case and operating models proposed to undertake a full detailed analysis and report to Council for further consideration.

3.4.2 Option 2

Not enter the confidentiality deed. This is not the preferred option.

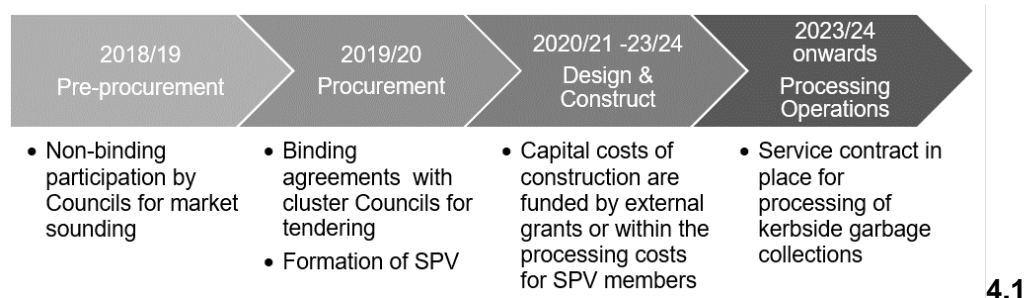
4. Conclusion

Further work on the options assessed in the cost–benefit analysis within the regional business case is required to investigate the following:

- Opportunities for the generation of renewable energy and fuels;
- Climate change and other environmental impacts and opportunities;
- Employment opportunities; and
- Social aspects.

Also, the development of cluster-specific business cases is required to reflect the needs of the councils that are party to the procurement and future contract.
An indicative timing of the respective stages of an AWRRT project for the south-east cluster is represented by the following.

Staging and Timing of AWRRT Milestones



Environmental Implications

Analysis is required through the further business planning process to understand the environmental implications further.

4.2 Social Implications

Waste management is an ongoing community issue that requires a coordinated and stable response.

4.3 Resource Implications

The resource implications of the business planning are not understood at this early stage.

4.4 Legal / Risk Implications

Any future consideration or development of a SPV will require legal analysis to ensure Local Government Act compliance and protection of Council's interests.

Appendices

Appendix 1 - AWRRT Deed of Confidentiality 2018 (Ref 19/35492) [↓](#)

Appendix 2 - Fact sheet - SPV - November 2018 (Ref 19/35493) [↓](#)

Appendix 3 - Business Case Infographic - 2018 11 22 (Ref 19/35495)



Author/s: Tim Scott, Team Leader Maintenance Contracts and Waste
Reviewed and Approved By: Rachele Quattrocchi, Manager Infrastructure
Daniel Freer, General Manager City Assets and Environment

10.7

ADVANCED WASTE RESOURCE RECOVERY FACILITIES IN SOUTH EAST MELBOURNE

1	AWRRT Deed of Confidentiality 2018	321
2	Fact sheet - SPV - November 2018.....	325
3	Business Case Infographic - 2018 11 22	331

Deed of Confidentiality

Made by

[Insert]

In favour of

Metropolitan Waste and Resource Recovery Group

BY [Insert] of [Insert address] (**Confidant**), who is an employee of the [Insert Council Name] (the "Council")

IN favour of **Metropolitan Waste and Resource Recovery Group** of Level 4, Tower 4, World Trade Centre, 18-38 Siddeley Street, Melbourne, Victoria, 3005 (**Organisation**)

Introduction

- A. The Confidant is involved in the development of a business case being led by the Organisation which explores procurement options for alternative waste and resource recovery technology solutions for Council and other participating councils (the "Project").
- B. The information to which the Confidant will have access for purposes related to the Project may be confidential.
- C. The Organisation will allow the Confidant access to Confidential Information provided that confidentiality can be maintained and the Confidant has entered into this Deed in order to acknowledge the conditions under which access to the Confidential Information will be granted.

1 Interpretation

1.1 Definitions

"**Confidential Information**" means any information, documents or data that is by its nature confidential, is designated as confidential or the Confidant knows or ought to know is confidential or which is made available to the Confidant in the course of his or her dealings with the Organisation in relation to the Project and includes, without limitation, information relating to :-

- (a) technical and specialist advice;
- (b) any proposed tender, or tender-related information, such as evaluation material, which may arise from the Project;

and information of the Organisation that has any actual or potential commercial value to the Organisation or to the person or corporation which supplied that information, but does not include information which is:

- (a) publicly known or becomes publicly known other than by breach of any other obligation of confidentiality;
- (b) disclosed to the Confidant without restriction by a third party and without any breach of confidentiality by the third party; or
- (c) developed independently by the Confidant without reliance on any of the Confidential Information.

"**Deed**" means this Deed of Confidentiality.

"**Information Privacy Principles**" means the information privacy principles set out in the *Privacy and Data Protection Act 2014* (Vic).

2 Non-Disclosure

- 2.1 The Confidant will treat as secret and confidential all Confidential Information to which he or she has access or which is disclosed to him or her without the prior written consent of the Organisation.
- 2.2 If the Organisation grants its consent, it may impose conditions on that consent. In particular, the Organisation may require that the Confidant obtain the execution of a deed in the same terms as this Deed by the person to whom the Confidant proposes to disclose the Confidential Information.
- 2.3 The obligations of the Confidant under this Deed shall not have been breached where the Confidential Information is legally required to be disclosed.

3. Restriction on use

- 3.1 The Confidant will use the Confidential Information only for the purpose of its dealings with the Organisation (whether directly or indirectly).

- 3.2 The Confidant will not copy or reproduce the Confidential Information without the written approval of the Organisation, will not allow any other person access to the Confidential Information and will take all necessary precautions to prevent unauthorised access to or copying of the Confidential Information in his or her control.

4. Privacy

- 4.1 The Confidant must fully comply with the Information Privacy Principles and any applicable Code of Practice, pursuant to the *Privacy and Data Protection Act 2014 (Vic)*, with respect to any act done or practice engaged by the Confidant under or in connection with any contract between the Organisation and the Confidant providing for the performance of services or the provision of goods by the Confidant (whether directly or indirectly).

5. Survival

- 5.1 This Deed will survive the termination or expiry of any contract between the Organisation and the Confidant providing for the performance of services or the provision of goods by the Confidant (whether directly or indirectly).

6. Production of Documents

- 6.1 Immediately upon request by the Organisation, the Confidant must deliver to the Organisation all documents in the possession or control of the Confidant containing Confidential Information.
- 6.2 If at the time of such a request the Confidant is aware that documents containing Confidential Information are beyond his or her possession or control, then the Confidant must provide full details of where the documents containing the Confidential Information are, and the identity of the person who has control of them.

7. Injunctive relief

- 7.1 The Confidant acknowledges that the Organisation will be entitled (in addition to any remedy it may have) to seek an injunction or other equitable relief with respect to any actual or threatened breach by the Confidant of this Deed and without the need on the part of the Organisation to prove any special damage.

8. Applicable Law

- 8.1 This Deed shall be governed in accordance with the law of Victoria

Executed as a Deed

Signed and Delivered

By: (name of Confidant)

..... (signature of Confidant)

in the presence of (name of witness)

..... (signature of witness)

Date:

State of Victoria (Department of Treasury and Finance), 2017, minor changes made to definition of 'Confidential Information'



Advanced waste processing Special purpose vehicles

New advanced waste processing infrastructure will require substantial investment, and aggregation of waste by councils will be the key to drive investment from the private sector.

A NEW MODEL TO SECURE INVESTMENT

Councils need to create an appropriate vehicle to attract investment for a facility.

MWRRG's current contract arrangement used by councils can limit access to private sector funding in situations where substantial capital investment in new infrastructure is required before service delivery commences. So, the current model is not well suited to delivery of an advanced waste processing solution.

So, a new model is needed that will:

- enable councils to aggregate their waste to provide an attractive proposition to market
- establish an entity that can enter into a contract with a solution provider
- facilitate financing of capital investment (land acquisition and construction) and operation of the facility.

Like the private sector, government needs a suitable vehicle in which to invest. As a result, any potential investment by government will come after aggregation, not before. So, councils will need to approach the aggregation of their interests without certainty that state or federal government will invest.

However, aggregating interests puts councils in the strongest position to negotiate with state or federal government regarding potential investment.

Agreement on contracting entity required to proceed to EOI

Based on advice from our legal consultants, Holding Redlich, MWRRG is recommending that councils form

a Special Purpose Vehicle (SPV) to aggregate waste and drive investment.

Prior to the first phase of the procurement (the Expression of Interest), councils will need to agree to form a SPV (or appropriate alternative) as the contracting entity.

The entity will need to be fully formed by the time councils are ready to contract with the private sector for the delivery of a solution.

WHY THE CURRENT MODEL IS NOT SUITABLE

MWRRG has developed a tripartite contract that allows MWRRG to be principal to a collective contract, so long as one or more of the partnering councils are co-signatories to the deed with the contractor.

The tripartite contract has worked well for collective procurements based on existing infrastructure. Where substantial investment in new infrastructure is required before service delivery starts, the current contract arrangement used by councils is not well suited as it can limit access to private sector funding.

The existing tripartite model does not provide adequate flexibility for an advanced waste processing contract.

WHAT IS A SPECIAL PURPOSE VEHICLE?

A Special Purpose Vehicle (SPV) is a company with its own assets and liabilities, as well as its own separate legal identity.

Why is a SPV recommended?

MWRRG sought legal advice from Holding Redlich to identify the most viable way to facilitate the procurement of advanced waste processing solutions.

Holding Redlich researched the options including considering relevant international and Australian experience. They recommend a SPV to negotiate and contract with a provider.

A SPV provides the following benefits:

- it would bring economies of scale to the contract (by aggregating demand) and be attractive to the market as a contracting entity
- rather than dealing with large numbers of individual councils, the private sector can deal with one entity - this simplifies a number of issues from a legal and financing perspective, which facilitates the procurement/contract management process
- it provides the vehicle to attract investment from other levels of government
- it is easier to facilitate decision-making and administration between the councils with a clear decision-making structure.

- it will limit a council's liability to its shareholding in the SPV, protecting the council's financial position and wider asset pool
- the SPV can own, operate or apply for planning permission for a facility.

MWRRG RESTRICTIONS

The *Environment Protection Act 1970* enables MWRRG to facilitate joint procurement of waste and resource recovery facilities and services on behalf of metropolitan councils.

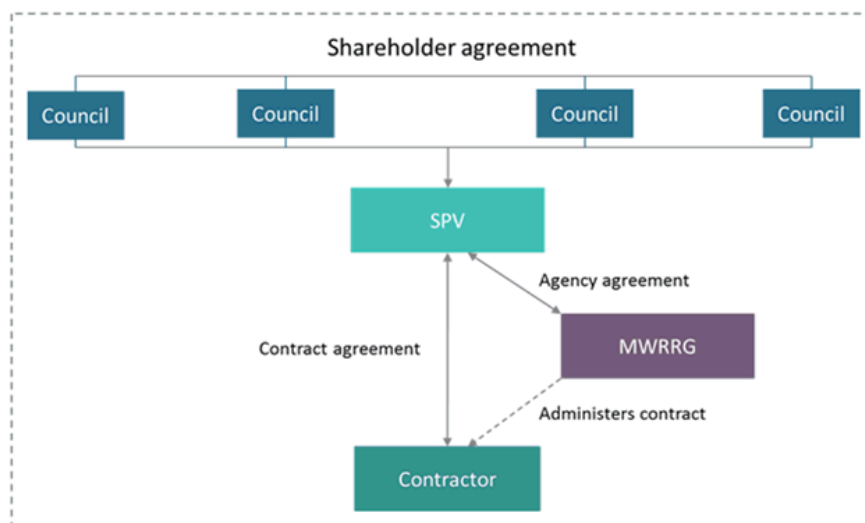
Under the Environment Protection Act, MWRRG cannot:

- own or operate a waste management facility
- apply for or hold a planning permit
- enter into contracts for the procurement of waste and resource recovery facilities or services, unless the contract is jointly entered into with one or more of the region's councils.

However, a SPV would have the powers to own, operate or apply for planning permission for a waste or resource recovery facility.

HOW A SPV WORKS

Each council would have a shareholding in the SPV. The SPV alone would enter the contract with a contractor to build and operate the advanced waste processing facility.



NOMINATING AN AGENT

The SPV can nominate an agent that can manage the contract on a day-to-day basis.

MWRRG can play this role in the same way it does for current contract arrangements.

The SPV would have the powers to carry out the project, which includes the ability to:

- acquire and sell land necessary for the contract
- apply for planning permission for a facility on land that it owns or acquires
- grant a concession to the contractor to use the land for the purposes of the contract
- engage an agent to manage the contract.

The SPV would have its own board, and if necessary its own officers. The appointment of board members could be done in a number of ways:

- each council could appoint its own representative
- each council could be given a vote to select suitably qualified candidates
- there could be a combination of the two options.

The SPV can nominate an agent to manage the contract on a day-to-day basis. MWRRG can play this role in the same way it does for current contract arrangements.

As a private corporation (even though its shareholders are public authorities), the SPV would be subject to regulatory reporting requirements under the *Corporations Act 2001*.

ESTABLISHING A SPV

Local Government Act 1989

Councils that participate in an MWRRG facilitated procurement are exempt from section 193 of the *Local Government Act 1989*, which otherwise requires councils to obtain Ministerial approval to enter into joint contracts for services.

Using their entrepreneurial powers under section 193 of the *Local Government Act 1989*, a group of councils can work together to establish a company through share ownership (SPV), to negotiate and enter into a contract with a private entity for the delivery and operation of a solution.

MWRRG is working with Local Government Victoria in relation to the *Local Government Act 1989*.

Australian Competition and Consumer Commission approval

Councils and MWRRG must seek authorisation from the Australian Competition and Consumer Commission (ACCC) before entering into any

contracts that may contravene the *Competition and Consumer Act 2010*. So, authorisation from the ACCC to aggregate services will be required before councils reach a decision to appoint a contractor.

The ACCC may authorise councils to undertake a collective procurement if it is satisfied that the public benefit from the arrangement would outweigh any public detriment.

MWRRG, on behalf of councils will seek legal advice and progress the authorisation with the ACCC.

SHAPING THE SPV

Councils will need to drive the development of the contracting entity so it reflects councils' requirements.

The governance framework needs to be robust, establish and maintain an ethical culture, and provide shareholders with benchmarks to gauge the entity's performance.

Some principles that will go into developing a SPV include:

- lay solid foundations for management and oversight
- structure the board to add value
- respect the rights of shareholders
- recognise and manage risk
- safeguard integrity in financial reporting
- promote ethical and responsible decision-making
- make timely and balanced disclosure
- remunerate fairly and responsibly.

The governance framework will be detailed in a number of documents such as a constitution, a shareholder agreement, a board charter, roles and responsibilities of directors, decision making delegations, and a communication protocol.

Councils can stage the development of the governance framework:

1. start with gathering information and scoping expectations
2. develop the governance framework
3. implement and operate the governance framework.

As part of the information gathering stage, councils met on 1 November 2018 to discuss opportunities, risks and parameters across five governance elements that could inform the development of a SPV. Some of the feedback included:

	Must do	Must not do
Commercial	<ul style="list-style-type: none"> Have resources and ability to manage opportunities and business risks Have people with strong contract management skills Balance council control and management expertise 	<ul style="list-style-type: none"> Shareholder agreement –don't prop up other councils Undermine councils role in managing municipal waste
Governance	<ul style="list-style-type: none"> Skills based board Board appointed by majority of council votes Clear decision making for board, executive and council as shareholder Transparent planning and reporting: strategic plan, 3 year business planning and annual performance reporting Clear shareholder agreement, council commitment locked in 	<ul style="list-style-type: none"> Focus on task and purpose – don't get distracted
Legal and regulatory	<ul style="list-style-type: none"> Resource and structure according to council needs Meet compliance and regulatory expectations Clearly allocate risk 	<ul style="list-style-type: none"> Not liable for other council acts/decisions
Reputational	<ul style="list-style-type: none"> Establish communications policy and procedure 	<ul style="list-style-type: none"> Not be resource hungry
Operational	<ul style="list-style-type: none"> Working group meetings Clear operational and decision making processes Shareholder communications (internal and external) 	<ul style="list-style-type: none"> Kerbside collection No involvement in recycling and FOGO decisions

NEXT STEPS

The South East Business Case for procuring advanced waste processing solutions will recommend councils form a SPV to aggregate waste and drive investment.

To participate in the first phase of the procurement (the Expression of Interest) councils will need to agree to form a SPV (or appropriate alternative) as the contracting entity.

Councils who agree can then start the regulatory steps to set up the SPV and to develop the governance framework.

The contracting entity will need to be fully formed by the time councils are ready to contract with the private sector for the delivery of a solution.

QUESTIONS AND ANSWERS

Can councils join and leave the SPV?

Yes. The shareholder agreement between the councils forming the SPV will provide a method for councils to join or leave the SPV.

The governance arrangements developed by the participating councils will determine how shareholders join and leave the SPV.

Does the SPV mean councils have to own the waste processing facility?

No. Ownership of a facility is a separate (contractual) question from the way councils aggregate their demand.

Why can't MWRRG establish the processing facility instead of relying on councils?

MWRRG can't establish a facility. The *Environment Protection Act 1970* prevents MWRRG from:

- owning or operating a waste management facility
- applying for or holding a planning permit
- entering into contracts for the procurement of waste and resource recovery facilities or services, unless the contract is jointly entered into with one or more of the region's councils.

Local government is responsible for providing municipal waste and recycling services in line with council strategies. And it is municipal waste that industry typically seeks to underpin the long term viability of an advanced waste processing solution.

What does a SPV do for us that the current model can't?

In addition to aggregating demand, a SPV provides the following unique benefits:

- it is easier to facilitate decision-making and administration between the councils with a clear decision-making structure.
- rather than dealing with large numbers of individual councils, the private sector can deal with one entity - this simplifies a number of issues from a legal and financing perspective, which facilitates the procurement/contract management process
- it will limit a council's liability to its shareholding in the SPV, protecting the council's financial position and wider asset pool
- it provides the vehicle to attract investment from other levels of government.

- it will limit a council's liability to its shareholding in the SPV, protecting the council's financial position and wider asset pool
- the SPV can own, operate or apply for planning permission for a facility.

How can local government attract investors to make the facility more financially attractive?

Private or public investors will need an appropriate entity in which to invest.

Any potential investment by government will come after aggregation, not before. So, councils will need to approach the aggregation of their interests without certainty that state or federal government will invest.

However, aggregating interests puts councils in a strong position to attract potential investors. The South East Business Case will provide an evidence base to support any conversations.

The SPV is an appropriate vehicle to attract and secure investment.

What other options were considered along with the SPV or the existing tripartite agreement?

The other options are for a single council to engage a contractor or for multiple councils to engage a contractor.

If a contractor is engaged by a single council, then the council will be fully liable. This approach is highly unlikely to derive the same value for money or attract high quality, proven and commercially sustainable bids or bidders.

If a contractor is engaged by multiple councils, then each council will be jointly and severally liable for the performance of other councils. This is unlikely to be palatable to participating councils. Adding or removing councils is also challenging with this approach.

Can councils wait for industry to build a facility and simply sign up with them?

Yes, but councils will forgo the ability to influence the design of facility, performance standards, location, technology, timing, siting, and contract type and terms.

If councils don't join an SPV can they still access the services of an AWP?

Some councils may not wish to join an SPV but still supply waste to an AWP facility. Such a council could supply waste into a contract on a service delivery

basis. The contract could be with the SPV or directly with the solution provider.

This does not, however, remove the need for an SPV.

It is reasonable to expect that the gate fee for a service delivery contract will be higher than that for the SPV.

Councils wanting a service delivery contract also forgo the ability to influence the design of facility, performance standards, location, technology, timing, siting, and contract type and terms.

What regulatory approvals are required to set up a SPV?

There are three main regulatory approvals required to set up a SPV:

1. Register the SPV –apply to the Australian Securities & Investments Commission to register the SPV as an Australian company. The application fee is currently \$479 and is normally processed within one business day.
2. State government approval - to use the entrepreneurial powers under section 193 of the *Local Government Act 1989* to establish a SPV is likely to require a risk assessment report as well as approval from the Minister for Local Government and Treasurer.

The application for approval to the Minister for Local Government and Treasurer is a standard form, which is procedural in nature.

3. ACCC authorisation - the aggregation of services via the SPV has the potential to contravene the Australian Consumer Law as anti-competitive behaviour. So, ACCC authorisation is required.

ACCC lists six steps in the authorisation process and will make a determination within six months of an application being validly lodged.

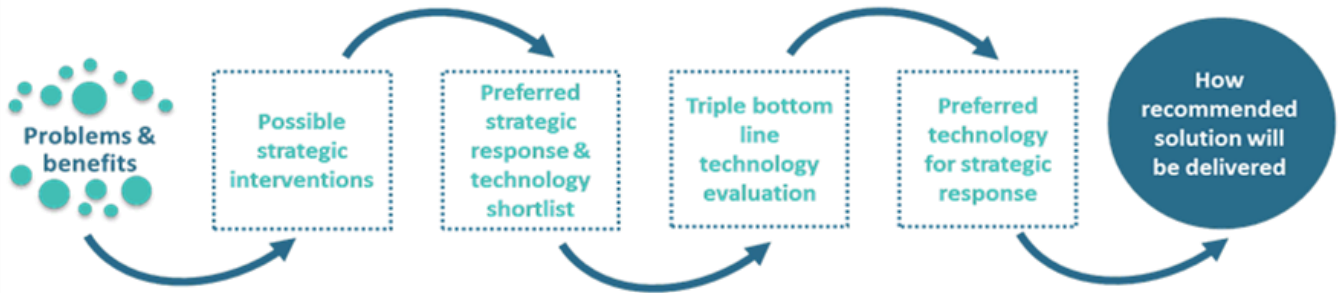
Advanced waste processing

The South East Business Case

The South East Business Case will demonstrate the public benefit of advanced waste processing. A preferred strategic response will be recommended and evaluated against financial, social and environmental criteria. MWRRG will deliver the Business Case to councils in early 2019.

Developing the Business Case

The Business Case will align with the Department of Treasury and Finance template.



Five key elements of the Business Case

Here are five important elements that will be addressed in the Business Case.

- 1

Technology option

A preferred technology to meet desired financial, environmental and social objectives.
- 2

Aggregation method

How councils will aggregate demand for a solution and establish a contracting entity.
- 3

Contract model

The type of contract needed to deliver the desired level of control, risk, price certainty and incentive to innovate.
- 4

Financial model

Life cycle cost for the project compared to BAU, to determine budget impact.
- 5

Procurement process

A recommended procurement process that will ensure future contracts are fit for purpose.

Supporting your decision

Additional evidence and information to support the decision-making process.

- 

MARKET SOUNDING
Outcomes from Market Sounding into advanced waste processing.



SOCIAL RESEARCH RESULTS
Public sentiment towards advanced waste processing.



COMMUNICATIONS GUIDE
Messages, FAQs, and materials to explain the business case.



REPORT TEMPLATE
A report template with findings and recommendations.



MANAGEMENT DEED
Will govern decision making and timeframes during procurement.
- 
- 331

11. Corporate Services Reports

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 11.1

QUICK RESPONSE GRANTS

Contact Officer: Gabrielle Pattenden, Governance Officer

Purpose of Report

To seek Council's consideration of Quick Response Grant applications received.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council approve the following grant application:

- Vic SES Chelsea Unit - \$2000.00 (subject to acquittal of previous grant)

1. Executive Summary

The Quick Response Grants Program gives individuals and community groups the opportunity to apply for small grants to help them achieve their goals and ambitions.

This Program responds to the community's need for a form of grant that is flexible and efficient in terms of the time between application and approval and applies to smaller amounts of funding to a maximum of \$2,000.00.

Quick Response Grants are a category under Council's Community Grants Program.

2. Background

In November 2015 Council adopted the Quick Response Grants Program and Guidelines. Grant applications are checked for eligibility in line with a set of criteria outlined in the Guidelines. An application must be submitted to Council and considered for approval at an Ordinary Meeting of Council.

Any not-for-profit group, school or community organisation providing services within the City of Kingston may apply.

Individuals must be a resident of the City of Kingston and participating in an activity in an unpaid capacity and not as a requirement of any formal course of study or of their employment. Individuals can apply for a grant to assist them to participate in a sporting, educational, recreational or cultural activity; other pursuit of a personal development nature; or who is in needing circumstances.

Community groups can apply for a grant to assist with the provision of a service, program or activity used by or of benefit to Kingston residents.

Discussion

2.1. Council Plan Alignment

Goal 3: Our connected, inclusive, healthy and learning community
Direction 3.4 Promote an active, healthy and involved community life

2.2. Operation and Strategic Issues

2.2.1. Assessment of Application Criteria

Applications for Quick Response Grants are assessed against the criteria outlined in the guidelines as follows:

- Does the proposed activity/event/project support the delivery of one or more of Council Plan strategic goals?
- Does the proposed activity/event/project benefit the City of Kingston residents?
- Has the applicant demonstrated a clear need for funds?
- If the applicant is an organisation, that it is a not-for-profit and has a bank account in the name of organisation.
- If the applicant is an organisation, are funds needed at short notice or can they wait for the Annual Grants program?
- Can the project be funded under any other Council grant program?

3. Applications

Name:	Vic SES Chelsea Unit	
Amount requested:	\$2000.00	
Description of Project/Event:	Upgrade of our flood pump hoses to approved pressure rated Rapier Fire hose for connection of our pumps to CFA and MFB Fire trucks for refilling in the event of fires. As well as providing the unit with additional hoses in the event of major flooding with the Kingston community, and fellow Victorians if our pump trailer is deployed other communities.	
How the funds will be used:	Assist with the purchase of 100mm clear pickup hoses	
Assessment Criteria:		
• The activity/event/project supports one or more of the Council Plan strategic goals		✓
• The activity/event/project benefits the City of Kingston residents		✓
• The applicant has demonstrated a clear need for funds		✓
• The applicant is an individual or not for profit organisation		✓
• Funds are needed at short notice		✓
• The project cannot be funded under any other Council Grant program		✓
Grants received in current or last financial year		
Quick Response Grant – July 2017 – \$2000.00		
Officer Comment:		
This application meets the assessment criteria and is recommended for approval, subject to the acquittal of a previous grant allocated in July 2017.		

4. Conclusion

The grant applications in this report have been assessed according to the assessment criteria approved by Council in the Quick Response Guidelines.

4.1. Environmental Implications

Not applicable to this report.

4.2. Social Implications

The allocation of Quick Response Grants allows for Council to provide funds on a small scale to groups and individuals or towards projects or events that are consistent with Council's strategic directions and of benefit to Kingston's residents and community.

4.3. Resource Implications

Funds for Quick Response Grants are allocated by Council through its annual budget process.

4.4. Legal / Risk Implications

Not applicable to this report.

Author/s: Gabrielle Pattenden, Governance Officer
Reviewed and Approved By: Phil DeLosa, Manager Governance
Paul Franklin, General Manager Corporate Services

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 11.2

KINGSTON PERFORMANCE REPORT, OCTOBER - DECEMBER 2018 AND QUARTERLY FINANCIAL STATEMENTS REPORT, DECEMBER 2018

Contact Officer: Annette Forde, Corporate Planning and Performance Officer

Purpose of Report

This report provides an update on the progress of the Council Plan 2017-2021 through Council's key actions, selected performance indicators and the Quarterly Financial Statements to the end of December 2018.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council receive the Kingston Performance Report October-December 2018 and the Quarterly Financial Statements Report, December 2018.

1. Discussion

Council achieved excellent performance results in the October to December quarter, with progress targets for the majority of key actions achieved and most of the selected performance indicators being within the expected or acceptable range.

Highlights for the quarter include:

- The City Development department became “paperless” – it is hoped that this will reduce the number of days to process planning applications and it eliminates the use of paper in the process.
- Council endorsed the establishment of a disc golf course at Bald Hill Park.
- Construction of Cliff Sambell Pavilion at Gerry Green Reserve was completed.
- The Multicultural Action Plan was completed.
- The Prevention of Family Violence Action Plan was adopted.
- The Planning and Building counter was relocated to the ground floor of 1230 Nepean Highway, bringing customer transactions into one location.
- The customer service Chatbot went live on the Kingston website. Kingston is the first Council to introduce such technology to its website.

Actions

The majority (95%) of the 132 actions published in the Performance Report are on track, with six actions off track. The off-track items are expected to be completed by the end of the financial year.

Of the off-track actions, two are in Goal 3 and four in Goal 4, as shown below:

Off Track Action	Council Plan Goal	Comment
Investigate the establishment of a Farm Museum	3	Discussions with potential donors of items for display to commence in early 2019.
Develop a business case to advocate with State Government for the Cheltenham Court House to be used by Kingston Council for potential community uses	3	Discussions have been undertaken with Cheltenham Police regarding how the facility is currently being used. Further investigation about potential community use to be considered in 2019.
Find a suitable location for seniors' recreation equipment, in conjunction with Rotary	4	The Bentleigh Moorabbin Central Rotary Club approached Council to work toward a funding partnership to provide adult fitness equipment at Moorabbin Reserve, in conjunction with the implementation of other funded master plan works. Concept plans and renders have been developed along with cost estimates and these will be presented on 6 February 2019, to the Club for consideration.
Develop and implement an Integrated Transport Strategy	4	The Integrated Transport Strategy will be developed during 2019 and consider walking, cycling, public transport, freight and passenger vehicles. The project has been scoped and officers will confirm the direction with Council in 2019.
Investigate the need for ticketed parking for non-residents near the foreshore and shopping strips	4	Ticketed car parking already exists in foreshore car parks, with residents exempt. The advice from the Parking Study is there is merit in introducing ticketed car parking in some activity centres where parking demand is high; however, resolving the residential parking rates will occur prior to progressing this parking issue.
Review, update and implement the Cycling Strategy	4	The review will be conducted in 2019.

Performance Indicators

Of the 34 performance indicators in the report, 25 are on track with four in progress (within the acceptable or expected variance range) and five off track.

Of the indicators off track – two are in Goal 1, one in Goal 2 and two in Goal 3 as shown below. These will be addressed in the coming quarter.

Off Track Indicator	Council Plan Goal	Comment
SP1 Time taken to decide planning applications (financial year to date)	1	We have seen an improvement from 107 days in August to 91 days in November, year to date (latest data available). Being a year to date result, the effects of recent higher performance will take time to be apparent. Recent VCAT reports indicate that Kingston has a lower level of VCAT matters than many similar councils.
Rights of Way – sales completed by Council	1	In December a discontinued road enclosed in Cheltenham was sold, giving a year to date total of three sales.
Missed bins – domestic (garbage, recycling & green waste) year to date	2	We are working with new contractor JJR to improve this result. The number of missed bins is based on residents notifying Council – in many cases ‘missed’ bins were not put out in time for collection, or not fully emptied because they were over filled/compacted by residents. Missed bins are generally collected on the same day or within 24 hours.
Volunteer hours provided in community programs - Youth and Family Services	3	Low numbers of volunteers in October and November has affected our year to date result, however, we had an increase in volunteer hours in December through the Freeza program's 'Glitter & Glow' event and active recruitment.
LB1 Library collection usage (loans per item).	3	Council libraries continue to make over one million loans annually, with the library collection slightly higher than last year. However, loans per item has fallen slightly each year and reflects the changing role of libraries in the community.

2. Quarterly Financial Statements

The Quarterly Financial Statements for the three months ending 31 December 2018 are attached.

3. Conclusion

Council achieved excellent performance results in the October to December quarter, with progress targets for the majority of key actions achieved and most performance indicators being within the expected or acceptable range.

Appendices

Appendix 1 - Kingston Performance Report, October-December 2018 (Council - 25 Feb. 2019) (Ref 19/17564) [↓](#)

Appendix 2 - Quarterly Financial Statements Report December 2018 (Ref 19/18317) [↓](#)

Author/s: Annette Forde, Corporate Planning and Performance Officer
Reviewed and Approved By: Karyn Delves, Team Leader Corporate Performance
Caroline Reidy, Manager Finance and Corporate Performance
Paul Franklin, General Manager Corporate Services

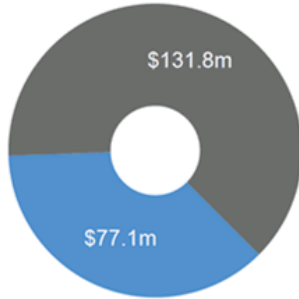
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KINGSTON PERFORMANCE REPORT, OCTOBER - DECEMBER 2018 AND QUARTERLY FINANCIAL STATEMENTS REPORT, DECEMBER 2018

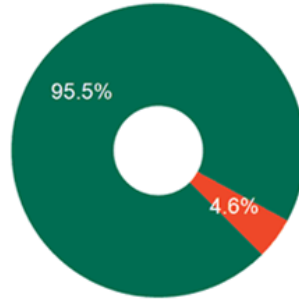
1	Kingston Performance Report, October-December 2018 (Council - 25 Feb. 2019)	345
2	Quarterly Financial Statements Report December 2018	385

Kingston Performance Report

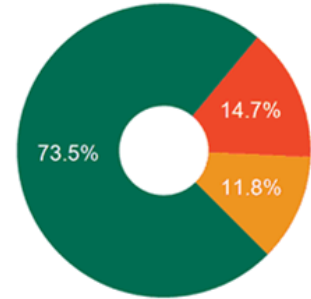
OCTOBER - DECEMBER 2018



Expenditure



Actions



Performance Indicators

- BUDGET SPENT
- BUDGET REMAINING
- ON TRACK
- IN PROGRESS
- OFF TRACK

Annual Service Highlights

16,619

Total volunteer hours

73,843

Rateable properties

161,089

Municipal population

4,321,250

Bin lifts

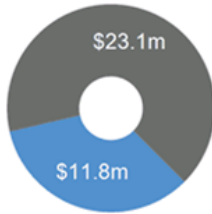
1,841

Babies born in Kingston

\$182 million

Annual Council expenditure

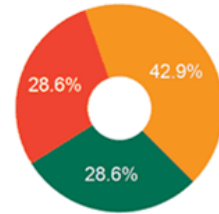
1 Our well-planned, liveable city supported by infrastructure to meet future needs



Expenditure



Actions



Performance Indicators



Annual Service Highlights

<p>816 km</p> <p>Storm water drains maintained</p>	<p>1,085</p> <p>New planning applications received</p>	<p>6 km</p> <p>Kilometres of footpath renewed</p>
<p>279</p> <p>Buildings and public toilets maintained on a daily basis</p>	<p>693</p> <p>Asset protection permits issued</p>	<p>\$603 million</p> <p>Approximate value of development</p>

Our Services



- Building permits
- Planning permits
- Urban land use policy & planning



- Maintenance & development of Council's buildings



- Drain maintenance
- Manage Council's property portfolio
- Planning & design for community assets



- Footpaths, bicycle paths & road maintenance

Our well-planned, liveable city supported by infrastructure to meet future needs

1.1. Intergenerational land use planning for a sustainable community

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Capital Works budget spent compared to forecast (Quarterly)	Actual expenditure is ahead of forecast due to advancing property purchases in Garden Boulevard, Dingley and Charman Road, Cheltenham.	100.00%	35.01%	41.92%	 on track
ACTION	PROGRESS				STATUS
Develop the Kingston Housing and Neighbourhood Character strategy using innovative engagement methods	From July 2018, a deliberative community panel was established to develop a set of overarching principles for the project. The outcome of this work was presented to Council at the October 2018 Council Meeting. Further community engagement, including a workshop with the deliberative community panel, will occur mid-2019.				 on track
Utilise the planning system to influence the provision of car parking in areas where significant change is occurring	Community consultation was conducted in October and November on the results of the Kingston Car Parking Study, with high quality feedback received through the on-line survey and community workshop. Officers will report back to Council on the results of the consultation in February or March to determine the next steps				 on track
Develop an Affordable Housing Implementation Plan to work with State Government, Housing Associations and developers to increase the availability of affordable housing	SGS Economics and Planning has been appointed to prepare an Affordable Housing Implementation Plan. It is anticipated that a draft Plan will be presented to Council in early 2019.				 on track
Review planning mechanisms and local planning policy and legislation to proactively contribute to increase the supply of social and affordable housing in Kingston.	SGS Economics and Planning has been appointed to prepare an Affordable Housing Implementation Plan, anticipated to be completed by the end of 2019. This will consider the scope of changes required to planning mechanisms and local planning policy.				 on track
Prepare a draft Kingston Social and Affordable Housing Policy to sit alongside Councils Housing Strategy	SGS Economics and Planning has been appointed to prepare an Affordable Housing Implementation Plan. A draft of the plan is anticipated to be presented to Council in early 2019.				 on track
Review previous findings and recommendations of the Social Housing Committee (2008-2012)	The review has been completed and provided to SGS Economics and Planning to inform their development of an Affordable Housing Implementation Plan. A draft of the plan is expected to be presented to Council in early 2019.				 completed
Implement the new residential zones in accordance with the Practice Notes	The Housing Strategy and Neighbourhood Character Study will inform implementation of the new residential zones. This work will continue into next financial year as forecast.				 on track
Participate in forums in the southern region to influence strategic planning for infrastructure, employment and housing investment	Ongoing participation in the State Government's development of a Southern Metropolitan Region Land Use Framework Plan has included attendance at regular meetings with the appointed consultant team and representatives of the Department of Environment, Land, Water and Planning, with a draft report to be released early 2019.				 on track

Capitalise on the opportunities for Kingston presented in the Monash National Employment and Innovation Cluster planning

Council continues to work with the Victorian Planning Authority (VPA) and land owner Goodman Group Australia on a proposed planning scheme amendment to rezone the Clayton Business Park site in the Monash National Employment and Innovation Cluster (NEIC). It is anticipated that a Planning Scheme Amendment will be lodged with Council in 2019.



on track




Develop strategies and undertake required Planning Scheme Amendments in areas including stormwater quality, public open space provision and potentially contaminated land





Amendments in relation to public open space and stormwater quality were approved by the Minister for Planning and came into effect on 26 April 2018 and 31 May 2018 respectively. Investigations are currently being undertaken to inform strategies around potentially contaminated land.



on track

1.2. Effectively influence the urban and architectural design of the City

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
SP1 Time taken to decide planning applications (financial year to date)	We have seen an improvement from 107 days in August to 91 days in November, year to date (latest data available). Being a year to date result, the effects of recent higher performance will take time to be apparent. Recent VCAT reports indicate that Kingston has a lower level of VCAT matters than many similar councils.	85.00 Days	75.00 Days	91.00 Days	 off track
SP2 Planning applications decided within required timeframes	Over the past month, Council officers have focused their attention on statutory times and the number of days taken to make a decision. Recent monthly performance, as shown in PPARs, appears to be trending upward so we hope this will be reflected in the year to date results in the next few months.	56.00%	56.00%	53.77%	 in progress
Satisfaction with Better Approvals co-ordination service	There were 15 new business customers and three planning permits issued with assistance of the Business Wizard.	90.00%	90.00%	100.00%	 on track

ACTION	PROGRESS	STATUS
Embrace the opportunities presented through 'City Shaping' infrastructure projects (e.g. Level Crossing Removal Work) to plan for innovative new community meeting spaces	<p>The Cheltenham Structure Plan Review and the Mentone Station and Gardens Urban Design Framework were adopted by Council in December. Resolutions to be implemented include the assembly of land and use of Council's mortuary car park to provide for new public open space and increase in car parking.</p> <p>Officers continue to provide feedback to the LXRA on removal sites within the southern corridor with Council being represented on the Carrum Revitalisation Reference Group.</p>	 on track
Implement the updated Neighbourhood Character Guidelines following the completion of its Housing and Neighbourhood Character work	The consultant team appointed to undertake the Housing Strategy and Neighbourhood Character Study is currently preparing a draft report which will be presented to Council in early 2019.	 on track
Provide an integrated development approvals (planning and building applications) service to meet the needs of residents and businesses	<p>The City Development team became paperless in mid-December, after a year of gradually migrating processes online. The benefits include a reduction in environmental waste and cost and time savings due to less reliance on couriers, postal services, photo copy repairers and off-site file archive retrieval.</p> <p>The improved timeliness has resulted in better relationships with customers, aided by the introduction of laptops for planning staff which allows more flexibility when discussing planning matters.</p>	 on track
Continually review opportunities to enhance the ability of our customers to understand the planning process and access relevant information	<p>The Planning and Building Counter was moved to the ground floor, with all Council transactions, including payments, now in one location.</p> <p>Work has commenced on a design for the redevelopment of the ground floor customer care area to incorporate a well-designed planning/ building space and to assist customers with user-friendly break out areas for meetings, a kiosk area for transactions, and spaces where staff and customers can meet for an informal chat.</p>	 on track

Maintain a proactive relationship with representatives of the construction industry when undertaking works in the municipality




Getting It Right on Your Building Site has been updated and published on Council's construction webpage, reflecting the current requirements for management of stormwater on building sites. Getting It Right postcards are being distributed to builders and developers.









on track

Council's Construction Engagement Officer continues to attend monthly on-site meetings with the Construction Liaison Officer to meet builders and to highlight the importance of compliance with CMP requirements.

1.3. Infrastructure and property investment for a functional city now and into the future

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Leases / Licence renewal completed	Over December period there were fewer staff to execute leases. We expect to be back on target for the year to date in the next reporting period.	26.00	13.02	13.00	 in progress
R2 Sealed local roads maintained to condition standards	The program is in progress and will be on target by the end of the year.	98.00%	98.00%	96.45%	 in progress
Rights of Way - sales completed by Council	In December a discontinued road enclosed in 1281 Nepean Highway Cheltenham, was sold giving a year to date total of three sales.	10.00	5.00	3.00	 off track

ACTION	PROGRESS	STATUS
Plan and facilitate the mechanisms to secure the required infrastructure to support key, large scale development projects (Clayton Business Park, etc.)	Investigations are being undertaken to determine the infrastructure required for large scale developments. This includes consideration of Section 173 Agreements and/or an Infrastructure Contributions Plan for the Clayton Business Park site.	 on track
Plan and build drainage upgrades to reduce local and major flooding	The program is on target, with several drainage improvement projects listed on the 2018/19 capital works program currently under construction including major works in Edithvale Commons at the rear of Kinross Ave in Edithvale (\$2M). Several other projects have been designed and construction programmed for the coming months, including drainage improvements along French Ave & Fraser Ave in Edithvale, Monaco St in Parkdale and Rodney St in Moorabbin.	 on track
Footpath Program	The annual footpath program of works is on target for completion by June 30, 2019, with all contracts let. Footpaths at McLeod Road, Carrum; Station Street, Chelsea and Bricker Reserve, Moorabbin are all now completed. The Dahmen Street Ramp is currently under construction.	 on track
Road - Reconstruction Program	Road reconstruction at Governor Rd, Mordialloc is now completed. French Ave, Edithvale; Centre Dandenong Road, Dingley Village and Barkly Street, Mordialloc have now all been tendered.	 on track
Work with telecommunication providers to develop a detailed roll out calendar of NBN works within Kingston and ensure notice be given to residents and adequate remediation works to Council's assets are carried out in a timely manner.	Liaison between NBN and Council Officers has resulted in an improvement to the NBN roll out throughout Kingston and the process is now flowing smoothly. Currently, NBN expects the roll out to be completed in Kingston by early 2020.	 on track
Implement footpath connections along Clayton Road in Clayton South	Surveying has been completed and projects are currently at detailed design phase. This project is presenting complex design and construction challenges; however we expect design to be completed by June 30, 2019.	 on track

Work with VicRoads on key strategic road considerations including the Westall Bypass, Mordialloc Bypass and South Road Study

Officers have provided a submission to the Environmental Effects Statement for the Mordialloc Bypass, with the hearing scheduled for late February.



on track

Several works announcements were made regarding the South Road Study leading into the State Government election, including an additional right turn lane at Nepean Highway and East Boundary Road and traffic signal changes to improve capacity.

The Westall Road extension was not successful in receiving funding through the 2018/19 budget.

Continue to work with the LXRA in creating land access, lease or maintenance agreements for assets on State Government land that Council will own and/or maintain

We continued to work with and support LXRA on property transfers facilitating the level crossing removal projects in Kingston.



on track

Acquire the land 2-8 Balcombe Rd Mentone from VicRoads to develop open space

Due diligence associated with Council's purchase of the property is continuing.



on track

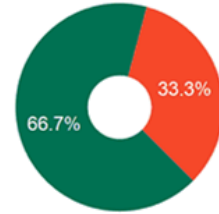
2 Our sustainable green environment with accessible open spaces



Expenditure



Actions



Performance Indicators

● BUDGET SPENT
 ● BUDGET REMAINING
 ● ON TRACK
 ● IN PROGRESS
 ● OFF TRACK

Annual Service Highlights

<p>90,000</p> <p>Street and park trees</p>	<p>75</p> <p>Playing fields</p>	<p>367</p> <p>Parks and reserves</p>
<p>7,128,374 L</p> <p>Litres of recycled water used across all parks and reserves</p>	<p>29,538 T</p> <p>Kerbside collection waste diverted from landfill annually</p>	<p>13 km</p> <p>Foreshore maintained</p>

Our Services



- Waste collection

HOME



- Sports & recreation

LIFESTYLE



- Foreshore management & maintenance
- Maintaining parks, sports grounds & streetscapes
- Parks & sports ground master plan projects
- Stormwater management
- Sustainable environmental management

ENVIRONMENT





Our sustainable green environment with accessible open spaces

2.1. Environmental resilience and sustainability





INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Missed bins - domestic (garbage, recycling & green waste) YTD	We are working with new contractor JJR to improve this result. The number of missed bins is based on residents notifying Council ? in many cases ? missed? bins were not put out in time for collection, or not fully emptied because they were over filled/compacted by residents. Missed bins are generally collected on the same day or within 24 hours.	3,350.00	1,675.00	3,546.00	 off track
WC5 Kerbside collection waste diverted from landfill (audited)		50.00%	50.00%	51.92%	 on track
ACTION	PROGRESS				STATUS
Promote education programs such as community sustainability workshops, schools sustainability leadership program and Big Green School festivals	We continue to support key community events such as Clean Up Australia Day, Earth Hour and National Tree Day. The Dolphin Research Institute continues to deliver the I sea, I care marine ambassador program to almost all primary schools in Kingston. The 2019 community workshop calendar is being developed and a communications plan leveraging off key environmental events and dates is being established.				 on track
Plan and build Kingston's water quality and reuse master plan using developer contributions to harvest stormwater to irrigate sports fields	Council approved an ongoing scheme where developers can make an optional monetary contribution to Kingston's stormwater harvesting as an alternative to achieving stormwater quality requirements onsite. Contributions will be used to implement future stormwater treatment and reuse projects once sufficient funds have been collected. Conceptual designs are being prepared for Moorabbin Reserve as it has the potential to treat a large catchment that extends into the industrial area.				 on track
Improve the economic recovery of waste and reduce reliance on landfill for waste generated by Council, through development of a waste minimisation strategy	A Waste Minimisation Strategy commenced development in February 2018; the existing Waste Education Strategy will continue until the new Waste Minimisation Strategy is formally adopted by Council in February 2019.				 on track
Develop strategies to ensure that Council's waste management practices are responsive to the changing ways in which people live and work within the municipality	A Waste Minimisation Strategy commenced development in February 2018. The Strategy addresses the major waste management issues facing Council at present and will be presented to Council in February 2019.				 on track

2.2. Greening Kingston and place making


INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Parks Community Engagement Program - Total Hours YTD	The community contributed nearly 460 hours towards environmental activities this quarter, for a strong year to date result. Most hours were contributed by the School Based Apprentices who worked with the Parks team at reserves and learned about open space management.	2,000.00	1,000.00	1,673.00	 on track
ACTION	PROGRESS				STATUS
Work with landowners in the Green Wedge to encourage alternate land use activities where uses are incompatible with the Green Wedge Plan	<p>Because of Council's continued approach in proactively inspecting Green Wedge sites and initiating action where necessary, there are currently only two use applications pending with three previous sites having recently been finalised.</p> <p>Continued auditing will be undertaken to provide up to date information on activities within the Green Wedge - both from a compliance view point and of sites that may be significant for future use.</p>				 on track
Identify opportunities to expedite the Chain of Parks Project by delivering a range of passive and active recreational activities in the Green Wedge	<p>Advocacy for trail connections along the Mordialloc Freeway continues, with expectations that a continuous link between Karkarook Park and Braeside Park will be delivered.</p> <p>Council has written to the Minister for the Environment to encourage the purchase of the Henry Street landfill now that rehabilitation works have been completed. A concept plan has been developed for the Delta site for the development of sporting fields.</p> <p>The State Government has committed funding to the implementation of the Chain of Parks and a priority program for the purchase of land is being developed.</p>				 on track
Play a leadership role in facilitating a key opportunity identified in State Planning Policy to provide opportunities for renewable energy generation in the Green Wedge	The Climate Change Strategy 2018-25, including references to large-scale solar and renewable energy opportunities, was endorsed by Council in August. Council is currently investigating these opportunities.				 on track
Complete the transition from landfill and work with land owners on future land uses in the Green Wedge	Consultants have been engaged to look at the feasibility of solar in the Green Wedge. Council is also working with land occupiers on the transition of landfill land to parkland e.g. Victory Road landfill.				 on track
Engage Planisphere to review the existing Green Wedge Plan in line with Ministerial Direction to review after five years, rename to Green Wedge Management Plan and undertake a community consultation process	Council Officers have appointed Ethos Urban (formerly Planisphere) to undertake the Green Wedge Plan Review project.				 on track
Consider the feasibility to authorise a planning scheme amendment to rezone the Waterways wetlands and other Melbourne Water land into the Kingston Green Wedge.	A scoping report was considered at the 26 February 2018 Council Meeting. Officers have prepared a brief for the Green Wedge Plan Review project and are currently working through the procurement process to appoint Ethos Urban to undertake the work, in line with the adopted position of Council.				 completed

Develop a Kingston Agricultural Study that protects a land owner's right to farm by managing the placement and compatibility of other green wedge uses	Officers have prepared a brief for the Agricultural Feasibility Study and are progressing a procurement process to engage a consultant, with the work to occur alongside the Green Wedge Plan Review.	 on track
Advocate for green rail and road corridors within Kingston	Maintenance of vegetation along rail corridors (Frankston line between Aspendale and Carrum) has continued, with a focus on weed control. Similar vegetation maintenance has occurred along Wells Road with planning commencing for further plantings during Autumn 2019. Officers are currently working on opportunities for revegetation along Nepean Hwy between Parkdale and Moorabbin.	 on track
Advocate to Parks Victoria for Patterson River beautification works	The recent finalisation of Melbourne Water's Healthy Waterways Strategy, provides an opportunity for Council to leverage support and potentially resources to undertake improvement works along this corridor. Officers are continuing to meet and provide feedback on designs from LXRA which will have an impact on the Patterson River precinct.	 on track
Prepare a draft plan for community consultation that is supported by Vic Roads and Vic Track that outlines maintaining and enhancing existing plantings along Nepean Hwy	A landscape consultant has been engaged and is developing plans and costings for landscaping the Nepean Highway Stage 1.	 on track

2.3. Activating and protecting the foreshore through strategic partnerships

ACTION	PROGRESS	STATUS
Progressively implement the Coastal Management Plan 2014 to protect the foreshore and waters of Port Phillip Bay	Public Consultation was undertaken for beach access boardwalk over concrete path/storm water drain at Roseberry Ave, Chelsea with construction expected following summer 2019. Consultation is in progress for stormwater improvement works in Aspendale at Kiandra Close, Ozone Ave and Groves St. Improvement works are anticipated to commence March-May 2019.	 on track
Develop and implement the Mentone Foreshore Precinct Plan	The Department of Environment Land Water and Planning has provided comments on the concept proposal for the Life Saving Club and precinct plan. Following State Government feedback, plans will be further developed for approval by Council in early 2019, followed by community consultation.	 on track
Prepare a concept design for the Mentone Lifesaving Club and seek funding	Following announcement of \$2M of State Government funding for the redevelopment of the LSC building in May 2018, officers met with club representatives to develop an agreed concept plan. The agreed plan will be reported to Council later in 2018/19 to seek funding for the remainder of the development costs.	 on track
Redevelop the Edithvale Lifesaving Club	Council approved a planning permit for the new building in June 2018 and awarded a contract to construct the new life saving club at its September 2018 meeting. Demolition was due to commence during early November 2018 but was delayed until mid-December due to additional asbestos material being found in the building. Completion is expected in November 2019.	 on track

2.4. Review and implement the Open Space Strategy to ensure high quality and increased capacity of the open space network

ACTION	PROGRESS	STATUS
Undertake a Dingley sports ground feasibility study including investigation of the suitability of the Spring Road land in Dingley for sports grounds	Developments are proposed for Chadwick Reserve and Souter Oval. Spring Road was assessed as unfavourable for sporting purposes, mainly due to its history as a fill site. Next steps involve seeking Council's endorsement in early 2019 of a development plan for Chadwick Reserve.	 on track

2.5. Provide for a variety of sport and recreation opportunities across Kingston through the Sport and Leisure Strategy

ACTION	PROGRESS	STATUS
Continue to invest to increase the capacity of existing sports fields	Sports field improvement works were completed at LePage Reserve and minor works implemented across 12 other sporting reserves across the City.	 on track
Undertake a feasibility study and concepts for a high ball stadium development in Kingston and make provision for implementation in the long term financial plan	Further investigations are currently being undertaken into a high ball stadium.	 on track
Undertake a review of all indoor sports court provision throughout Kingston to ensure they meet the current and future needs of residents.	Council is monitoring external funding opportunities for identified sites. An update was presented to Council in June 2018, and further planning and design work has commenced at Bonbeach Reserve and Mordialloc College. A further update report to Council is expected in 2019.	 on track
Look for opportunities to increase passive recreation through all Master plans	Planning for the development of master plans at Le Page and GR Bricker Reserve is in progress and expected to be completed mid-2019.	 on track
Investigate locations and requirements for a permanent Disc Golf Course within the City of Kingston	Council has endorsed the establishment of a disc golf course at Bald Hill Park, Clarinda with works to occur mid-2019.	 on track
Prepare a facilities development plan for the Roy Dore Reserve including a multi-use pavilion and make provision for implementation in the long term financial plan.	A funding commitment of \$4M has been made from the Labour State Government for improvements at Roy Dore Reserve.	 completed
Deliver a multi-use pavilion development at Mentone Reserve	All planning requirements have been met and works are expected to start early 2019, subject to tender and award (in February 2019).	 on track
Develop the Le Page Reserve Masterplan	Site investigations have been completed and consultation planned for early 2019.	 on track
Work with local sporting clubs and residents to plan and deliver facility improvements at Regents Park	Following VCAT's support of Council's decision to develop two outdoor netball courts, works to progress cultural assessment, playground and memorial garden relocations and procurement of works is planned to occur in 2019.	 on track
Continue to implement the Playground Strategy and ensure trees in playgrounds are considered for shade in all playground designs and master plans	Works have been completed at: 1. Peter Scullin Reserve and Moorabbin Reserve - new shelters and BBQs 2. Southern Rd Reserve - new playground, tree planting, shelter and a BBQ 3. Perry Street Reserve - new play space and shelter 4. Larado Reserve - new playground shelter	 on track

Implement the Moorabbin Reserve master plan

Completed works include: the car park at the bowling club, concrete path network with public lighting, basketball half court, shelter/ BBQ area and ping pong table, and installation of two drinking fountains.



on track

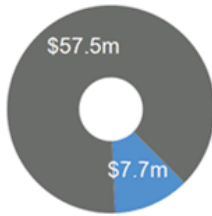
Construct the Cliff Sambell Pavilion at Gerry Green reserve

This project has been completed - with practical completion issued in late December 2018. The clubs have now relocated to the building, which is now fully operational. An official opening event is being arranged for February 2019.

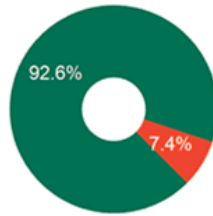


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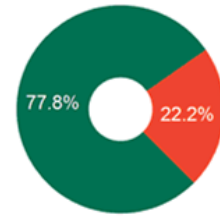
3 Our connected, inclusive, healthy and learning community



Expenditure



Actions



Performance Indicators

● BUDGET SPENT
 ● BUDGET REMAINING
 ● ON TRACK
 ● IN PROGRESS
 ● OFF TRACK

Annual Service Highlights

3,044

Yearly enrolments in Learn to Swim program

267

Number of community groups supported by Social Development team

1,032,182

Library loans

15,874

Immunisations administered

221,943

Community care hours delivered to people who are older and/or have a disability

787

Children attending family and children's centres each week on average

Our Services



HOME

- Home maintenance for the elderly & people with disabilities



LIFESTYLE

- Community centres
- Early years childcare & education
- Grants
- Libraries
- School aged childcare programs



HEALTH

- Community development & social planning
- Domestic, personal & respite care for the elderly & people with disabilities
- Maternal & child health & immunisation
- Leisure & aquatic centres
- Volunteering & delivered meals
- Youth services & family support

Our connected, inclusive, healthy and learning community

3.1. Respond to our community's social needs

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
People presenting to the Community Connection Program as homeless or at risk of homelessness		72.00	36.00	32.00	 on track
ACTION	PROGRESS				STATUS
Promote health and wellbeing through the development and implementation of evidence-based priorities in the Municipal Public Health and Wellbeing Plan	Since the Kingston Public Health and Well being Plan 2017-21 was adopted in October 2017, a range of health and well-being programs and actions have been delivered including identification of potential community garden sites across the municipality and participation by Council departments in the Healthy Eating Food Summit, along with health service providers and community members.				 on track
Update Council's social strategies when due for renewal	The Multicultural Action Plan 2019-21 was developed and has now been uploaded on Council's website. Year 1 Actions will be implemented in 2019.				 on track
Support the community to understand the causes of family violence and work towards prevention strategies	Council endorsed the Prevention of Family Violence Action Plan in October. A temporary Prevention of Family Violence Officer will commence employment with Council in early 2019, based at Westall Hub. The officer will focus on Community leadership training to raise awareness and encourage prevention of family violence among multicultural communities.				 on track
Utilise opportunities to reduce the density of poker machines in the municipality.	Council has an ongoing commitment to partner with the Alliance for Gambling Reform. Katherine Copsey and Stephen Mayne presented Council with an update on Gambling Reform in October and Council continues to undertake and assess activities and advocacy campaigns.				 on track
Support Council teams with the implementation of the Child Safe Standards and facilitate the 1-4 year old reporting frameworks.	The organisation-wide Child Safe Improvement Plan has been approved and includes initiatives to raise awareness and to review the code of conduct, policy and reporting procedures.				 on track
Develop a Prevention of Violence Against Women (PVAW) Working Group to determine and report on the prevalence of domestic/family violence in Kingston	A Prevention of Violence Against Women (PVAW) working group has been established and continues to meet quarterly. The working group will now work on the implementation of the Prevention of Family Violence Strategy adopted by Council in September 2018.				 on track
Develop and implement a Kingston Domestic and Family Violence Prevention Action Plan.	Council has adopted the Prevention of Family Violence Action Plan.				 on track







Advocate to the State and Federal Government on behalf of the Berkeley Living Facility in Patterson Lakes and other similar facilities to protect the rights and well-being of its residents from potential rogue operators.

An advocacy letter was sent to the State and Federal governments requesting an urgent review of relevant legislation. Council will continue to advocate for the rights and wellbeing of Kingston residents as required.








on track




3.2. Provide equitable access to services and facilities for all community members, irrespective of background and ability

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Social Development - Officer hours of direct engagement with community groups		2,500.00	1,252.00	1,485.00	 on track
ACTION	PROGRESS				STATUS
Continue to implement the aged and disability care reforms and explore the implications and opportunities for Council.	Council officers continually review the latest information on aged and disability sector reforms and provide feedback through State and Commonwealth Government consultation papers.				 on track
	Our National Disability Insurance Scheme (NDIS) transition workers continue to educate and assist Kingston's clients eligible for NDIS to prepare for the change and support them through the process.				
Prepare eligible residents for the introduction of the National Disability Insurance Scheme (NDIS)	Council NDIS transition officers are engaging with other councils, Department of Health and Human Services and NDIS within the region to ensure accurate information is made available to clients to facilitate their transition.				 on track
Build public, accessible 'Changing Places' and toilets for people with disabilities at strategic locations and deliver upgrades to existing public toilets	A Changing Places toilet has been developed as part of the Westall Hub and a further facility was opened at the Riding for the Disabled Centre in Moorabbin. A further project is currently being tendered for Bicentennial Park Playground, which will be opened later in 2018/19.				 on track
Complete phase one of the Dingley Village Neighbourhood House renewal project	Detailed design work has been completed and tenders were sought in October 2018. A tender report is to be presented to Council in January 2019 seeking to award a contract for the main refurbishment works.				 on track
	The initial relocation work commenced prior to Christmas 2018 so Maternal Child and Health services can continue to be delivered without disruption once the main works commence in February 2019.				
Support vibrant, well utilised community centres in appropriate locations	Council continued to promote the multipurpose use of its facilities, Existing senior groups are exploring alternative social venues with the support of Council officers, Multicultural Groups such as the Italian seniors are exploring relocating their club from Moorabbin Bowls to La Baracca				 on track



3.3. Enhance the wellbeing and participation of families and children








INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Volunteer hours provided in community programs - Youth and Family Services	Low numbers of volunteers in October and November has affected our year to date result, however, we had an increase in volunteer hours in December through the Freeza program's 'Glitter & Glow' event and active recruitment.	1,620.00	810.00	632.00	 off track
Council's child care centres utilisation rate (excluding sessional kinder)		93.20%	93.20%	97.00%	 on track
ACTION	PROGRESS				STATUS
Transition Maternal Child Health services to a new integrated state-wide software platform (CDIS)	Migration of software occurred in September, with ongoing staff training and issue trouble shooting currently in place.				 on track
Provide an accessible immunisation service targeting children and families	In addition to Meningococcal W immunisations being rolled out to all the schools in our municipality for a second year, the Victorian Department of Health has also announced a new campaign to vaccinate all children aged from 6 months to under 6 years with the flu vaccine this winter. Planning is underway as the extra workload will impact Council's infant sessions.				 on track
Develop Councils Youth Strategy (2017-2021)	Consultation has been held with young people, service providers, educators and parents, with 665 responses received. The next process involves consulting with staff and holding a youth focus group. Following this, a draft strategy and action plan will be developed for Council's consideration in April 2019.				 on track




3.4. Promote an active, healthy and involved community life

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Attendance at Council run festivals and civic events including citizenship	The Carols by Kingston event held at Bicentennial Park in Chelsea drew fantastic crowds with positive community feedback regarding the location, the site layout and the performances.	60,000.00	4,000.00	4,000.00	 on track
Community satisfaction rating for Kingston delivered major festivals	Feedback from the community following the Carols by Kingston event was positive. The community enjoyed the site layout, food vendors, performers and the fireworks. The new location was very well received.	80.00%	80.00%	80.00%	 on track
ACTION	PROGRESS				STATUS
Undertake a review of services at Don Tatnell Leisure Centre to ensure it meets the needs of the community	The operational costs for the potential upgrades to the facilities have been investigated and provided for consideration by Kingston's Corporate Leadership Group.				 on track

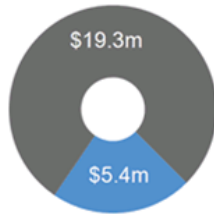
3.5. Learning and development

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
LB1 Library collection usage (loans per item)	Council libraries continue to make over one million loans annually, with the library collection slightly higher than last year. However, loans per item has fallen slightly each year and reflects the changing role of libraries in the community.	4.50	2.25	1.94	 off track
Parents and children attending story times	Libraries operated with reduced opening hours in December, which has affected the year to date result.	20,400.00	10,200.00	16,360.00	 on track
LB3.2 Number of visits (to library sites)	Libraries continue to be well utilised by the Kingston Community as shown by the year to date result.	560,000.00	280,000.00	315,582.00	 on track

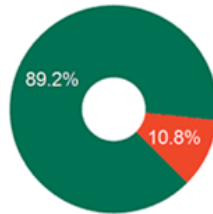
ACTION	PROGRESS	STATUS
Position Libraries and Social Development for the future through community consultation and strategy development	Substantial community consultation activities have been undertaken, and a Request for Proposal has been released for the development of the Library Strategy.	 on track
Implement a new library management system and library website to further enhance customer service	The tender evaluation process has been completed and the new vendor was approved in September 2018. The implementation phase of the project has now commenced.	 on track
Support increased community literacy, including digital literacy	Council continues to support community literacy through providing many activities and resources for the public at all stages of life. This includes one-to-one digital literacy support.	 on track
Provide integrated library and community services for the new Westall Community Hub	The Westall Community hub (opened in 2017) is now housing a diverse range of local community services.	 on track
Ensure further multi purposing of libraries and community centres as community learning spaces	Libraries and community centres continue to deliver a range of programs and community learning spaces. The recent addition of Westall Community Hub has enabled a significant expansion of services to meet the diverse needs of the Kingston community.	 on track
Draft a policy to provide funding for professional development opportunities for residents and members of community groups within the City of Kingston.	The Quick Response Grants Guidelines are currently under review and due to be presented to Councillors in February. As part of this review Officers are considering a specific type of grant allocation for professional development opportunities for Kingston residents.	 on track
Develop a Heritage and History Centre	Works have now been completed on the old Maternal Child and Health building in Parkdale for use as a Heritage and History Centre. Equipment and historical artefacts are now on display.	 on track

Investigate the establishment of a Farm Museum	Discussions with potential donors of items for display to commence in early 2019.	
		off track
Consider the restoration of the Heritage Nylex Sign on the Nepean Highway	Council resolved to seek funding from external parties to pay for the restoration of the sign. Council officers facilitated a meeting with community members in April 2018 about funding strategies. Further enquiries are now being made with the landowner and an update will be brought to Councillors in early 2019.	
		on track
Develop a business case to advocate with State Government for the Cheltenham Court House to be used by Kingston Council for potential community uses	Discussions have been undertaken with Cheltenham Police regarding how the facility is currently being used. Further investigation about potential community use to be considered in 2019.	
		off track

4 Our free-moving safe, prosperous and dynamic city



Expenditure



Actions



Performance Indicators

● BUDGET SPENT
 ● BUDGET REMAINING
 ● ON TRACK
 ● IN PROGRESS
 ● OFF TRACK

Annual Service Highlights

<p>75</p> <p>School crossings</p>	<p>21,196</p> <p>Pets registered in Kingston</p>	<p>35,014</p> <p>Parking infringements issued annually by Parking Contractor</p>
<p>450</p> <p>Food samples taken annually</p>	<p>16,256</p> <p>Businesses in Kingston</p>	<p>20,932</p> <p>Annual hours of use of City of Kingston arts and cultural venues</p>

Our Services



HOME

- Community local law enforcement



LIFESTYLE

- Animal management
- Arts & cultural services
- Economic development & business support
- Festivals & events
- Urban activity centre development



HEALTH

- Food safety regulation & health monitoring services










TRAVEL

- Community transport for the elderly & people with disabilities
- Street lighting maintenance
- Parking enforcement & prosecutions
- Parking management
- Road safety
- Traffic engineering
- Transport planning

Our free-moving safe, prosperous and dynamic city

4.1. Vibrant shopping centres and employment precincts

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Footpath Trading applications processed within 15 days	10 footpath trading applications received with 90% processed within 15 days.	90.00%	90.00%	90.00%	 on track
ACTION	PROGRESS				STATUS
Develop and implement a capital and renewal program to improve the amenity of activity/retail centres	Investigations continued into the development of the capital and renewal plan for minor activity centres with civil asset conditions rating confirmed. Mentone Renaissance public realm upgrades are currently under construction. Upgrades to Carrum streetscape have been negotiated as part of the level crossing removal project.				 on track
Continue the implementation of the Moorabbin Junction Urban Renewal Strategy	Officers are working with consultants to develop an Urban Design Framework for the west precinct of the activity centre and to prepare an update to the Eastern Edge analysis.				 on track
Implementation of the key initiatives identified in the Mentone Renaissance project	The Piazza and Mentone Parade upgrade construction is underway, with anticipated completion in mid-2019. Officers will work with the LXRA to seek integration of the Level Crossing Removal Program into the Mentone Renaissance program.				 on track
Work with the Level Crossing Removal Authority to ensure that the works in Bonbeach, Edithvale and Carrum provide opportunities to further enhance the existing retail centres	In line with the resolution of Council, officers continued to negotiate the outcomes for the Carrum foreshore promenade including the delivery of a food and beverage tenancy.				 on track
Advocate to the State Government for the inclusion of the following projects as part of the Carrum Revitalisation project: additional storage facilities for Carrum Lifesaving Club (\$150,000); further contribution to Carrum Sailing and Motor Boat Club (\$350,000) to cover the shortfall in their upcoming facility redevelopment and project management costs; others as required	Officers are meeting fortnightly with the LXRA to work through the Carrum level crossing and revitalisation project including advocating for additional funding for the Carrum Lifesaving Club and Sailing and Motor Boat Club. Officers wrote to the LXRA in September 2018, advocating for additional funding; in October 2018, the Labour Government announced that, if re-elected, it would commit \$1.5M to the expansion of the existing lifesaving club house.				 on track
Consider how to improve the viability and street scape of the shopping strips of Chelsea (Nepean Highway) and Edithvale (Nepean Highway)	In April 2018, Council resolved to undertake a Structure Plan for Chelsea Activity Centre. A procurement process is underway with work anticipated to commence in early 2019.				 on track

Consider in consultation with the local business owners and residents, improvements to the viability and streetscape of the Parkdale Shopping Centre in Como Parade West

The scope of works has been completed for the streetscape improvements with an update provided to Councillors in December. Detailed design commenced in this quarter and the project will continue through the Capital Works plan.



completed

Find a suitable location for seniors' recreation equipment, in conjunction with Rotary







Bentleigh Moorabbin Central Rotary Club approached Council to work toward a funding partnership to provide adult fitness equipment at Moorabbin Reserve, in conjunction with the implementation of other funded master plan works.









off track

Concept plans and renders have been developed along with cost estimates and these will be presented on 6 February 2019, to the Club for consideration.

4.2. Understand and support our thriving profitable local economy






INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Level of satisfaction of participants at business education initiatives	Feedback forms continue to indicate high average levels of satisfaction from participants.	90.00%	90.00%	92.50%	 on track
ACTION	PROGRESS				STATUS
Analyse economic data on the regional economy and employment trends to inform decision making	Economic impact statements have been prepared to support grant applications by others in the organisation. Members of the public have been assisted with economic data requests. Industry sector data from Economy ID has been utilised in projects to understand the highest employing industries in Kingston.				 on track
Work across the peak regional bodies to support economic investment in Kingston and in the broader South East Region	A South East Economic Development Managers meetings workshop was held this quarter - focusing on the South East Melbourne Board (SEM) priority 'prosperity pillar', and nominating focus areas for 2019. The City of Kingston was represented at the final meeting of the South East Auto Sector Transition Taskforce. A successful Digital Direction Day (an initiative of Frankston, Kingston and Mornington Peninsula Councils) and associated master classes were also held, with more master classes planned over the next six months.				 on track
Encourage local job seekers to register on the Kingston Jobs portal and undertake data analytics to better understand trends in the Kingston employment market	The Kingston Jobs Portal continues to grow, with the number of jobs posted and page views steadily increasing. The number of new employers registering on the system has also grown over the quarter. Targeted marketing and promotion plus promotion of the portal at events and site visits has resulted in a corresponding spike in page views each month.				 on track
Facilitate business education and skills development	Business education events delivered in this quarter provided opportunities for skill development in understanding ATO business requirements and marketing a business.				 on track
Work with telecommunication providers to ensure Kingston businesses have access to appropriate high speed broadband services and promote the internet as an essential service	Discussions are ongoing with experts in the Internet of Things to help inform Council's role in assisting the local economy to embrace such opportunities. We will continue to monitor and promote such opportunities through our networks. An NBN briefing for the Libraries team was organised and provided in this quarter.				 on track

4.3. Rich in arts, innovation and tourism









INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Attendances at Kingston run Arts events	The above target year to date result is due to the popular Makers Festival and Optika photographic competition.	20,150.00	9,250.00	10,025.00	 on track
ACTION	PROGRESS				STATUS
Work with investors in Kingston seeking to introduce 'tourist or lifestyle based' businesses that will add to its ability to attract visitors to the City	This activity continues as usual practice, for example discussions have occurred with several potential investors who are looking to establish new visitor-focused developments in the municipality. At this stage, all remain in the 'site search' phase.				 on track
Develop and implement the Arts and Culture Strategy	The final draft of the Arts and Cultural Strategy 2018-22 was endorsed by Council on 27 August 2018 and has been published.				 completed
Support arts and entertainment focused businesses and entrepreneurship in our urban centres	Council continues to work with a local arts operative that has established a creative arts studio. Links between the arts sector and the Aspire program have also been fostered with positive outcomes for re-use of materials and business outcomes.				 on track
Identify opportunities to support emerging arts and entertainment focused industries to establish and grow within Kingston	Discussions with Council's Place Manager to initiate a public art program in key activity centres commenced in this quarter. Through the Better Approvals Project, local arts and entertainment businesses have been assisted to navigate the regulatory processes.				 on track
Undertake an assessment of the opportunities for an arts precinct in Chelsea for potential State Government funding	Council officers are currently considering ways to ensure any future usage of LF Payne Hall compliments wider updates to the Chelsea Community Precinct. A community consultation committee is being established to identify the arts and cultural needs of the precinct.				 on track

4.4. Integrated accessible transport and free moving city

ACTION	PROGRESS	STATUS
Develop and implement an Integrated Transport Strategy	The Integrated Transport Strategy will be developed during 2019 and consider walking, cycling, public transport, freight and passenger vehicles. The project has been scoped and officers will confirm the direction with Council early in 2019.	 off track
Provide facilities for cyclists to support and encourage cycling, particularly at train stations	Provision for improved bicycle facilities at each of the upgraded stations is part of the reference designs for the stations to be replaced by LXRA. A 'Copenhagen' separated bicycle lane is being proposed for the length of Station Street. Council is working with LXRA to progress the design of this path and seek funding for its completion. The newly opened Patterson Bridge includes a short section of Copenhagen bicycle path. Council has also met with LXRA and VicRoads about Active Transport for Edithvale and Bonbeach.	 on track
Develop and implement safe and effective local area traffic management solutions	This is on track, with Parkdale Local Area Traffic Management for Chapel Road and Warren Road pedestrian signals all being installed. The priorities for the remainder of the financial year are the installation of raised platforms on Gladesville Boulevard, Patterson Lakes and works on Old Dandenong Road, Oakleigh South, which are both on track.	 on track
Monitor and review the car parking within local streets surrounding Regents Park following the development of netball courts and work with residents and clubs to explore a parking permit system and parking changes for the numbered streets.	Following broader initial consultation, we are now undertaking targeted consultation with residents of three specific streets in the area.	 on track
Consult with residents on a proposal to implement suitable traffic treatments such as speed humps, speed cushions and one-way narrow points in Imes Street, MacGregor Street, Victoria Street and Keith Street; with the intent to encourage walking and cycling through the area to reduce motor vehicle trips.	This action is complete. Concept plans and costings have been produced and joint funding of approximately \$200,000 has been received from VicRoads under the Safe Travel in Local Streets Program. The initial works are scheduled for 2019/20.	 completed
Consider the South East Regional Freight Strategy	In the quarter to December 2018, no new strategies required specific consideration of the South East Regional Freight Strategy, however each new proposal was tested for alignment.	 on track
Appropriately manage and enforce Council's parking areas particularly around schools	Local Laws staff and our parking contractors continue to patrol all school crossings and issue infringements to any vehicles observed offending. Parking patrols are conducted daily in car parks, activity centres and around schools.	 on track

Identify opportunities and advocate for more parking with the removal of level crossings	Suggested additional car parking spaces for Carrum and Cheltenham stations are awaiting confirmation following advocacy by Council.	
		on track
Investigate the need for ticketed parking for non-residents near the foreshore and shopping strips	Ticketed car parking already exists in foreshore car parks, with residents exempt. The advice from the Parking Study is there is merit in introducing ticketed car parking in some activity centres where parking demand is high; however, resolving the residential parking rates will occur prior to progressing this parking issue.	
		off track
Identify opportunities and advocate for cycle and walkway connections with the removal of level crossings	Current LXRA designs have included our input for cycle and walkway connections, with new opportunities anticipated in the coming quarter.	
		on track
Review, update and implement the Cycling Strategy	The review will be conducted in 2019.	
		off track
Confirm alignment of the remaining section of the Bay Trail and undertake construction works	A planning permit for the construction of the Bay Trail was granted in October 2018 after Council's decision to award a permit was upheld by VCAT.	
	Council resolved to award a tender for construction of the Bay Trail at the December Council meeting, with construction due to commence in mid-2019.	on track

4.5. Keeping our community safe and protected

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Health Services - Inspections of registered premises	Councils statutory obligations have been met year to date, with all registered and operating premises inspected during the year.	1,795.00	895.00	957.00	 on track
Fines and official warnings issued for animal offences	The year to date result is above target, though figures vary from month to month depending on the level of compliance	1,000.00	500.00	560.00	 on track
Health Services - Food samples taken and analysed	The sampling program has been completed for the 2018 statutory period (calendar year). 402 routine food samples were obtained and submitted for analysis with a further 48 samples submitted because of complaint investigations.	400.00	205.00	232.00	 on track
AM2 Animals reclaimed [percentage of collected registered and unregistered animals impounded (including feral cats), returned to their owner]	The number of animals reclaimed has increased this quarter because of additional contact details being provided on registration renewal forms.	60.00%	60.00%	66.28%	 on track
ACTION	PROGRESS				STATUS
Explore opportunities for a 24/7 dog off leash beach in the southern part of the municipality	Councillors determined not to proceed with the proposed Edithvale 24-hour dog off leash area.				 completed
Review and consult the community for other opportunities for dog off leash areas given the changing nature of the housing stock within the City	Local Laws regularly receives requests from the community for consideration of new dog off leash areas. These areas are assessed and, if suitable, reported to Council for further consideration. Public consultation was held for the consideration of a 24-hour dog off leash beach at Edithvale.				 on track
Update the Spring Road Reserve Park Plan to include a designated off leash area within the Spring Road Reserve, Dingley Village and develop a communication strategy to promote the new area within the Reserve.	The Spring Road Reserve Master Plan has been completed with a designated dog off leash area in the northern section of the park. Signage has been installed within the reserve and border of the off lead area.				 completed
Review animal management policies to encourage responsible pet ownership - focusing on returning dogs to their homes, first offence option, reduced registration fees for dogs over 12 years old, better micro chipping and more robust tags and alternative pound facilities	A report was considered by Council in mid-2018 and officers have implemented the resolution of Council.				 completed

Ensure Kingston is prepared for disaster through the implementation of strategic emergency management and disaster recovery plans

The October to December quarter has seen the coordination of updates from the Internal and External Emergency Management Committees in reviewing and updating sections of the Kingston Municipal Emergency Management Plan, in accordance with the State Government Disaster Recovery Management Plans.



on track

The focus has been on the implementation of the Emergency Management Framework and Structure to ensure that Kingston is well prepared to manage relief and recovery from incidents that could occur within the municipality.

Implement Kingston's Road Safety Strategy

Program delivery has been quieter this quarter as schools have wound down toward the end of the year. Council will be working with Parktone Primary School early in 2019 on improvements to pedestrian safety and parking access.



on track

Officers continue to work on new programs for older adults and other vulnerable road users in partnership with VicRoads and neighbouring councils.

Ensure Council's enforcement functions remain relevant to the key changes occurring in the City

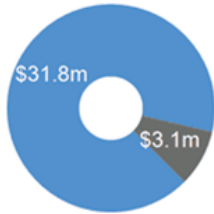
We are continually assessing methods and areas of enforcement as changes are made within the municipality - e.g. modifying enforcement practices around building sites and rail crossing projects.



on track

No new changes were made to methods of enforcement in the October to December quarter.

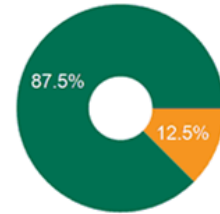
5 Our well-governed and responsive organisation



Expenditure



Actions



Performance Indicators



Annual Service Highlights

6,568

Live chat sessions

133,956

Incoming correspondence registered

1,350

Employees

5

Citizenship ceremonies held

114,569

Calls to customer service

3,777

Annual hits on Council Meeting web streaming

Our Services



- Customer service
- Property rating & collection services

HOME



- Communications & community relations
- Lobbying on behalf of the community

LIFESTYLE







- Emergency management coordination

HEALTH







Our well-governed and responsive organisation

5.1. Support decision making to provide an efficient and effective Council which embodies the principles of democracy


INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Requests actioned through the Customer Request Management System (CRM) within service standards (year to date %)	Organisationally we are slightly under our target of 90% completed on time. We have received 28,203 requests (up 23% from the same period last year) with 24,057 closed on time and 3,881 late. It is unlikely that we will reach our 90% target for this year.	90.00%	90.00%	86.11%	 in progress
Proportion of positive versus negative references about Council in the media	In the October to December quarter, there were 145 mentions of Kingston with 2 negative (1%), 10 neutral (7%) and 133 positive (92%).	75.00%	75.00%	92.00%	 on track

ACTION	PROGRESS	STATUS
Prepare a report detailing the process to be adopted to allow for recording of the gallery in the Council Chamber during Ordinary Council meetings and Planning Committee Meetings.	At its meeting on 24 September 2018, Council adopted the Recording of Public Meetings Policy which includes a process for the recording of the public gallery at Council meetings.	 completed
Embed a community engagement component in all key Council projects from commencement of the project	The Communications and Events team have begun working with key teams across the organisation to ensure that they are considering their approach to engagement at the beginning of their projects and building this into their project planning. An organisation-wide approach to community engagement and consultation will be captured as part of a new Engagement Policy and associated strategy and guidelines.	 on track









5.2. Responsible and sustainable financial management

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Organisational labour costs, variance from budget		10.00%	10.00%	3.04%	 on track
Rates revenue received as a percentage of rates outstanding	Rates collection is higher than previous years. This may be related to the design of the 2018/19 rate notice making it easier to identify payment options.	96.00%	30.00%	38.80%	 on track
Supplementary property valuations completed	There was a significantly higher number of supplementary property valuations completed year to date, due to a high number of subdivisions and unit developments being completed.	3,000.00	1,500.00	2,599.00	 on track
ACTION	PROGRESS				STATUS
Continue to encourage increased take-up of electronic rates notices	Planning occurred for a 'request for quotation' of rate notice services to be sent in January 2019. As part of this, electronic rate notice platforms will be considered to determine if there are easier ways for ratepayers to register.				 on track
Review potential alternative revenue generating opportunities across Kingston	The Finance Department continued to provide support to all areas of Council where they identify alternative revenue-generating opportunities.				 on track
Implement and administer Patterson Lakes Beach Maintenance Special Charge	The special charge commenced 31 August 2017. All notices have been issued and collection of the levy is aligned with the rate notice payment cycles.				 completed

5.3. Foster staff health and wellbeing, promote our organisational values and encourage leadership and high productivity

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
E3 Resignations and terminations compared to average staff (permanent staff) (audited)		10.00%	10.00%	6.49%	 on track
ACTION	PROGRESS				STATUS
Develop and implement the Kingston Business Continuity Plan	The Business Continuity Plan for Kingston is in place.				 on track

5.4. A responsive and well managed organisation

INDICATOR	COMMENT	FULL YEAR TARGET	TARGET	RESULT	STATUS
Customer Service - First point of contact resolution (YTD)	Year to date performance is well above target, with most customer requests addressed at the first contact with the call centre.	80.00%	80.00%	84.00%	 on track
Customer Service telephone calls answered within service standard (20 seconds) YTD	The year to date service level has been very solid, achieving 81%. The team has received 57,398 calls in the first half of the financial year of which 46,544 were answered in 20 seconds or less.	80.00%	80.00%	81.00%	 on track
ACTION	PROGRESS				STATUS
Develop asset management plans for Council assets, including the establishing of acceptable levels of service in terms of quality, quantity, reliability, cost and responsiveness	An internal audit of asset management practices is in progress to guide priorities for continuous improvement of asset management planning and delivery. Asset Management Plans for transport, drainage and facilities will be updated by mid-2019. A review of the corporate Asset Management Policy and Strategy documents has been completed with services defined to enable tracking of operational and capital expenditure to indicate total service costs, not costs of individual sites. We are currently linking asset to service outcomes to enable reporting by service as well as asset type.				 on track
Develop a list of all new assets that will be constructed as part of the LXRA projects along the Frankston train line, with indicative future maintenance and replacement costs	Regular meetings with LXRA are continuing, with discussions focused on clarifying responsibilities and ownership of assets to be created during this project. This includes protection of existing Council assets that may be impacted during construction.				 on track
Prepare an asset management plan and a compliance risk assessment for the Edithvale Public Golf Course	Council is working with the Golf Club to identify the scope of works, prior to engaging specialist expertise to prepare an asset management plan and risk compliance assessment. A draft plan is expected to be prepared in 2018/19 and will inform the sub lease agreement between Council and the Golf Club.				 on track
Review the staff Performance Management System	This project was completed, with a new system implemented (myKAD) in order to track staff development and performance conversations.				 completed
Provide customer service with a major IT focus	New telephony enhancements are assisting Customer Care to manage inbound calls and a work force management system for forecasting and rostering is being implemented. New technology is being used to track, report and manage interactions into the contact centre, as understanding the reasons customers call will help us to answer more queries at the 'first point of contact'. In December, our new Chatbot went live on the Kingston website.				 on track
Enhance online payment and service requests options for residents and ratepayers	Work has continued on developing the electronic rate notice portal. Ratepayers can now make online rates payments, change their address details and make direct debit applications through the portal. Currently, Council website direct debit applications are being reviewed.				 on track

**Manage the Governance Framework
and the Compliance Policy**

The Compliance Register for the 2017/18 financial year was presented to the Audit Committee on 18 September, with the Audit Committee satisfied with the process.



on track

All managers and general managers have signed off on their individual compliance checklists, with the process finalised in October 2018. The Governance team continues to develop mechanisms to strengthen the governance framework.

Kingston City Council
Quarterly Financial Statements
For the 6 Months ending 31st December 2018

Income Statement

	Actual YTD to Dec 18 \$000	Published Budget YTD to Dec 18 \$000	Favourable/ (Unfavourable) \$000	Favourable/ (Unfavourable) %	Ref
Revenue					
Rates and Charges	139,279	139,097	182	0.1%	
Grants and Subsidies	18,917	16,469	2,448	14.9%	1
Grants - Capital	1,520	1,509	11	0.7%	
Contributions	160	188	(28)	-14.9%	2
Statutory fees and fines	5,491	5,096	395	7.8%	
User Fees	10,350	10,033	317	3.2%	
Interest Income	1,607	1,089	518	47.6%	3
Other Income	484	218	266	122.0%	4
Total Revenue	177,808	173,699	4,109	2.4%	
Expenses					
Employee Benefits	39,142	40,361	1,219	3.0%	
Materials and Services	37,826	38,814	988	2.5%	
Bad and Doubtful Debts	19	0	(19)		
Depreciation & Amortisation	13,500	13,500	0	0.0%	
Interest/Borrowing Costs	137	150	13	8.7%	
Total Expenses	90,624	92,825	2,201	2.4%	
Net Gain(Loss) on Disposal of Infrastructure, Property, Plant and Equipment	99	0	99		
Surplus	87,282	80,873	2,006	-1	

Variance Explanations

Ref	Item	Explanation
1	Grants and Subsidies	Grants and Subsidies total revenue is \$18.9m and is \$2.4m favourable to budget due to favourable Home Care Packages' grants received so far (\$0.6m) and favourable Linkages (\$356k). Family & Children's Centres are \$0.6m favourable spread across most long day care and kindergarten centres. Before After School Care & Holiday Programs (\$112k) and Family Day Care (\$152k) are also favourable to budget in the Family Youth & Childrens' Services department.
2	Contributions	Contributions total revenue is \$160k and is \$28k unfavourable to budget. Payments received largely relate to Tree Planting (\$37k) in the Parks Department and Chelsea Seniors' Group contributions (\$20k) in the Libraries & Social Development Department.
3	Interest	Interest Income total revenue is \$1.6m and is \$0.5m favourable to budget due to higher than expected cash holdings & this is expected to continue.
4	Other Income	Other Income is \$484k and is \$265k favourable to budget due to the unbudgeted Fire Services Property Levy funding (\$95k) and an unbudgeted \$65k Creative Victoria payment from the Department of Economic Development.

Kingston City Council
Quarterly Financial Statements
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Cash Flow Statement

	Actual YTD to Dec 18 \$000	Budget YTD to Dec 18 \$000	Favourable/ (Unfavourable) \$000	Favourable/ (Unfavourable) %	Ref
Cash Flows from Operating Activities					
Rates	58,263	58,981	(718)	-1.2%	
Grants - Operating	16,388	15,257	1,131	7.4%	
Grants - Capital	1,520	970	550	56.7%	1
Contributions	6,059	195	5,864	3007.2%	2
Statutory fees and fines	5,491	4,854	637	13.1%	3
User charges	9,817	7,578	2,239	29.5%	4
Interest	1,610	1,000	610	61.0%	5
Increase (Repayment) of Trust Funds and Deposits	559	0	559		
Other Receipts	483	247	236	94.5%	6
Payments to Employees	(38,937)	(39,980)	1,043	2.6%	
Payments to Suppliers	(57,086)	(43,260)	(13,826)	-34.7%	7
Net Cash Provided by Operating Activities	4,167	5,842	(1,675)	-28.7%	
Cash Flows from Investing Activities					
Payment for Infrastructure, Property, Plant & Equipment	(11,853)	(14,991)	3,138	20.9%	8
Proceeds from sale of Infrastructure, Property, Plant & Equipment	99	100	(1)	1.0%	
Net Cash Provided by Investing Activities	(11,754)	(14,891)	3,137	21.1%	
Cash Flows from Financing Activities					
Borrowing Costs	(137)	(198)	61	30.8%	
Increase/(Repayment) of interest bearing loans & borrowings	(5,784)	(2,994)	(2,790)	-93.2%	9
Net Cash (used in) Financing Activities	(5,921)	(3,192)	(2,729)	-85.5%	
Net Increase in Cash and Cash Equivalents	(13,508)	(12,241)	(1,267)	-10.4%	
Cash and Cash Equivalents at the Beginning of the Financial Year	136,627	100,110	36,517	36.5%	
Cash and Cash Equivalents at the End of Period	123,119	87,869	35,250	40.1%	

Variance Explanations

Ref	Item	Explanation
1	Grants - Capital	Capital grants received are \$0.6m favourable. This includes \$0.6m in roads to recovery funding received earlier than expected
2	Contributions	Contributions of \$6.1m is \$5.8m favourable to budget. This includes unbudgeted open space contributions from developer.
3	Statutory fees and fines	Statutory fees and fines received is \$637k favourable to budget due to earlier than predicted cash inflow. There is a favourable budget of \$200k for City Development \$200k and \$100k for Infrastructure.
4	User charges	User charges is \$2.2m favourable to budget. The predicted cash inflow for January is 28% of the annual budget, some of which was received earlier than expected.
5	Interest	Interest received is \$0.6m favourable to budget due to higher than expected cash holdings.
6	Other Receipts	Other receipts is \$236k favourable to budget due to unbudgeted revenue in Corporate Services \$95k and \$126k in WorkCover revenue offset in expenditure.
7	Payments to Suppliers	Payments to suppliers total \$57m made up by \$37.8m in materials and services and \$19.2m in capital expenditure.
8	Payment for Infrastructure, Property, Plant & Equipment	Payment for Infrastructure, Property, Plant & Equipment is \$3.1m favourable to budget due to delays in the Mentone Piazza works.
9	Increase/(Repayment) of interest bearing loans & borrowings	Repayment of interest bearing loans and borrowings are unfavourable to budget by \$2.8m due to an additional loan payment made towards the 1230 Nepean Highway purchase.

Kingston City Council
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For the 6 Months ending 31st December 2018

Balance Sheet					
	Actual as at Dec 18 \$000	Annual Budget \$000	Favourable/ (Unfavourable) \$000	Favourable/ (Unfavourable) %	Ref
Current Assets					
Cash and Cash Equivalents	123,119	90,055	33,064	36.7%	1
Trade and Other Receivables	105,106	7,841	97,265	1240.5%	2
Non-current Assets classified as Held for Sale	885	0	885	100.0%	
Other Assets	165	0	165	100.0%	
Total Current Assets	229,275	97,896	131,379	134.2%	
Non Current Assets					
Trade and Other Receivables	0	20	(20)	-100.0%	
Infrastructure, Property, Plant & Equipment	2,415,682	2,315,297	100,385	4.3%	
Investment Property	4,473	0	4,473	100.0%	
Intangible Assets	353	0	353	100.0%	
Total Non Current Assets	2,420,508	2,315,317	105,191	4.5%	
Total Assets	2,649,783	2,413,213	236,570	9.8%	
Current Liabilities					
Trade and Other Payables	21,562	13,680	(7,882)	-57.6%	3
Provisions	15,217	17,355	2,138	12.3%	4
Interest Bearing Loans and Borrowings	2,288	5,446	3,158	58.0%	5
Trust Funds and Deposits	6,311	3,184	(3,127)	-98.2%	6
Fire Services Property Levy Payable	953	0	(953)	100.0%	7
Total Current Liabilities	46,331	39,665	(6,666)	-16.8%	
Non Current Liabilities					
Provisions	1,446	1,346	(100)	-7.4%	
Interest Bearing Loans and Borrowings	5,010	1,761	(3,249)	-184.5%	8
Total Non Current Liabilities	6,456	3,107	(3,349)	-107.8%	
Total Liabilities	52,787	42,772	(10,015)	-23.4%	
Net Assets	2,596,996	2,370,440	226,556	9.6%	
Equity					
Accumulated Surplus	1,450,791	1,383,734	67,057	4.8%	
Asset Revaluation Reserve	1,105,315	964,623	140,692	14.6%	
Other Reserves	40,890	22,084	18,806	85.2%	9
Total Equity	2,596,996	2,370,441	226,555	9.6%	

Variance Explanations

Ref	Item	Explanation
1	Cash & Cash Equivalents	Cash and Cash Equivalents are favourable to budget by \$33m. The budget does not take into account the higher opening cash position. The budget is a year end position and variance is expected to reduce as key payments for capital and operational expenditure are met during the year.
2	Trade & Other Receivables	Trade and Other Receivables are \$97.2m higher than budget due to the rate debtors for 2018/19 which will decline as the rates are paid during the year.
3	Trade & Other Payables	Trade and Other Payables are \$7.9m unfavourable to budget. The variance is due to the debtors Annual State Fire Levy captured in July, the variance is expected to decline as key quarterly payments are met.
5	Interest Bearing Loans & Borrowings	Interest Bearing Loans & Borrowings current liability is favourable to budget by \$3.2m due to the early loan payment of \$3.8m towards the purchase of the Cheltenham Office building.
6	Trust Funds & Deposits	Trust Funds and Deposits are unfavourable to budget by \$3.1m and include asset protection permits and other sundry deposits. The budget is a year-end position.
7	Fire Services Property Levy Payable	The fire services property levy is collected with rates and is payable to the State Government to fund the MFB and CFA.
8	Interest Bearing Loans and Borrowings	Interest Bearing Loans & Borrowings non-current liability is unfavourable to budget by \$3.2m due to the early loan payment of \$3.8m towards the purchase of the Cheltenham Office building.
9	Other Reserves	Other Reserves are \$18.8m favourable to budget. This includes \$22.2m in Open Space reserve contributions, \$6.5m for Aged & Community Care Reserves, \$10.2m in reserve contributions for the Kingston Foreshore and Green Wedge Reserves which are the fire the renewal and development of Councils foreshore and non urban areas. Budgeted capital expenditure of \$6.8m is funded by other reserves and has not yet occurred.

Kingston City Council
Quarterly Financial Statements
For the 6 Months ending 31st December 2018

Capital Works

Asset	Actual YTD to Dec 18 \$000	Annual Budget \$000	% Complete	Ref
Property				
Land	2,101	3,020	70%	
Buildings	14,216	24,193	59%	
Plant & Equipment				
Plant, machinery and equipment	2	400	1%	1
Computers and telecommunications	473	2,605	18%	2
Library Books	593	1,056	56%	
Infrastructure				
Roads	2,681	5,701	47%	
Footpaths & cycleways	590	6,150	10%	3
Drainage	1,629	4,560	36%	4
Recreational, leisure & community facilities	1,902	4,273	45%	
Parks, open space and streetscapes	1,614	6,441	25%	5
Off street car parks	9	170	5%	6
Other infrastructure	64	420	15%	7
Total capital works expenditure	25,874	58,989	44%	
Projects Represented by:				
New asset expenditure	2,886	8,733	33%	
Asset expansion expenditure	3,996	5,371	74%	
Asset renewal expenditure	11,805	27,272	43%	
Asset upgrade expenditure	6,539	15,229	43%	
Non Asset	648	2,384	27%	
Total capital works expenditure	25,874	58,989	44%	

Variance Explanations

Ref	Item	Explanation
1	Plant, machinery and equipment	Capital expenditure on plant, machinery and equipment has purchase orders for \$350k of trucks which are due for delivery early 2019.
2	Computers and telecommunications	Capital expenditure on computers and telecommunications is currently 18% of budget. Orders for \$1.3m of PC's, Laptops and associated hardware have been placed with delivery rollout commencing Dec 2018 through to the end Feb 2019.
3	Footpaths & cycleways	\$3.0m allocation for the Bay Trail project has been tendered, however works are not anticipated to commence until May 2019 pending outcome of negotiations with VicRoads. An estimated \$2m budget carryover to 2019/20 is likely.
4	Drainage	Drainage program has over \$1.6m expenditure with a further \$2.1m of contractually committed works in progress. The latest project at \$1.6m is Kinross Avenue Drain.
5	Parks, open space and streetscapes	The largest project in this group is the \$3.4m development of Mentone Piazza. Works are now in progress after a delayed start.
6	Off street car parks	Tender for \$170k carpark construction at Walter Galt Reserve has been tendered, however works are pending outcome of soil analysis and impact on design

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 11.3

ASSEMBLY OF COUNCILLORS RECORD REPORT

Contact Officer: Stephanie O'Gorman, Governance Officer

Purpose of Report

To provide copies of the Assembly of Councillors records in line with Section 80A of the Local Government Act 1989 to support openness and transparency of Governance processes.

Disclosure of Officer / Contractor Direct or Indirect Interest

No Council officer/s and/or Contractor/s who have provided advice in relation to this report have declared a Conflict of Interest regarding the matter under consideration.

OFFICER RECOMMENDATION

That Council note the contents of this report for the public record.

1. Executive Summary

This report contains records for all meetings defined as an Assembly of Councillors under Section 80A of the Local Government Act 1989, (the Act).

2. Background

The Act requires that Assembly of Councillors records are reported to the next possible meeting of Council. This seeks to promote openness and transparency of Council decision making and to place on public record any declarations of direct or indirect interests by Councillors.

3. Discussion

3.1 Council Plan Alignment

Goal 5 - Our well-governed and responsive organisation

Direction 5.1 - Support decision making to provide an efficient and effective council which embodies the principles of democracy

The reporting of Assembly of Councillors meets the requirements of the Act and is critical to Direction 5.1.

3.2 Consultation/Internal Review

Not applicable to this report.

3.3 Operation and Strategic Issues

3.3.1 Legislative Requirements

As prescribed by section 80A of the Act, the written record only needs to be a simple document that records:

- The names of all Councillors and staff at the meeting;
- A list of the matters considered;
- Any conflict of interest disclosed by a Councillor; and
- Whether a Councillor who disclosed a conflict leaves the assembly.

A standard Assembly of Councillors form will be used as the record for the purposes of the Act. These form the appendices to the report. At times, however to avoid duplication, minutes of some meetings may be attached as the record of the Assembly if they include the required information, including disclosures.

Section 80A of the Act requires a Councillor attending an assembly to disclose a conflict of interest and leave the room whilst the matter is being considered.

This requirement is explained in further detail in Practice Note No. 6 Assemblies of Councillors which was authored by Local Government Victoria. This Practice Note advises that unlike Council meetings, it is not necessary for a Councillor to disclose any details of the conflict of interest. It is sufficient to just disclose that the conflict of interest exists and this is all that should be recorded.

The rationale behind this limited requirement is to protect Councillors' privacy. In Council or Special Committee meetings, Councillors have an option under the Act to disclose a conflict of interest in writing to the CEO, which allows for the nature and type of the conflict of interest to remain private. The Act does not provide this option in relation to Assemblies of Councillors and thus Councillors are only required to disclose the existence of a conflict of interest and not the nature and type of interest at an assembly.

4. Conclusion

The report is provided in line with Section 80A of the Act which requires that the record of an assembly must be reported to the next practical Ordinary Meeting of Council and recorded in the minutes of that meeting.

4.1 Environmental Implications

Nil

4.2 Social Implications

Tabling Assembly of Council records supports disclosure and transparency of Council operations.

4.3 Resource Implications

Nil

4.4 Legal / Risk Implications

Reporting Assemblies of Councillors to Council meets the legislative requirement contained in section 80A of the Act.

Appendices

Appendix 1 - Assembly of Councillors Record - Planning Councillor Information
Session - 4 February 2019 (Ref 19/22344) [↓](#)

Appendix 2 - Assembly of Councillors Form - Councillors Workshop February 2019
(Ref 19/34395) [↓](#)

Appendix 3 - Assembly of Councillors Record - Strategic Councillor Information
Session - 11 February 2019 (Ref 19/35129) [↓](#)

Author/s: Stephanie O'Gorman, Governance Officer

Reviewed and Approved By: Phil DeLosa, Manager Governance
Paul Franklin, General Manager Corporate Services

11.3

ASSEMBLY OF COUNCILLORS RECORD REPORT

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3	Assembly of Councillors Record - Strategic Councillor Information Session - 11 February 2019.....	403

Assembly of Councillors Record

This Form MUST be completed by;

- (i) The appropriate attending Council Officer or;
- (ii) Chairperson of any Council Advisory Committee where there is no Council Officer present and returned IMMEDIATELY to the Manager Governance for filing.

Assembly details:

Date: 4 February 2019

Time: 5.45pm

Assembly Location: Oakleigh Room, 1230 Nepean Highway Cheltenham

Assembly Reason: Planning Councillor Information Session

Attendees:

Councillor/s:

Cr Georgina Oxley (Mayor)
 Cr Tamsin Bearsley
 Cr Ron Brownlees OAM
 Cr David Eden
 Cr Geoff Gledhill (arrived at 7.14pm)
 Cr Steve Staikos (arrived at 6.08pm)
 Cr Rosemary West OAM

Officer/s:

John Nevins, Chief Executive Officer
 Mauro Bolin, General Manager Community Sustainability
 Paul Franklin, General Manager Corporate Services
 Daniel Freer, General Manager City Assets and Environment
 Jonathan Guttmann, General Manager Planning and Development
 Paul Marsden, Manager City Strategy
 Ian Nice, Manager City Development
 Jaclyn Murdoch, Manager Compliance and Amenity
 Bridget Draper, Manager Kingston Active
 Emily Boucher, Team Leader Environmental Planning
 Jeremy Hopkirk, Principal Planner
 Jihan Wassef, Team Leader Social Development
 Amy Wallis, Preventing Family Violence Officer
 Megan O'Halloran, Manager Communications & Community Relations
 Phil De Losa, Manager Governance
 Stephanie O'Gorman, Governance Officer

Apologies:

Cr Barth and Cr Hua

Assembly of Councillors Record

This Form MUST be completed by:

- (i) The appropriate attending Council Officer or;
- (ii) Chairperson of any Council Advisory Committee where there is no Council Officer present and returned IMMEDIATELY to the Manager Governance for filing.

Matter/s Discussed:

1. Apologies
2. Disclosures by Councillors, Officers and Contractors of any Conflict of Interest
3. Notes of the Planning CIS Meeting of 1 October 2018
4. Individual Ward Briefings
5. Planning Delegations Email Report - January 2019
6. Planning Compliance in the Green Wedge - Quarterly Report February 2019
7. Draft Agenda - Planning Committee - See Separate Agenda
8. Briefing - Opportunities for Recycled Water in the Green Wedge
9. Housing Strategy and Neighbourhood Character Study – Update
10. Alex Fraser Presentation on the future of Heatherton Road Site
11. Parkdale Tennis Club - Payment of Contribution Towards Court Resurfacing Works
12. Update from Russell Kennedy on Infringements Act Advice
13. Kingston Woman of the Year Award Nominations
14. Rossdale Golf Course (Cr West Request)
15. CEO Employment Matters - Draft Requests for Quotation
16. Report on Legal Advice
17. Invitations

Other Business

- Special Meeting of Council – 11 February 2019
- Australia Day Booklet
- OAM recognition on boards in Council Chamber
- Junior Mayor to be updated on board in Council Chamber
- Previous Citizens of the Year Badges
- Toilet Block in Mentone

Conflict of Interest Disclosures:

Did senior officer present ask for disclosure of Conflicts of Interest? Yes

Councillor Disclosures: (refer 2 over page)

Cr Oxley disclosed a conflict of interest in Item 7 - Draft Agenda - Planning Committee

Cr Eden disclosed a conflict of interest in Item 7 – Draft Agenda – Planning Committee

Record if a Councillor left the meeting during the discussion.

Cr Oxley disclosed a conflict of interest in Item 7 and left the meeting at 6.09pm prior to any discussion on the matter.

Cr Eden disclosed a conflict of interest in Item 7 and left the meeting at 6.09pm prior to any discussion on the matter.

Assembly of Councillors Record

This Form MUST be completed by;

- (i) The appropriate attending Council Officer or;
- (ii) Chairperson of any Council Advisory Committee where there is no Council Officer present and returned IMMEDIATELY to the Manager Governance for filing.

Officer Disclosures: (refer 4 over page)

Nil.

Completed by: Stephanie O’Gorman, Governance Officer
Date: 5 February 2019

Assembly of Councillors Record - Any record of an Assembly of Councillors is reported at next practicable Council meeting and recorded in the Minutes.

Requirements and explanation:

1. Section 80A(1) and (2) Officer Requirements (re Written Record to be made of disclosure of Conflicts of Interest):

Section 80A(1) and (2) of the Local Government Act 1989, stipulates:

- "(1) At an assembly of Councillors, the Chief Executive Officer must ensure that a written record is kept of:
- (a) the names of all Councillors and members of Council staff attending,
 - (b) the matters considered,
 - (c) any conflict of interest disclosures made by a Councillor attending under subsection (3),
 - (d) whether a Councillor who has disclosed a conflict of interest as required by subsection (3) leaves the assembly."
- (2) The Chief Executive Officer must ensure that the written record of an assembly of Councillors is, as soon as practicable-
- (a) reported at an ordinary meeting of the Council; and
 - (b) incorporated in the minutes of that Council meeting."

2. Section 80A(3) and (4) Councillor Requirements (re Conflict of Interest):

Section 80A(3) and (4) of the Local Government Act 1989, stipulates:

- "(3) If a Councillor attending an assembly of Councillors knows, or would reasonably be expected to know, that a matter being considered by the assembly is a matter that, were the matter to be considered and decided by Council, the Councillor would have to disclose a conflict of interest under section 79, the Councillor must, at the time set out in subsection (4), disclose to the assembly that he or she has a conflict of interest and leave the assembly whilst the matter is being considered by the assembly. Penalty: 120 penalty units.
- (4) A Councillor must disclose the conflict of interest either-
- (a) immediately before the matter in relation to which the Councillor has a conflict of interest is considered; or
 - (b) if the Councillor realises that he or she has a conflict of interest after consideration of the matter has begun, as soon as the Councillor becomes aware that he or she has a conflict of interest."

3. Section 3(1) definition:

"**Assembly of Councillors**" (however titled) means a planned or scheduled meeting of at least five Councillors and one member of Council staff, or an advisory committee of the Council where one or more Councillors are present which considers matters that are intended or likely to be:

- the subject of a decision of the Council: or
- subject to the exercise of a function, duty or power of the Council that has been delegated to a person or Committee; or

but does not include a meeting of the Council, a Special Committee of the Council, a club, association, peak body, political party or other organisation."

Brief Explanation:

Some examples of an *Assembly of Councillors* will include:-

- Meeting / briefing of five Ward Councillors;
- Advisory committee or Village Committee Meeting where 1 or more Councillor is present
- Other Councillor briefing sessions;
- Budget discussions;
- Workshops re key Council priorities;
- Site inspections / preliminary planning conferences;

providing **at least five Councillors and one Council Staff member is present** and the matter/s considered are intended **or likely to be** subject of a future decision by the Council **OR** an officer decision under delegated authority.

As a matter of good practice, it would be considered exceptional not to deem any scheduled / planned meeting of five or more Councillors and an officer/s as an Assembly of Councillors. If you require further clarification, please call the Governance team.

4. Section 80B Officer Requirements (re Disclosure of Conflicts of Interest):

A member of Council staff who has a conflict of interest in a matter in which they also have delegated power, duty or function must:

- not exercise the power or discharge the duty or function; and
- disclose the type of interest and the nature of the interest to the Chief Executive Officer, in writing, as soon as he or she becomes aware of the conflict of interest in the matter, including those situations when the Officer is exercising a statutory power or duty of the Chief Executive Officer.

Assembly of Councillors Record

This Form MUST be completed by:

- (i) The appropriate attending Council Officer or;
- (ii) Chairperson of any Council Advisory Committee where there is no Council Officer present and returned IMMEDIATELY to the Manager Governance for filing.

Assembly details:

Date: 17 & 18 February 2019 **Time:** 9.am (day one) and 9.20 am (day two)

Assembly Location: Westall Community Hub, Fairbank Road

Assembly Reason: Councillors Workshop

Attendees:

Chris Kotur, Facilitator

Councillor/s:

17 February 2019

Cr Georgina Oxley
Cr Steve Staikos
Cr Tamara Barth
Cr George Hua
Cr Rosemary West
Cr Tamsin Bearsley
Cr David Eden

18 February 2019

Cr Georgina Oxley
Cr Steve Staikos
Cr George Hua
Cr Rosemary West
Cr Geoff Gledhill
Cr Tamsin Bearsley
Cr David Eden

Officer/s:

John Nevins, Chief Executive Officer
Paul Franklin, General Manager Corporate Services
Mauro Bolin, General Manager Community Sustainability
Daniel Freer, General Manager City Assets and Environment
Jonathan Guttmann, General Manager Planning and Development
Caroline Reidy, Manager Finance and Corporate Performance
Karyn Delves, Team Leader Corporate Performance
Ross Gregory, Manager Traffic and Transport
Rachelle Quattrochi, Manager Infrastructure
Paul Marsden, Manager, City Strategy

Apologies:

Cr Brownlees (day one and two), Cr Gledhill (day one),
Cr Hua and Cr Barth (day two)

Assembly of Councillors Record

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- (i) The appropriate attending Council Officer or;
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Matter/s Discussed:

The Assembly considered the following items:

Introduction, Overview and Objectives presented by the Mayor and CEO

Housing Strategy / Neighbourhood Character / Clayton Business Park / Chelsea Structure Plan – presented by Jonathan Guttman, Paul Marsden and Lisa Riddle

Parking Strategy – presented by Daniel Freer

Cr Hua left at 1pm

Cr Bearsley arrived at 1.10pm

Waste Management (FOGO/E-waste) – presented by Rachelle Quattrochi

LTFS Overview / Capital Works Four Year Plan Review – presented by John Nevins and Paul Franklin

Today's Local Government Context – presented by Mauro Bolin, Paul Franklin, Daniel Freer and Jonathan Guttman

Meeting closed at 5pm

Meeting resumed at 9.20am on 18 February 2019

The following items were considered:

Key State Government Projects and Priorities within the context of the Council Plan and Action Plan presented by Daniel Freer and Jonathan Guttman

Strategic Land Use (Mentone, Cheltenham and Moorabbin) presented by Jonathan Guttman and Daniel Freer

Review of Strategies, Projects and Priorities within the Context of the Council Plan and Action Plan presented by John Nevins

Farm Machinery Museum presented by Mauro Bolin

Solar Opportunities presented by Jonathan Guttman

The Mayor thanked all participants for their contribution to the workshop.

The Meeting closed at 1.50pm

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Conflict of Interest Disclosures:

Did senior officer present ask for disclosure of Conflicts of Interest? Yes / No

Councillor Disclosures: (refer 2 over page).

Record if a Councillor left the meeting during the discussion.

Officer Disclosures: (refer 4 over page)

Completed by: Paul Franklin

Date: 19 February 2019

Assembly of Councillors Record - Any record of an Assembly of Councillors is reported at next practicable Council meeting and recorded in the Minutes.

Requirements and explanation:

1. Section 80A(1) and (2) Officer Requirements (re Written Record to be made of disclosure of Conflicts of Interest):

Section 80A(1) and (2) of the Local Government Act 1989, stipulates:

- "(1) At an assembly of Councillors, the Chief Executive Officer must ensure that a written record is kept of:
- (a) the names of all Councillors and members of Council staff attending,
 - (b) the matters considered,
 - (c) any conflict of interest disclosures made by a Councillor attending under subsection (3),
 - (d) whether a Councillor who has disclosed a conflict of interest as required by subsection (3) leaves the assembly."
- (2) The Chief Executive Officer must ensure that the written record of an assembly of Councillors is, as soon as practicable-
- (a) reported at an ordinary meeting of the Council; and
 - (b) incorporated in the minutes of that Council meeting."

2. Section 80A(3) and (4) Councillor Requirements (re Conflict of Interest):

Section 80A(3) and (4) of the Local Government Act 1989, stipulates:

- "(3) If a Councillor attending an assembly of Councillors knows, or would reasonably be expected to know, that a matter being considered by the assembly is a matter that, were the matter to be considered and decided by Council, the Councillor would have to disclose a conflict of interest under section 79, the Councillor must, at the time set out in subsection (4), disclose to the assembly that he or she has a conflict of interest and leave the assembly whilst the matter is being considered by the assembly. Penalty: 120 penalty units.
- (4) A Councillor must disclose the conflict of interest either-
- (a) immediately before the matter in relation to which the Councillor has a conflict of interest is considered; or
 - (b) if the Councillor realises that he or she has a conflict of interest after consideration of the matter has begun, as soon as the Councillor becomes aware that he or she has a conflict of interest."

3. Section 3(1) definition:

"**Assembly of Councillors**" (however titled) means a planned or scheduled meeting of at least five Councillors and one member of Council staff, or an advisory committee of the Council where one or more Councillors are present which considers matters that are intended or likely to be:

- the subject of a decision of the Council; or
- subject to the exercise of a function, duty or power of the Council that has been delegated to a person or Committee; or

but does not include a meeting of the Council, a Special Committee of the Council, a club, association, peak body, political party or other organisation."

Brief Explanation:

Some examples of an *Assembly of Councillors* will include:-

- Meeting / briefing of five Ward Councillors;
- Advisory committee or Village Committee Meeting where 1 or more Councillor is present
- Other Councillor briefing sessions;
- Budget discussions;
- Workshops re key Council priorities;
- Site inspections / preliminary planning conferences;

providing **at least five Councillors and one Council Staff member is present** and the matter/s considered are intended **or likely to be** subject of a future decision by the Council **OR** an officer decision under delegated authority.

As a matter of good practice, it would be considered exceptional not to deem any scheduled / planned meeting of five or more Councillors and an officer/s as an Assembly of Councillors. If you require further clarification, please call the Governance team.

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Assembly of Councillors Record

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Assembly details:

Date: 11 February 2019

Time: 5.45pm

Assembly Location: 1230 Nepean Highway Cheltenham

Assembly Reason: Strategic Councillor Information Session

Attendees:

Councillors

Cr Georgina Oxley (Mayor)
 Cr Tamsin Bearsley
 Cr Ron Brownlees OAM
 Cr David Eden
 Cr Geoff Gledhill (arrived at 5.50pm)
 Cr George Hua (arrived at 6.21pm)
 Cr Steve Staikos
 Cr Rosemary West OAM

Officers

John Nevins, Chief Executive Officer
 Mauro Bolin, General Manager Community Sustainability
 Paul Franklin, General Manager Corporate Services
 Daniel Freer, General Manager City Assets and Environment
 Jonathan Guttman, General Manager Planning and Development
 Phil De Losa, Manager Governance
 Tracey Cheeseman, Senior Advisor, Stakeholder Relations and Strategic Communications
 Joanne Creedon, Governance Officer
 Bridget Draper, Manager Kingston Active
 Michael Eddington, Centre Director, Don Tatnell
 Kim Forbes, Centre Director, Waves
 Jaclyn Murdoch, Manager Amenity and Compliance
 Margie Hanrahan, Manager Access Care
 Juli Stickler, Team Leader Home Support
 Jihan Wassef, Team Leader Social Development
 Amy Wallis, Preventing Family Violence Officer

Apologies:

Cr Tamara Barth

Assembly of Councillors Record

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Matter/s Discussed:

Apologies

1. Disclosures by Councillors, Officers and Contractors of any Conflict of Interest
2. Notes of the Strategic CIS Meeting of 4 February 2019
3. Access and Equity Advisory Committee Meeting 5 December 2018
4. Sale of Land Rear of 2 Catania St Mentone
5. CON18/120 - G.H. Soppett Pavilion Redevelopment - Award of Contract
6. Presentation on Current Condition of Don Tatnell Leisure Centre and Future Options
7. Kerr Crescent Reserve, Aspendale Gardens - Sports Fields Feasibility Next Steps
8. Response to Council on Fenced Dog Off-Leash Area in the South Ward and other Animal and Foreshore Related Matters
9. Closure of Moorabbin Delivered Meals Kitchen
10. Draft Agenda - Ordinary Meeting of Council 25 February 2019
11. Le Bon Family – Farm Machinery and Museum proposal
12. Beach Road Social and Cultural Path
13. Updated Federal Advocacy Campaign Material
14. ALGA National General Assembly of Local Government 2019 - Call for Motions
15. CEO Recruitment - Request for Quotation
16. Invitations

Conflict of Interest Disclosures:

Did senior officer present ask for disclosure of Conflicts of Interest? Yes

Councillor Disclosures: (refer 2 over page).

Cr Bearsley disclosed a Conflict of Interest in Item 8, Kerr Crescent Reserve, Aspendale Gardens - Sports Fields Feasibility Next Steps.

Record if a Councillor left the meeting during the discussion.

Cr Bearsley disclosed a Conflict of Interest in Item 8, Kerr Crescent Reserve, Aspendale Gardens - Sports Fields Feasibility Next Steps and left the meeting at 6.20pm prior to any discussion on the Item and returned at 6.34pm following completion of the discussion.

Officer Disclosures: (refer 4 over page)

Completed by: Joanne Creedon

Date: 11/02/19

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12. Notices of Motion

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 12.1

NOTICE OF MOTION NO. 7/2019 - CR WEST - IMPACT OF THE MORDIALLOC FREEWAY ON WOODLANDS INDUSTRIAL ESTATE BUSINESSES

I move :

That Council engage with businesses on the Woodlands Industrial Estate to ascertain the possible harmful effects of the Mordialloc Freeway as currently designed on their businesses, and ensure that

- their concerns about the closure of Woodlands Drive receive appropriate representation and advocacy from Council officers and legal representatives, and
- if possible the decision to close Woodlands Drive is reversed.

Cr Rosemary West

Background:

I discovered almost by accident that some of Council's industrial businesses will be adversely affected by the MRPA, and that although they had contacted a Councillor and the MRPA, nothing has been done to mitigate the impact on their businesses.

One business owner was concerned to find there was nothing in Council's submission to the EES Inquiry to acknowledge or seek to mitigate their problems.

Ordinary Meeting of Council

25 February 2019

Agenda Item No: 12.2

NOTICE OF MOTION NO. 8/2019 - CR EDEN - ADVOCACY PLAN

I move that:

Council officers prepare a report including an advocacy plan on:

- Improving protections for occupants of existing and new developments; specifically, protections relating to poor / shoddy constructions, use of dangerous materials and breaches of planning and building permits that pose a threat to health and safety.
- Advocating to other levels of government requesting a mandatory reporting scheme for owner / body corporates, property managers, developers and surveyors where a building has defects or issues that pose an issue to the occupants from a health or safety perspective, or breaches of building codes / requirements or permit conditions to report such issues to their applicable authority (Council or the applicable Building Authority)
- That as part of this process officers acknowledge and consider the vulnerability of residents living in such developments. I.e. the inability of residents to fund litigation, expert consultants, source alternative accommodation when such developments are un-fit for occupancy and the emotional and financial stress that can result.

Cr David Eden

14. Confidential Items

14 Confidential Items

The following items were deemed by the Chief Executive Officer to be suitable for consideration in closed session in accordance with section 89 (2) of the Local Government Act 1989. In accordance with that Act, Council may resolve to consider these issues in open or closed session.

14.1 Kingston Green Wedge Plan Implementation - Large Scale Solar Preliminary Feasibility

Agenda item 14.1 *Kingston Green Wedge Plan Implementation - Large Scale Solar Preliminary Feasibility* is designated confidential as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

14.2 Historical Farm Machinery

Agenda item 14.2 *Historical Farm Machinery* is designated confidential as it relates to contractual matters (s89 2d) and any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

14.3 Kingston Woman of the Year Award Nominations

Agenda item 14.3 *Kingston Woman of the Year Award Nominations* is designated confidential as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

Confidential Appendices

9.1 **CON18/120 - G.H. Soppett Pavilion Redevelopment - Award of Contract**
Appendix 1, Con 18/120 Tender Evaluation Matrix is designated confidential as it relates to (s89 2d)

9.1 **CON18/120 - G.H. Soppett Pavilion Redevelopment - Award of Contract**
Appendix 2, CON-18/120 Financial Breakdown is designated confidential as it relates to (s89 2d)

RECOMMENDATION

That in accordance with the provisions of section 89(2) of the *Local Government Act 1989*, the meeting be closed to members of the public for the consideration of the following confidential items:

14.1 Kingston Green Wedge Plan Implementation - Large Scale Solar Preliminary Feasibility

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

14.2 Historical Farm Machinery

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to contractual matters (s89 2d) and any other matter which

the Council or special committee considers would prejudice the Council or any person (s89 2h)

14.3 Kingston Woman of the Year Award Nominations

This agenda item is confidential in accordance with the Local Government Act s89(2) as it relates to any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

Confidential Appendices

9.1 CON18/120 - G.H. Soppett Pavilion Redevelopment - Award of Contract Appendix 1, Con 18/120 Tender Evaluation Matrix

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2d)

9.1 CON18/120 - G.H. Soppett Pavilion Redevelopment - Award of Contract Appendix 2, CON-18/120 Financial Breakdown

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2d)