

Agenda

Ordinary Meeting of Council

Tuesday, 29th January 2019

Commencing at 7.00pm

Council Chamber
1230 Nepean Highway, Cheltenham

kingston.vic.gov.au

John Nevins
Chief Executive Officer
Kingston City Council

community inspired leadership



City of
KINGSTON

**City of Kingston
Ordinary Meeting of Council**

Agenda

29 January 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 Tuesday, 29 January 2019.

1. Apologies

2. Confirmation of Minutes of Previous Meetings

Minutes of Ordinary Council Meeting 10 December 2018

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

Construction Works in Mentone

5. Presentation of Awards

Nil

6. Reports from Delegates Appointed by Council to Various Organisations

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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

KP-1993/5158 - 19-71 CARROLL ROAD OAKLEIGH SOUTH

Contact Officer: Hugh Charlton, Statutory Planner

Purpose of Report

This report is for Council to consider Planning Permit Application No. KP-1993/5158 - 19-71 Carroll Road Oakleigh South.

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 determine to support the proposal and issue a Notice of decision to grant an amended planning permit at 19-71 Carroll Road Oakleigh South, subject to the conditions contained within this report.

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PLANNING OFFICER REPORT	
APPLICANT	Cleanaway Solid Waste Pty Ltd
ADDRESS OF LAND	19-71 Carroll Road Oakleigh South
PLAN OF SUBDIVISION REFERENCE	Allotment 4 and 5, Section B of the Parish of Mordialloc; • Lot 1 on Plan of Subdivision 148203A; • Lot 2 on Plan of Subdivision 419257B; • Lot 1 on Title Plan 130031A; • Lot 1 on Title Plan 558887Y; • Lot 1 on Title Plan 585075N; • Lot 1 on Title Plan 738419H; • Lot 1 on Title Plan 745262A; and • Lot 2 on Plan of Subdivision 328353M.
PROPOSAL	Retrospectively apply for an increase to the landfill volume for fill placed on the land during 2015 – 2016 and alter the landfill cap height and position of the southern part of the existing solid inert waste landfill
PLANNING OFFICER	Hugh Charlton
REFERENCE NO.	KP-1993/5158 /A
ZONE	Clause 37.01: Special Use Zone – Schedule 2
OVERLAYS	Clause 42.02: Environmental Significance Overlay 3
OBJECTIONS	170
CONSIDERED PLAN REFERENCES/DATE RECEIVED	Prepared by Golder, Figures 1 to 2, Rev 0 to 2, dated 15/8/18, received by Council on 25 October 2018
ABORIGINAL CULTURAL HERITAGE SENSITIVITY	Exempt

1.0 RELEVANT HISTORY

- 1.1. This application to amend plans was originally submitted on 28 April 2017 as part of a secondary consent amendment. Council's officers advised that a section 72 amendment must instead be applied for as the proposal, which then formed the current application.
- 1.2. Council records indicate the following relevant history:
- Landfill. Late 1960s to early 1970s. A portion of the site was used for landfill, known as the Oakleigh tip.
 - Sand mining was permitted in 1970 and operated until the 1980's by virtue of Permit 56615 issued by Melbourne Metropolitan Board of Works on 11 Nov 1970 for the purpose of Sand Extraction. This included land up to Old Dandenong Rd (records are not definitive if this included the Mavis Hutter reserve). There was no time limit on the permit for the completion of the extraction.
- 1.3. Planning Permit MBN 5158 (KP-5158/1993) was issued on 25 May 1993 which included:
- Issued in accordance with the decision of the Administrative Appeals Tribunal dated 18 March 1993. The permit required the use to commence by 25 May 1995 (condition 38) and for the tipping of waste material permitted until 25 May 2010 (condition 11).
 - Multiple extensions of time have since been granted, the final of which was granted on 1 July 2015 for the filling activities associated with condition 11 to be completed by 31 August 2015 and to allow the ongoing operations of the solid inert transfer waste station until 31 August 2017 in accordance with endorsed plans on 24 May 2000.

- Rehabilitation of the landfill does not have a prescribed timeframe under the permit.
 - Included land up to Old Dandenong Rd.
 - This included the ancillary weigh bridge and transfer station.
 - The City of Moorabbin and Pioneer Concrete were joint applicants.
 - Plans showing approved contour caps were endorsed on 24 May 2000.
 - Council held approximately 1/5 of the available 2.5 million cubic metres of airspace.
 - This permit was originally refused by the Minister for Planning and Urban Growth, but was overturned by the Administrative Appeals Tribunal.
 - An amendment under secondary consent was granted on 30 September 2015 under delegation by Council (all ward Councillors consented to a delegated decision). The approved landfill cap was increased at two crests by 1-2 metres, and allowed to relocate the crests generally further away from the site boundaries. The southern crest (near the park) remained unaltered.
- 1.4. The amendment application has been relisted following the resolution of the Council at its Ordinary Council Meeting of 10 December, 2018 to defer consideration of the application to the 29 January 2019 meeting.

2.0 SITE & SURROUNDS

- 2.1. The subject site is located on the western side of Carroll Road, Oakleigh South.
- 2.2. The site is irregular in shape, has an area of approximately 37 hectares and a frontage width to Carroll Road of approximately 900 metres. There is a 6 metre fall within the site from the north to the south.
- 2.3. The specific site area, i.e. the area of change, is located on the southern end of the site adjacent to Mavis Hutter Reserve and the residential area. The proposed area of change measures approximately 6.5ha, and spans approximately a maximum depth of 335 metres from the southern boundary to the Reserve, set back 25 metres from the western side boundary and set back a minimum of 19 metres from the eastern (Carroll Road).
- 2.4. The remainder of the site is undergoing or completed the main rehabilitation works, thus the contours generally represent the final land height.
- 2.5. There are no restrictions or easements listed on the Certificate of Title for the affected site area.
- 2.6. The following map illustrates the subject site in its surrounding context.



- 2.7. The area surrounding the subject site is predominately residential in nature, zoned for General Residential on the opposite side of Carroll Road and Old Dandenong Road. This area contains a mix of single and double storey dwellings on predominantly on their original allotments.
- 2.8. Industrial zoned land is located on the north end of Carroll Road beyond Bunney Road.
- 2.9. Immediately to the west is land known as the Commonwealth Golf Club, immediately to the south is the 'Mavis Hutter' Public Open Space Reserve, and existing residential area beyond. The triangle of land abutting Old Dandenong Road, immediately west of the Mavis Hutter Reserve, is presently vacant. A planning application has been submitted by the Commonwealth Golf Club for this land to be used and developed for a maintenance building for the golf club. This is under consideration and has not reached advertising stage as yet.

3.0 PROPOSAL

- 3.1. The application proposes to retrospectively apply for an increase to the landfill volume and alter the landfill cap height and position of the southern part of the existing solid inert waste landfill.
- 3.2. The landfill capping has three crests — a northern, central and southern crest — with no changes proposed to the north and central crests. Changes are proposed to the southern crest on the southern end of the site in the area as previously described.
- 3.3. The application seeks permission for adding extra landfill from 2015 and prior, where in the past the then operator dumped a larger amount of landfill than was permitted. The applicant is proposing to keep the extra landfill on site instead of relocating it to another landfill.

- 3.4. The extra landfill can be seen today as high mounding on the southern side of the site near the park, Mavis Hutter Reserve. This is not the final form.
- 3.5. The final contours proposed will result in the southern crest to be 2.8 metres higher and 188,000 cubic metres greater than currently approved.
- 3.6. The applicant is not seeking to add more waste that is in there today or to reopen the landfill.
- 3.7. The future works proposed in this application is to reshape the hill of landfill and make it lower and rounder than it appears today, and then to cover it with grass, shrubs and some trees.
- 3.8. The reshaping works would take around 2 additional months, for a total of 12 months including the required rehabilitation works from the planning permit. This would include truck deliveries of additional soil and gravel and earthworks on site.
- 3.9. Cleanaway have advised that the alternative is to remove that extra landfill and relocate it outside of the City of the Kingston which would take around 1 additional year (2 years work in total). This would occur if Council were to refuse the application, and that refusal was not contested by the applicant. The landfill to be relocated is generally demolition and construction waste, and not food waste or green waste.
- 3.10. In detail the proposed works include:
- An additional 188,000m³ of over-height material (i.e. additional landfill) on the southern portion of the site (from Applicant's survey data), across an area of approx. 6.5 ha.
 - To increase the southern crest of the landfill by an additional 2.8 metres in overall height. The previously endorsed plan (Figure 2) shows the southern crest of the landfill as having a maximum relative level (RL) of 55. The proposed plan increases this level to 57.8RL.
 - Above Carroll Road (measured to its closest point) the peak height is proposed to be 12 metres above, compared to 9 metres above for the current approval.
 - Above Mavis Hutter Reserve, the peak height is proposed to be 10 metres above, compared to 7 metres above for the current approval.
 - The top of the crest is in generally the same location as the current approval, approximately 210 metres from Carroll Road and 180 metres from Mavis Hutter Reserve.
 - The proposed height of the southern crest remains lower than the highest point of the landfill to the north, approximately 3 metres lower. Note that there is a 6 metre fall within the site from north to south.
 - Additional indigenous ground shrub and ground cover along the southern and eastern boundaries and surrounding the southern crest on the remaining side. 'Small trees' have been indicatively labelled near the southern and eastern boundaries, however no specifics have been provided.
 - Northern boundary of the Mavis Hutter Reserve will be realigned by a depth of approx. 5.3m to 23.4m, to return an area of approx. 2080 sq.m. from the subject site which was incorrectly fenced in. There is no landfill in this location. Physically there will be a change to the boundary fencing location, but the plans do not change as they follow the correct title boundaries.
 - A 3m wide access track is proposed abutting and within the site boundary around the perimeters. This is detailed in writing but the alignment is not shown on plans.
 - No changes to the existing permit conditions are sought.

4.0 PLANNING PERMIT REQUIREMENTS

Zone

- 4.1. Special Use Zone – Schedule 2 (Earth and Energy Resources Industry). Pursuant to Schedule 2 of Clause 37.01 –2, a planning permit would be required for a new use for ‘Refuse disposal’ which includes a landfill. The proposal relies on the existing approved use as a solid inert landfill, thus there is **no** permit trigger for a new use under the zone. A planning permit **is required** under Clause 37.01-4 to construct or carry out works.

Overlay

- 4.2. Environmental Significance Overlay 3. This overlay recognises and protects significant trees. The mapped area is situated around a *Eucalyptus cornuta* tree on the western boundary of the subject site, although not within proximity to the affected site area. Thus there is **no** planning permit trigger under Clause 42.01-2, unless works are within its tree protection zone (TPZ). Council’s Vegetation officer has recommended conditions to ensure there are no works in the TPZ of this tree.

Particular Provisions

- 4.3. Clause 53.10 – Uses with Adverse Amenity Potential. The Table in Clause 53.10 specifies a threshold distance for uses which may cause additional detriment to sensitive land such as residential zoned land. The site was approved and used as a landfill prior to these controls being gazetted into the Kingston Planning Scheme. The proposal relies on the existing approved use, thus there is **no** planning permit trigger under Clause 53.10.
- 4.4. Clause 52.17 – Native vegetation. This applies to the remnant native trees along the boundaries as the land is in one ownership and greater than 0.4ha. The application indicates works near these trees. Should the works intrude into the tree protection zones of these trees, a planning permit is triggered under Clause 52.17 to remove, destroy, or lop native vegetation, including dead vegetation.

Conditions are recommended by Council’s Vegetation Officer, should a permit issue, to protect the tree protection zones of the trees on site to ensure that vegetation is not adversely impacted on, nor will a permit be triggered.

Council’s Vegetation Officer advises that:

- The site has three mapped Pre-1750 Ecological Vegetation Classes (EVC’s). Plains Grassy Woodland/Swamp Scrub/Plains Grassy Wetland Mosaic (927) in the middle of site, on either side of this is a strip of Grassy Woodland (175) in middle of site, and Heathy Woodland (48) north and south.
- The subject site has (remnant) native vegetation along the Carroll Road boundary including *Eucalyptus ovata* (Swamp Gum), *Eucalyptus viminalis* subsp. *pryoriana* (Coast Manna Gum) and *Leptospermum laevigatum* (Coast Tea-tree). There may be more but as access to the site was not available this can’t be confirmed.
- A 3m wide maintenance/access track is proposed abutting and within the site boundary around the perimeters. If this access track is constructed along the boundary to the site it will result in an encroachment into the TPZ, or removal of the native trees along the Carroll Road boundary. This will require the applicant to submit an application under Clause 52.17. Any encroachment greater than 10 % into the TPZ of a retained tree assumes that the tree is ‘lost’ (removed). Any application to remove native vegetation under Clause 52.17 also requires any tree removal from the site in the previous 5 years to be included and also any removal from land in contiguous ownership (Commonwealth Golf Club).

General Provisions

- 4.5. The Decision Guidelines of Clause 65 of the Kingston Planning Scheme are relevant to this application and require consideration to be given to a variety of matters including planning scheme policies, the purpose of the zone, orderly planning and the impact on amenity.

5.0 AMENDMENT TO THE APPLICATION AFTER NOTIFICATION

- 5.1. A formal amendment pursuant to Clause 57A of the Kingston Planning Scheme was submitted on 23 October 2018. This amendment made submitted in response to Council officer and objector concerns and made the following changes:

- Proposed peak of southern crest lowered by 2.2 metres;
- Southern peak is reshaped to be broader with generally a lower gradient;
- Note that no landfill is removed, as the amendment initially proposed.

6.0 ADVERTISING

- 6.1. 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.

- 6.2. 170 objections to the proposal were received. The valid grounds of objection raised are summarised as follows:

- Non-compliance with permit and request to remove fill
- Visual bulk of additional fill
- Dust impact and mitigation
- Noise impact
- Odours
- Health implications
- Neighbourhood character
- Overshadowing
- Potential contamination
- Unlawful dumping
- Extended activities on site, lack of notification, commitment to timelines

- 6.3. Following advertising period and receipt of objections, Council sent additional notification to those properties immediately opposite the subject site on Carroll Road and Old Dandenong Road. The letter gave further clarity to the proposal as there appeared in objections to be some misunderstandings about the proposal from the broader community.

7.0 PLANNING CONSULTATION MEETING

- 7.1. Two planning consultation meeting were held, on 28 February and 9 October 2018, with the relevant Planning Officer, the Permit Applicant and 11 or 13 objectors, respectively, in attendance. A Councillor and the EPA were also present for the first meeting. The above-mentioned issues were discussed at length.

- 7.2. The applicant presented the amended plans at the second meeting.

- 7.3. The above concerns were unable to be resolved at the meetings, and the objections still stand.

8.0 REFERRALS

Department / Area	Comments / Rationale / Recommended Conditions
Council's Vegetation Management Officer	No objection to the proposal subject to conditions for a detailed landscape plan showing dense on-boundary planting of trees and vegetation, trees and vegetation around the peak of the southern crest consistent with the master landscape plan provided, and all indigenous species with specific Ecological Vegetation Classes. The proposed access track adjacent to the boundary fencing is requested to be outside of tree protection zones for existing trees, along with protection of trees on site and adjoining the site, particularly the significant tree near the western boundary protected by the ESO.
Council's Engineering Design	No objection raised, and did not require any conditional changes.
EPA Victoria	EPA Victoria raised no objection subject to the following condition being included: 'The revised contour plan should be consistent with the Kingston City Council planning requirements, and council approval should be obtained'

9.0 PLANNING CONSIDERATIONS:

9.1. Planning Policy Framework

The application has been assessed against the Planning Policy Framework and it is considered that the proposed use and/or development is consistent with relevant policies contained within this section of the Kingston Planning Scheme.

The proposal allows for the continued use of industry in an area designated for industrial development. It supports **Clause 11** Settlement, **Clause 15** Built Environment and Heritage, and **Clause 17** Economic Development, which are closely aligned with the objectives and policy outcomes sought by the Metropolitan Strategy – 'Plan Melbourne: Metropolitan Planning Strategy' (Department of Transport, Planning and Local Infrastructure, 2014), through the location of well-designed industrial development within a designated industrial area, together with strengthening the competitiveness of Melbourne's employment land, and providing jobs closer to where people live.

The relevant objectives includes **Clause 13.05-1S** Noise Abatement which seeks "*to assist the control of noise effects on sensitive land uses*" and **Clause 13.06-1S** Air Quality management which seeks "*to assist the protection and improvement of air quality*", and Clause 13.07-1S Land use compatibility which seeks "*to safeguard community amenity while facilitating appropriate commercial, industrial or other uses with potential off-site effects*". Subject to further consideration and improvements, the proposal will be able to meet the stringent EPA conditions considered adequate to mitigate off-site amenity impacts and thus will meet these objectives.

Clause 15.03-2 – Aboriginal Cultural Heritage. Importantly, the Subject Land is identified in an area of Aboriginal Cultural Heritage Sensitivity. Council Officer's are satisfied knowing the site's history includes sand extraction of 2.5 million cubic metres of airspace, therefore significant ground disturbance has already occurred to a material part of the land. Therefore it has been established that the proposed activity is **exempt** from requiring a Cultural Heritage Management Plan.

Clause 19.03-6S (Waste and resource recovery) seeks to reduce waste and maximise resource recovery so as to reduce reliance on landfills and minimise environmental, community amenity and public health impacts. Strategies include to ensure waste and resource recovery facilities are sited, designed, built and operated so as to minimise impacts on surrounding communities and the environment. Council should consider as relevant the **Best Practice Environmental Management Guideline** (Siting, Design, Operation and Rehabilitation of Landfills) (Environment Protection Authority, 2001). This document has been superseded by EPA Victoria's Siting, design, operation and rehabilitation of landfills, Publication 788.3 August, 2015.

9.2. **Local Planning Policy Framework**

The application has been assessed against the Local Planning Policy Framework and it is considered that the proposed development is consistent with relevant policies contained within this section of the Kingston Planning Scheme.

Clause 21.03 'Land use challenges for the new millennium' identifies the following key land use planning objectives relevant to the proposed subdivision:

Sandbelt open space strategy: Rehabilitation of landfill sites should be properly co-ordinated to provide for the timely development of regional open space networks through the Sand belt Open Space Strategy.

Clause 21.04– 2 'Key land use themes' Kingston's vision for future land use planning and development is expressed around a number of key land use themes. These themes provide a basis for the more detailed objectives, strategies and implementation measures outlined in Section 5.0 of the MSS. Open space is one of the key themes been identified in Kingston Planning Schemes.

Clause 21.11 'Open Space' gives an overview, key issues, objectives, strategies and implementation within Kingston's community infrastructure and services required by future population.

Clause 21.11–2 'Key issues' identifies the following key issues in Kingston:

- *Impact of changes in population structure on the recreation and open space needs of current and future populations.*
- *Need for flexible, multi-functional open space areas which are able to be adapted to meet changing user needs.*
- *Greater consideration of transport and physical access issues required to ensure accessibility to open space areas for ageing population.*
- *Need to balance the competing demands of recreation users with management of environmentally sensitive areas.*
- *Opportunities for the creation of a major north-south spine of regional open space through Sandbelt Open Space Strategy.*

Clause 21.11–3 'Objectives, strategies and implementation' specifies the following objectives within the Kingston Planning Scheme:

Objective 1: To provide fair and equitable access to a range of high quality open space areas located within Kingston's urban and non-urban environments which aim to optimise community enjoyment of open space.

Objective 2: To promote a diverse range of social and recreational opportunities which provide for the changing leisure needs of the municipality's current and future populations.

Objective 3: To protect significant natural landscapes and open space areas with an identified environmental significance from degradation as a result of community recreational demands.

Objective 4: To promote the creation of a major regional north-south spine of open space within a predominantly non-urban context.

Clause 22.03 (Sandbelt Open Space Project Policy) applies to the land and land across Heatherton and Dingley areas, seeking to establish a chain of parks on land formerly used for sand extraction and landfill. Key objectives include to promote the development of a series of connected parks providing for a wide range of regional and local recreation opportunities for both passive and active recreational pursuits not widely accessible elsewhere. It is also policy that the landscape character of these areas along with previous vegetation patterns and character be promoted and restored. The policy seeks to achieve following objectives:

- *To implement the objectives of the Sandbelt Open Space Project and associated Development Plan.*
- *To promote the development of a series of connected parks providing for a wide range of regional and local recreation opportunities within a quality environment.*
- *To promote the rehabilitation and conversion of extractive industrial and landfill site to open space or other productive after uses which are compatible with the Sandbelt.*
- *Open Space Project. To recognise different concepts of leisure and recreation and provide for equitable access to both passive and active recreational pursuits not widely accessible elsewhere.*

Overall the proposed works are considered to be consistent with state and local policy and provide final contours that would allow a future use for open space. The proposal will not impact any current mitigation measures for off-site amenity controls for dust, water, air management, and has received favourable support from the relevant authority EPA Victoria.

9.3. Zoning Provisions

The purpose of the Special Use Zone Schedule 2 (SUZ2) seeks:

- *To recognise or provide for the use and development of land for earth and energy resources industry.*
- *To encourage interim use of the land compatible with the use and development of nearby land.*
- *To encourage land management practice and rehabilitation that minimises adverse impact on the use and development of nearby land.*

There are no specific guidelines in the zone or schedule to the zone.

The proposed works accords with the purpose to the zone. The zone identifies that the land should be used in conjunction with the earth and energy resources industry. The proposal maintains the approved use for a solid inert landfill which is in conjunction with the earth and energy resources industry.

The purpose to encourage an interim use of the land is not a relevant consideration in this instance. The landfill will need to rehabilitate over a period of decades and there are implications with health and safety and requirements that prevent any interim use. There is no end use known at the present stage.

With respect to the policy projections, local policy indicates that the future use of this land should be used for open space and recreation as part of Council's Sandbelt Open Space framework at Clause 22.03 which seeks to:

'promote the rehabilitation and conversion of extractive industrial and landfill sites to open space or other productive after uses which are compatible with the Sandbelt Open Space Project.'

Where it is policy that:

'High quality public and private open space areas be provided which cater for a range of active and passive recreational pursuits, including golf, outdoor adventure/education activities, playing fields, recreational trails, equestrian activities, environmental and cultural experiences.'

The revised change to the contours are unlikely to prejudice future open space opportunities. The amended proposal creates an undulating land form generally with gentle gradients. This reflects the undulating land that has already been created on the north and central parts of the site, and is considered consistent with open space. It is noted that a flat land form cannot be created on landfill sites as there is a need for a constant grade or slight hill in order to control and capture rainwater runoff.

In general the proposal presents an acceptable outcome that accords with the purpose of the zone to minimise adverse impacts on surrounding use and development, as:

- The revised contours proposed have been reviewed to minimise the overall height difference to 2.8 metres above the maximum approved contour height and shape the crest in a gentle manner.
- The crest of the hill remains closer to the golf course and sited away from the public realm and residential area, approximately 210 metres from Carroll Road and 180 metres from Mavis Hutter Reserve, thereby reducing any apparent visual impact.
- These changes are considered adequate to minimise any adverse impact on the use and development of nearby land.
- The proposal meets the EPA's best practice guidelines for rehabilitation as demonstrated by the following assessment. The revised contours sought as part of this application has been reviewed and approved by EPA Victoria.
- The application makes improvements to the landscape character across the site beyond what was previously approved. This minimises any adverse impacts on the surrounds and ensure the proposal better integrates with its residential and open space context.

The proposed landscaping improvements are an important gain as these will provide an indigenous setting across the southern end of the site. This will complement the existing mature treeline along the side boundaries and tie together the open space of the golf course and Council reserve. This will also meet Clause 22.02 open space objectives to re-establish the landscape character of these areas along with previous vegetation patterns, to promote and restore the native vegetation character. Further conditions are recommended should a permit issue to quantify the exact landscaping in a manner that does not structurally damage the landfill capping.

With this the proposal will be able to achieve the intended future strategic outcomes for a chain of parks sought under Clause 22.03, along with improving the landscape character and promoting and restoring previous vegetation patterns and character.

EPA Victoria’s Best Practice Guidelines: Siting, design, operation and rehabilitation of landfills, Publication 788.3 August, 2015.

The majority of these guidelines are not relevant to this assessment as the site is an existing landfill and its base, its separation from boundaries, and its management remains unchanged. All emission controls, dust, air, water, and post-management such as gas monitoring and extraction will not be altered by this proposal.

An assessment against the relevant considerations of the Best Practice Guidelines is as follows:

BEST PRACTICE	ASSESSMENT	COMPLIANCE
5 Best-practice siting considerations		
5.1 Screening of potential of the potential landfill site	Additional landscaping comprising shrubs and trees is proposed around the periphery of the site against the Council reserve to screen the contours, and across the southern end of the site where the capping can support such vegetation.	Complies, subject to condition should a permit issue, for provision of a full landscape plan comprising details of the plantings, species, density, height etc and predominantly indigenous plantings.
5.1.1 - 5.1.10	These sections are not relevant as the operation of the landfill and its core design remains unchanged by the amendment.	N/A
6 Best-practice design		
6.1-6.5	These sections are not relevant as the operation of the landfill and its core design remains unchanged by the amendment.	N/A
6.6 Groundwater	Council's Drainage Engineer has reviewed the revised contours and does not raise any concern as to its impact on the runoff or groundwater.	
6.7 Air Quality	The applicant advises the objectives will be met for air quality management: <ul style="list-style-type: none"> • <i>no health, safety or environmental impacts due to landfill gas and dust</i> • <i>minimise greenhouse gas emissions</i> • <i>the prevention of offsite nuisance odours and dust</i> • <i>meet requirements of relevant EPA regulations and State Environment Protection Policies (SEPP)</i> 	Complies
6.9 Noise	The applicant advises that the objectives will be met for noise management by compliance with EPA's SEPP (Control of Noise from Commerce, Industry and Trade)	Complies
6.10 Traffic considerations	The proposal will continue to maintain the limited access routes, speed, hours of operation, parking locations.	Complies

**City of Kingston
Ordinary Meeting of Council**

Agenda

29 January 2019

BEST PRACTICE	ASSESSMENT	COMPLIANCE
	Site access for all vehicles remains near the industrial area. Truck routes will continue to be via the industrial area, and will obey the no truck signage along Carroll Road towards Old Dandenong Road.	
6.11 Site security and fencing	Existing cyclone fencing will retained with shade cloth that has already been installed to reduce dust emissions.	Complies
8 Best-practice rehabilitation and aftercare	Assessment	Compliance
8.1.1 Rehabilitation plan	The plans show as required <ul style="list-style-type: none"> • surface contours before and after settlement • specifications and materials to be used in the final cap • preservation/installation of environment performance control or monitoring features. 	Complies
8.1.2 Progressive rehabilitation	Progressive rehabilitation has occurred as desired by the closure and rehabilitation of each cell once filling has been completed during the operating life of the landfill. This is the last cell to be capped, vegetated and rehabilitated.	Complies
8.1.3 Triggers for rehabilitation	It is understood that intermediate (temporary) capping has been installed on the present cell before it can be fully rehabilitated.	Complies
8.1.4 Site afteruse	As previously discussed there is no known afteruse, but it is likely due to policy direction and its abuttal to be used for open space. The final contours provide gentle slopes that comply with the direction to avoid steep slopes to ensure it could be are consistent with public open-space use.	Complies
8.1.5 Settlement and final surface profile	The proposal complies with the recommended grades: <ul style="list-style-type: none"> • Cap gradients are not less than 1% thus avoids issues with water ponding • Caps are not steeper than 20%. 	Complies
8.1.6 Landfill cap	The cap comprising soil, clay, geomembranes etc to achieve a long-term stable barrier between waste and the environment is understood to remain as per the previously approved proposal. The existing permit Condition 35b) specifies a 500mm depth of cap which is an appropriate depth of soil to support adequate vegetation for erosion control.	Complies

Noise, air and water emissions

As noted the EPA supports the proposal generally in its current form. The EPA is satisfied that the proposal meets the relevant guidelines that measure air, noise, and water management including EPA Guidelines and *State Environment Protection Policy on air quality and noise* without any further changes.

10.0 RESPONSE AGAINST GROUNDS OF OBJECTIONS

10.1. The objection concerns are discussed as follows:

Ground of Objection	Response
Non-compliance with permit and request to remove fill, Unlawful dumping	<p>The <i>Planning and Environment Act 1987</i> and associated regulations allows an applicant to submit an application for consideration by the Responsible Authority for retrospective proposals.</p> <p>Council and EPA Victoria can consider any enforcement action deemed necessary. This is outside the scope of the planning considerations.</p>
Visual bulk of additional fill	<p>Council officer's do not considered there is any visual bulk. The current approval allowed for a crest that rose to 9 metres above Carroll Road at a distance of approx. 210 metres, a slope that would be visible.</p> <p>The proposed crest of the hill would rise to 12 metres above Carroll Road, approximately 210 metres from Carroll Road and 180 metres from Mavis Hutter Reserve. This crest creates a slightly more prominent yet gentle slope that peaks closer to the golf course and away from the public realm and residential area. Along with a substantial increase to landscaping, this adequately mitigates any potential visual impact.</p>
Dust impact and mitigation Noise impact Odours	<p>The proposal will not impact any current mitigation measures for off-site amenity controls for dust, water, air management, specified under the existing permit conditions 14 to 20.</p> <p>The proposal has received favourable support from the relevant authority EPA Victoria without any further changes.</p> <p>Any enforcement matters are beyond the scope of this planning assessment.</p> <p>Approval of this proposal would reduce the amount of truck movements, dust, noise and odours as landfill will not need to be removed off-site.</p>
Health implications Potential contamination	<p>Detailed off-site amenity controls for dust, water, air management, are specified under the existing permit conditions 14 to 20, Detailed contamination controls are specified under the existing permit conditions 4 and 5.</p> <p>The application does not seek to alter any approved measures or conditions and will continue to be bound by these conditions and the EPA regulations for off-site amenity controls. These measures and conditions are considered</p>

Ground of Objection	Response
	adequate to maintain air quality and control contamination without detriment to health of surrounding persons. Approval of this proposal would reduce the amount of truck movements, dust, noise and odours generation, as landfill would not need to be removed off-site.
Neighbourhood character	Council policy indicates that the preferred future character is for open space, either private or publicly held. Overall the proposed works are considered to be consistent with state and local policy as they provide a final contour that allow for the after use of the land for open space.
Overshadowing	Given the substantial setback of the hill and gentle gradients, the proposal will not result in any overshadowing to the public realm or the private properties.
Extended activities on site, lack of notification, commitment to timelines	These objections are outside the scope of the planning considerations. It is noted that should the proposal receive support, it would reduce the timeframes for completion by approximately 1 year as the landfill will not need to be removed.

11.0 CONCLUSION:

- 11.1. On balance, the proposal is considered to substantially comply with the relevant planning policy and therefore should be supported.
- 11.2. 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 proposal does not give rise to any significant social and economic effects.
- 11.3. The proposed works are considered appropriate for the site as evidenced by:
- The design and siting of the proposed works to be compatible with the surrounding area;
 - The proposal should not have a detrimental impact on surrounding properties (subject to appropriate conditions); and,
 - The proposal satisfies the requirements of the Kingston Planning Scheme, including the PPF, MSS, Zoning / Overlay controls.

12.0 RECOMMENDATION

(NB: Changes to permit shown in **bold** text)

That the Council determine to support the proposal and issue a Notice of Decision to Grant an Amended Planning Permit to Use and Develop the Land for a Solid Inert Waste Landfill at 19-71 Carroll Road Oakleigh South, subject to the following conditions:

1. Prior to the commencement of the development/use hereby permitted, three copies of the layout plans drawn to scale and dimensioned shall be submitted to and approved by the Responsible Authority. Such plans shall be generally in accordance with the plan submitted with the application **and prepared by Golder, Figures 1 to 2, Rev 0 to 2, dated 15/8/18, received by Council on 25 October 2018**, but shall be modified/altered to show:

- (a) the provision of a landscape plan in accordance with the submitted SMEC Landscape Master Plan Revision 04 dated 8/11/18 received by Council on 8 November 2018, but modified to show::
- i. the retention of existing established vegetation along the site's Carroll Road (eastern) property boundary and notated on plans;
 - ii. A planting schedule of all proposed trees and shrubs, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant;
 - iii. A survey, including, botanical names of all existing trees to be retained or removed on the site including the Diameter at Breast Height (DBH) of all trees native to Victoria and Tree Protection Zones for trees to be retained calculated in accordance with AS4970-2009;
 - iv. A survey including botanical names, of all existing trees on neighbouring properties where the Tree Protection Zones of such trees calculated in accordance with AS4970-2009 fall partially within the subject site, in particular the TPZ of the ESO3 protected tree located in the Commonwealth Golf Course is to be illustrated;
 - v. The delineation of all planting areas, grassed area, maintenance tracks, runoff ponds, fences and other landscape works;
 - vi. A range of plant types from ground covers to large shrubs and trees, provided at adequate planting densities (e.g. plants 1 metre width at maturity planted 1 metre apart); with the species chosen to comprise of 100% site specific indigenous species, at a minimum to the areas shown;
 - vii. The plants chosen are to be specific to the Ecological Vegetation Classes (EVC) found onsite and in the location on the site they are found;
 - viii. The EVC specific plantings are to be consistent with the % coverage described in the 'Department of Sustainability and Environment, EVC/Bioregion Benchmark for Vegetation Quality Assessment, Gippsland Plain bioregion' for EVC's Heathy Woodland (48), Grassy Woodland (175) and Plains Grassy Woodland/Swamp Scrub/Plains Grassy Wetland Mosaic (927);
 - ix. All trees provided at a minimum of 2 metres in height at time of planting, medium to large shrubs to be provided at a minimum pot size of 200mm;
 - x. Notes regarding site preparation, including the removal of all weeds, proposed mulch, soil types and thickness, subsoil preparation and any specific maintenance requirements; and
 - xi. Tree protection measures including for street trees accurately drawn to scale and labelled as per the endorsed Tree Management Plan and Condition 44 of this permit.
- (b) A tree protection area notated on plan for land along the site's eastern boundary, south of the Carroll Road vehicle entry point, for a depth of 15 metres from the site's eastern boundary (Carroll Road) and:
- i. the maintenance track located outside of this tree protection area;
 - ii. no works or changes to the topography other than any approved landscaping, within this tree protection area;

- (c) **The removal of all overfill material associated with the subject site removed from the land within the relocated southern fenceline of the abutting property to the south (Mavis Hutter Reserve) and that portion of the land reinstated at the full cost of the permit holder, and noted on plans;**
- (d) The stages of the landfill proposed, including the direction of the landfill from the northern boundary to the southern boundary.
- (e) Car parking for employees in accordance with the provisions of Clause 19 of the Regional Section of the Moorabbin Planning Scheme.
- (f) The location and details of all existing and proposed buildings (including elevations) to the satisfaction of the Responsible Authority.
- (g) The existing and proposed surface levels of the subject land specified to a satisfactory datum.
- (h) The existing and proposed drainage lines.
- (i) The location of proposed monitoring bores.
- (j) The location and details of the transfer station including access thereto.
- (k) The location and details of the recycling station and mulching area including access thereto.
- (l) Location of all sealed and unsealed roads on the land (proposed).
- (m) Access/egress to the land.

Endorsed copies of the plans shall form part of this permit. The operator/permitholder shall at all times comply with the endorsed plans.

2. Prior to commencement of the use hereby permitted, three copies of a plan showing proposed traffic management measures in the streets adjacent to the land shall be submitted to the approved by the Responsible Authority ("traffic management plan"). Such plans shall reflect those matters specified in this permit and shall be to the satisfaction of the Responsible Authority. When approved, the traffic management plan shall be an endorsed plan. The traffic management measures unless otherwise indicated on the plan shall be carried out before commencement of use.
3. The layout of the site, the size of the proposed buildings and works, staging of the landfill, requirements of the landscape plan and any other plan or statement endorsed to form part of this permit shall not be altered or modified (whether or not in order to comply with any statute, statutory rule, by-law or for any other reason) without the consent in writing of the Responsible Authority.

Operating Conditions

Type of Fill

4. 4.1 The waste deposited shall consist only of the following components:
 - (a) Clean fill (rock, soil bricks and concrete);
 - (b) Solid inert waste (domestic, commercial and industrial) as defined by the Environment Protection Authority.
- 4.2 Notwithstanding the preceding condition, the following waste shall not be deposited on the site:
 - (a) Soluble chemical wastes;
 - (b) Hazardous wastes;

- (c) Putrescible garbage including domestic garbage and commercial garbage containing food stuffs;
 - (d) Liquid wastes including domestic grease - trap waste;
 - (e) Waste specified by the Environment Protection (Prescribed Waste) Regulations 1987;
5. (a) All wastes, other than wastes for recycling shall be deposited in layers not exceeding a vertical height of 2 metres.
- (b) The length of the primary tipping face shall not exceed 50 metres unless otherwise approved by the Responsible Authority. Any other tipping face(s) shall operate to the satisfaction of the Responsible Authority.
- (c) Every layer of waste deposited in the landfill shall be evenly and properly consolidated by mechanical plant.
- (d) All wastes other than wastes for recycling shall be covered by a dense incombustible material not less than 150mm in depth on a daily basis.
- (e) Not less than once a week, all exposed wastes other than wastes for recycling shall be covered by a layer of earth not less than 300mm in depth.
- (f) Large metal articles for burial in the landfill shall be compacted prior to deposit in the tipping area.
- (g) Drums shall be crushed prior to deposit in the tipping area.
- (h) Compacted metal articles shall be deposited at the base of the tipping area or in accordance with the requirements - of the Environment Protection Authority.
- (i) Adequate cover material for at least 2 weeks operation shall be stored and readily available on the site at all times.
- (j) No waste shall be permitted to discharge beyond the boundaries of the site.
- (k) Stormwater and groundwater accumulated on the site shall only be disposed of off the site with the written permission of the Responsible Authority.
- (l) All surface drainage shall be diverted away from those portions of the site which have been or are being used for the deposit of wastes.
- (m) After consultation with the Environment Protection Authority, if required by the Responsible Authority the holder of this permit shall, to the satisfaction of the Responsible Authority comply with the following conditions:-
- No leachate including leachate in storm water shall be permitted to pond on the surface of the landfill but shall be conducted to a leachate holding pond.
 - The leachate holding pond shall at all times be maintained so as to prevent any discharge through the bed or banks.
 - The leachate holding pond shall at all times be operated and maintained so that the banks are:
 - i. Stable: and
 - ii. Have a freeboard of not less than 1 metre.
 - iii. In the event of the leachate in the leachate pond requiring in the opinion of the Environment Protection Authority, treatment to suppress any existing pollution any necessary action shall be undertaken by the Responsible Authority in consultation with the Environment Protection authority

- (n) No Material shall be offered for sale or salvage on site other than from the designated recycling areas.
- (o) Vehicles less than 1.6 tonnes tare shall be:
- (i) Excluded from the primary tipping face;
 - (ii) Permitted to dispose of wastes only at a transfer station or recycling facility constructed on the site for this purpose unless otherwise authorised by the Responsible Authority and Environment Protection Authority
- (p) Automotive tyres shall be only be deposited after shredding into pieces not exceeding 250mm in size in any dimension
6. No part of the previously filled area of the land shall be disturbed or removed for the works required by this permit.
7. (a) The use/development hereby permitted shall only accept rubbish and waste as specified above between the following hours:
- In the area north of Bunney Road;
6:00a.m. to 5:00 p.m. Monday to Saturday
 - In the area south of Bunney Road;
7:00a.m. to 5:00 p.m. Monday to Saturday
 - In all areas;
8:00a.m. to 4:00 p.m. Sunday & Public Holidays
- (b) There shall be no activities on the site on Christmas Day or Good Friday.
- (c) On-site operations shall only be permitted during the above hours and within one hour after the above closing time.
- (d) The Responsible Authority may consent, upon application in writing to any extension of the above hours.
8. (a) The holder of this permit shall ensure that those persons responsible for the day to day operations at the site are familiar with and comply with the conditions of this permit and any licence issued by the Environment Protection Authority under the provisions of the Environment Protection Act 1970.
- (b) A copy of this permit and any such licence shall be displayed in the site office.
9. The use once commenced shall operate in accordance with plan specification and information that is endorsed to form part of the permit to the satisfaction of the Responsible Authority.
10. A competent supervisor/manager shall be present during times of operation in order to supervise the site and to ensure that operating standards, including the use and maintenance of suitable equipment, permit and licence conditions are met by the holder of this permit at all times.

Life of Permit

11. The tipping of waste material hereby permitted shall only be permissible for 15 years from the date of this permit. The permit holder may apply for an extension of time, such application to be made no later than six months before expiry of this permit.
12. The operator/holder of this permit shall use its best endeavours to continuously fill the site as soon as practicable.

13. No construction work on site shall commence prior to the issue of a works approval issued by the Environment Protection Authority.

Amenity

14. The main items of plant, shall at all times be maintained in good condition to the satisfaction of the Responsible Authority.
15. Road cleaning machines and water tankers for dust suppression/control shall be provided as required to comply with the requirements of this permit and to the satisfaction of the Responsible Authority.
16. Odours arising from the operation of the landfill shall not be offensive to persons beyond the boundary of the premises.
17. Noise arising from activities on the site shall not create a nuisance or cause unreasonable disturbance to persons beyond the boundaries of the premises.
18. The use shall at all times conform with the State Environment Protection Policy No. N1 (control of noise from commercial, industrial or trade premises within the Melbourne Metropolitan Area), and the requirements of the Environment Protection Authority.
19. (a) A wheel washing facility suitable for trucks leaving the premises shall be installed and maintained in an operating condition to the satisfaction of the Responsible Authority.
- (b) The wheel washing facility shall be designed so that the effluent is disposed of in a satisfactory manner.
- (c) All vehicles in excess of 1.6 tonne which have access to the primary tip face, shall, prior to leaving the site, use the wheel wash facility such that waste, stones, soil or clay from wheels are not deposited on the exit road from the tip or adjacent roads.
- (d) For all other vehicles, the operator/holder of this permit shall ensure, to the satisfaction of the Responsible Authority, that internal access to and from the transfer station/recycling facilities provided on the land are generally free from all mud and waste.
20. Dust Control.
- (a) Control measures shall be maintained to ensure that site operations do not result in dust emission that may cause offence to people beyond the site boundary.
- (b) All practicable measures shall be taken by the permit holder to minimise dust emissions arising from the operation of the landfill.
- (c) Dust arising from the landfill operation shall be minimised by:
- i. Revegetation of filled areas as soon as practicable on the completion of waste disposal operations; and
- ii. Regular light watering of internal access roads.
21. A program for the monitoring and control of rodents and insect pests shall be established and maintained to the completion of tipping operations on the site to the satisfaction of the Responsible Authority.

Bird Control

22. Bird Control

The operator shall limit bird numbers attracted to the subject land by appropriate control techniques to the satisfaction of the Responsible Authority. The Responsible Authority may, if the circumstances require, advise the holder of this permit in writing,

to undertake such additional control measures as specified to the satisfaction of the Responsible Authority.

23. (a) Fires shall not be lit on the site.
 - (b) In the event of a fire occurring at the landfill
 - i. The permitholder shall take prompt action to extinguish the fire.
 - ii. The permitholder shall promptly notify the Responsible Authority.
 - iii. The permitholder shall submit to the Responsible Authority within 14 days of the fire a written report detailing the date, time, location and suspected cause of the fire and when and how it was extinguished.
 - (c) A water supply main and hydrant with distribution facilities shall be established to the requirements of the Metropolitan Fire Brigade and shall be capable of deployment to any part of the site for fire fighting purpose.
24. The holder of this permit shall at all times ensure that a suitable fence to the satisfaction of the Responsible Authority shall be erected around the perimeter of the site to prevent both unauthorized access to the land and the escape of waste materials onto adjoining land.
25. (a) All fences and gates shall be maintained and kept clean to the satisfaction of the Responsible Authority.
 - (b) All gates except those required for official access shall be kept locked at all times and ingress-egress gates shall be kept locked except during official operating times.
26. (a) Litter arising from the operations of the site shall at all times be confined within the boundaries of the site.
 - (b) All litter screens shall be maintained and cleaned regularly.
 - (c) A program for the collection of litter and unauthorized dumping shall be conducted on or abutting all site boundaries and on land accessible to the permitholder within 250 metres of the tip entrance to ensure the area is kept clean to the satisfaction of the Responsible Authority.
 - (d) Litter screens shall be erected around the active tipping area as required and to the satisfaction of the Responsible Authority.
27. The operator/holder of this permit shall take all reasonable steps to ensure that there will be no deposit of waste outside the subject site.
28. The landfill shall be progressively filled and restored in stages north to south, as indicated on the endorsed plan.
29. (a) Ground water monitoring bores shall be established and ground monitoring shall be carried out to the satisfaction of the Environment Protection and the Responsible Authority
 - (b) The operator/permit holder shall forward to the Responsible Authority within 14 days of the completion of analysis for each sampling occasion, a copy of the record of all analysis, measurement and observations.

Signs and Lighting

30. Suitable signs to the satisfaction of the Responsible Authority must be prominently displayed at the entrance to the site indicating:
 - (a) The hours of opening of the site.
 - (b) Those wastes which may be deposited and those which shall not be deposited.

(c) Where wastes shall be deposited within the site and by whom including recycling and transfer station.

(d) A fire shall not be lit on the site.

31. Security lights provided in respect to the use hereby permitted shall be adequately baffled to the satisfaction of the Responsible Authority to ensure no direct light is emitted beyond the boundaries of the land.
32. (a) Prior to the commencement of the use hereby permitted, arrangements shall be made for the suitable direct ingress and egress to the site to the satisfaction of the Responsible Authority from Carroll Road generally opposite Cleeland Street.
- (b) Access at all times shall continue to be to the satisfaction of the Responsible Authority.
- (c) A properly constructed bitumen sealed access road shall be constructed from the entrance of the site to the weigh bridge to the satisfaction of the Responsible Authority.

Complaints

33. The permitholder shall keep a written record of complaints received in writing concerning the operating of the landfill. Complaints shall be asked to submit their complaints in writing and the record shall be kept which should include the following details:
- (a) The name and address of the complainant.
- (b) The date and time of the complaint.
- (c) the location from which the complaint arose
- (d) Prevailing wind conditions at the time.
- (e) The likely cause of the complaint.
- (f) The action taken by the permitholder.

The complaint register shall be made available to the Responsible Authority with 24 hours of a request

34. Each twelve months from the date of issue" of the permit the holder of the permit shall meet with the Responsible Authority and any other representative which the Responsible Authority may nominate to discuss the operation of the landfill hereby permitted. The permit permitholder/operator shall provide to the Responsible Authority such reasonable information as may be requested including details of filling during the previous 12 months and the estimated air space yet to be filled.

Site Rehabilitation

35. (a) At least 18 months prior to the landfill operations ceasing at the premises, the permitholder shall provide written advice to the Responsible Authority of a proposal, including the requirements of the Environment Protection Authority for the rehabilitation and future development and use of the premises.
- (b) Site rehabilitation shall include the following features:
- i. When each stage of the waste disposal operations ceases, a final cover of earth shall be placed over the landfill to a depth of not less than 500 mm.
- ii. The final surface of any stage shall be covered with topsoil graded, drained and vegetated to promote vegetation growth minimise erosion and to prevent ponding of stormwater.

- iii. After settlement the final surface levels shall be in accordance with the endorsed plan.
 - (c) Final contours shall be established within 6 months of the cessation of tipping.
 - (d) The tipping activities shall be managed so that site rehabilitation is completed to the satisfaction of the Responsible Authority within the life of this permit.
 - (e) No tipping shall take place within 6 months of expiry of this permit to allow for the completions of site rehabilitation.
36. Methane gas monitoring collection and disposal if required shall be carried out to the satisfaction of the Responsible Authority and the Environment Protection Authority.
37. The use and development hereby permitted shall at all times comply with the conditions of any works approval or licence under the Environment Protection Act, the requirements of the Health Act 1958 or any other Act relevant to the on-site operations, or any re-enactment or consolidation thereof or any similar enactment or any regulations made thereunder.

Commencement

38. This permit shall expire if the development or use hereby permitted is not commenced within 2 years from the date of issue.

Legal Agreement

39. An agreement pursuant to Section 173 of the Planning and Environment Act 1987 which incorporates the following matters shall be entered into between the owner of the land and the Responsible Authority to the satisfaction of the Responsible Authority. The Agreement shall contain the following provisions:
- i. The cost of the execution of the legal agreement to be borne by the applicant company.
 - ii. Specified local area traffic management measures to be employed in Carroll Road/Bunney Road and at the intersection of Bourke and Carroll Roads to the satisfaction of the Responsible Authority generally in accordance with the Turnbull Morgan Report dated December 1991 entitled "Supplementary Traffic Assessment. Solid Inert Landfill" at the cost of the permit holder operator.
 - iii. The provision of specified traffic management works at the intersection of Centre and Carroll Roads that shall be generally limited to widening within the Carroll Road reservation to provide left and right turn lanes into Centre Road. Further agreement that should these measures prove not sufficient, a commitment that traffic lights shall be installed after consideration of a report by a mutually acceptable traffic engineer. The cost of these measures are to be apportioned to the satisfaction of the Responsible Authority.
 - iv. The exhibition of suitable signage at various points by agreement in the local area to indicate the location of the tip and the major entrance point and traffic route. Cost to be borne by the permit holder/operator.
 - v. That rehabilitation and future development or use of the land shall have regard to the chain of parks concept as set out in the document entitled "Implementation Strategy for the Chain of Parks March 1992 by Deloitte Ross Tohmatsu".
40. The use and development hereby permitted shall at all times comply with the conditions of any licence issued by the Environment Protection Authority pursuant to the provisions of the Environment Protection Act 1970.
41. In the event of there being any inconsistency between the conditions and requirements of this permit and the conditions of any works approval and licence issued by the

Environment Protection Authority under the provisions of Environment Protection Act 1970, the conditions and requirements of such works approval and licence shall prevail.

EPA Victoria condition

42. 'The revised contour plan should be consistent with the Kingston City Council planning requirements, and council approval should be obtained'

Tree Management and Protection

43. The landscaping shown on the endorsed plans must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced
44. Tree Protection Fencing is to be established in a line 15 m from the Carroll Road boundary and parallel to the Carroll Road boundary for the length of the works;
- a. The fencing is to be a 1.8 metre high temporary fence constructed using steel or timber posts fixed in the ground or to a concrete pad, with the fence's side panels to be constructed of cyclone mesh wire.
 - b. The fencing is to be installed prior to any works on site commencing and remain in place until all works on site, with the exception of landscaping are completed.
45. The retention of all trees on site native to Victoria as listed in the endorsed landscape master plan.
46. No works are to be undertaken within the Tree Protection Zone (TPZ) of the Environmentally Significant Overlay Schedule 3 protected *Eucalyptus cornuta* located on the adjoining land to the west.
47. Concurrent with the endorsement of plans, a Tree Management Plan prepared by a suitably qualified arborist in accordance with AS4970-2009, must be submitted to and be endorsed by the Responsible Authority and incorporating:
- a. A Tree Management Plan (written report) must provide details of:
 - i. How excavation impacts, including soil level changes, on trees to be retained will be managed.
 - ii. How the canopy of trees nominated on the Tree Protection Plan will be protected.
 - iii. Any other measures required to demonstrate the successful ongoing retention and viability post-construction of any trees nominated on the Tree Protection Plan.
 - b. A Tree Protection Plan (scale drawing) must provide details of:
 - i. The Tree Protection Zone and Structural Root Zone, calculated in accordance with AS4970-2009, for all trees to be retained on the site and for all trees on neighbouring properties where the Tree Protection Zone falls partially within the subject site.
 - ii. Tree protection fencing, or ground protection where required, provided in accordance with AS4970-2009 including the tree protection fence specified above.
 - iii. Stages of development at which inspections are required to ensure tree protection measures are adhered to must be specified.
 - iv. Appropriate signage on any tree protection fencing prohibiting access, excavation, changes in soil levels, or any storage within the

Tree Protection Zone in accordance with AS4970-2009 unless with the prior written consent and under the direct supervision of the consulting arborist.

- v. Maintenance of the area(s) within the Tree Protection Zone in accordance with AS4970-2009.
 - vi. Any pruning to be undertaken being in accordance with AS4373-2007.
 - vii. A notation to refer to the Tree Management Plan.
48. All protection measures identified in the Tree Management Plan must be implemented, and development works undertaken on the land must be undertaken in accordance with the Tree Management Plan, to the satisfaction of the Responsible Authority.
49. Prior to the commencement of works, the name and contact details of the project arborist responsible for implementing the Tree Management Plan must be submitted to the Responsible Authority.

Relocated boundary fencing

50. Before the final rehabilitation commences on the site, the southern boundary fence must be relocated to within the subject site's title boundary and all overfill material must be removed and that land (portion of Mavis Hutter Reserve) reinstated, unless an alternative timeframe is agreed to in writing by the Responsible Authority.
51. Once the overfill material referred to in the above condition has been removed, the permit holder must provide to Council a written and certified statement that the works have been completed and the boundary fence appropriately relocated, to the satisfaction of the Responsible Authority.

This permit has been issued in accordance with the decision of the Administrative Appeals Tribunal dated March 18. 1993.

Note; Minor typographical errors corrected on June 10. 1993.

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	INSERT DATE	<ul style="list-style-type: none"> • Retrospectively apply for an increase to the landfill volume for fill placed on the land during 2015 – 2016 and alter the landfill cap height and position of the southern part of the existing solid inert waste landfill • Varied Condition 1a • Insert Conditions 1b and c and renumbering of condition 1's accordingly 	City of Kingston

**City of Kingston
Ordinary Meeting of Council**

Agenda

29 January 2019

Amendment	Date of Amendment	Description of Amendment	Name of responsible authority that approved the amendment
		<ul style="list-style-type: none">• Insert Conditions 42 to 51	

OR

In the event that Council wishes to refuse the amendment application, it could do so on the following grounds:

1. The proposal does not comply with the Clauses: 13.05-1S, Clause 13.06-1S, 19.03-6S of the Kingston Planning Scheme.
2. The proposal is inconsistent with the EPA Best Practice Environmental Management - 788.3 Siting, design, operation and rehabilitation of landfills.
3. The proposal does not comply with Clause 52.17 – Native vegetation of the Kingston Planning Scheme.

Appendices

Appendix 1 - KP-1993/5158/A - 19-71 Carroll Road, OAKLEIGH SOUTH VIC
3167 - Plans for consideration by Committee (Ref 18/590042) [↓](#)

Author/s: Hugh Charlton, Statutory Planner
Reviewed and Approved By: Jeremy Hopkins, A/Manager City Development

8.1

KP-1993/5158 - 19-71 CARROLL ROAD OAKLEIGH SOUTH

- 1 KP-1993/5158/A - 19-71 Carroll Road, OAKLEIGH SOUTH VIC
3167 - Plans for consideration by Committee 33

Master Plan Concept



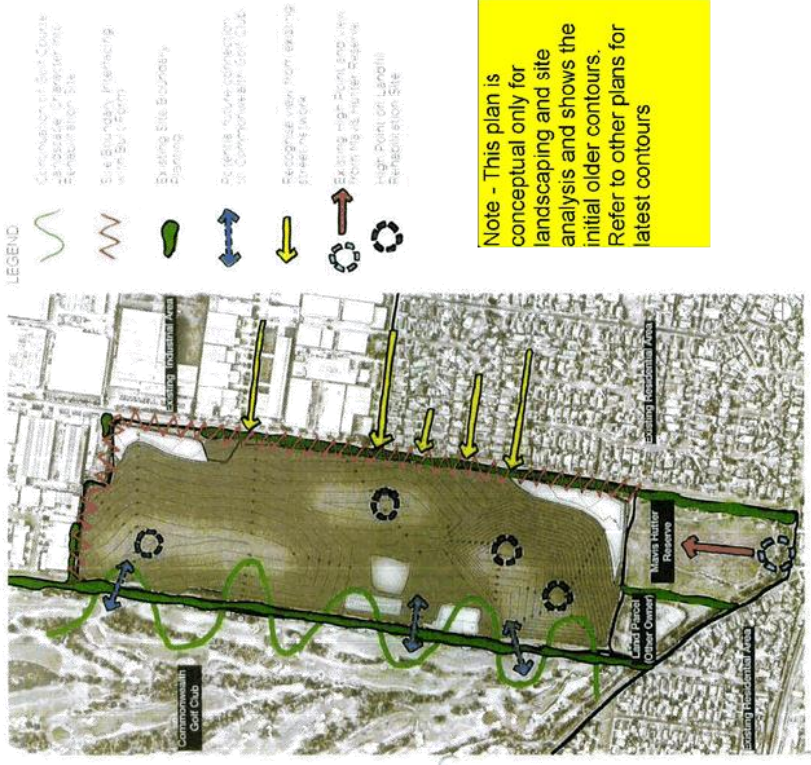
SMEC Environments Advice

- Where trees with dead root systems are to be planted or left in the landscape, they should be inspected regularly to ensure they do not damage the building or other structures. Water detection
- It is recommended to restrict the amount of smaller plants and trees to the edge of the site. Professional advice should be sought for species.
- Where specialist planting is proposed, use higher species which do not have an extensive root system. Specialist advice should be sought for species. The use of mulch is recommended to assist in the maintenance of the plants. The use of mulch is recommended to assist in the maintenance of the plants.

Planting Considerations

- Species selected to be indigenous to the area to promote drought tolerance.
- Species selection to be suitable to local climatic conditions to ensure longevity.
- Where grassed areas, seed mix to incorporate native grass and wildflower mix.
- Planting areas and species selection to be consistent with the use of the site. Commonwealth Golf Club.

Site Analysis



LANDSCAPE MASTER PLAN SKETCH CONCEPT

CARROLL ROAD LANDFILL, CLAYTON

Scale: 1:500
 Date: 15/03/2017
 Drawn by: T. Naylor
 Checked by: S. O'Connell

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SECTION - 1
Scale - 1 : 1000 @ A3

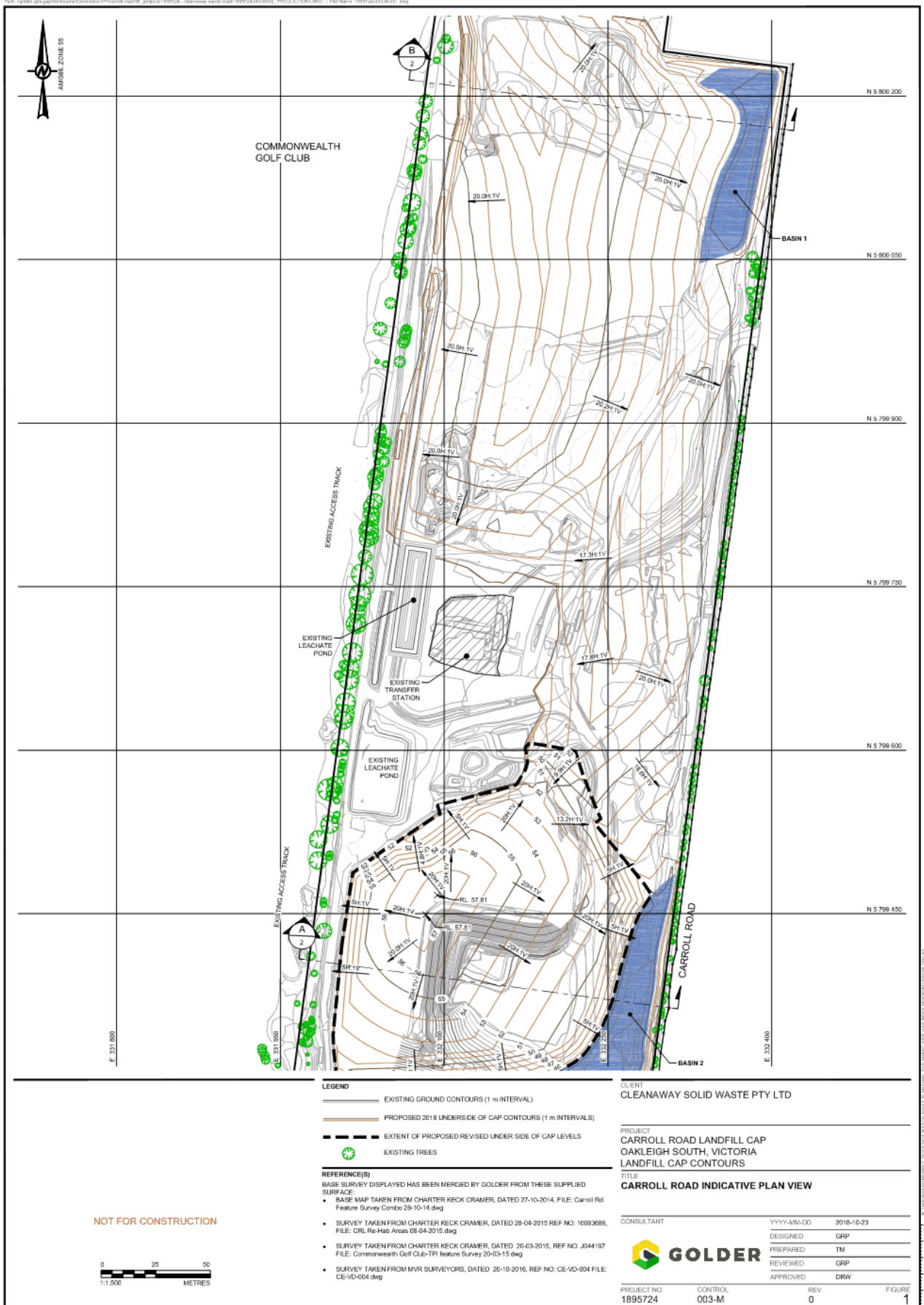
SECTION - 2
Scale - 1 : 500 @ A3

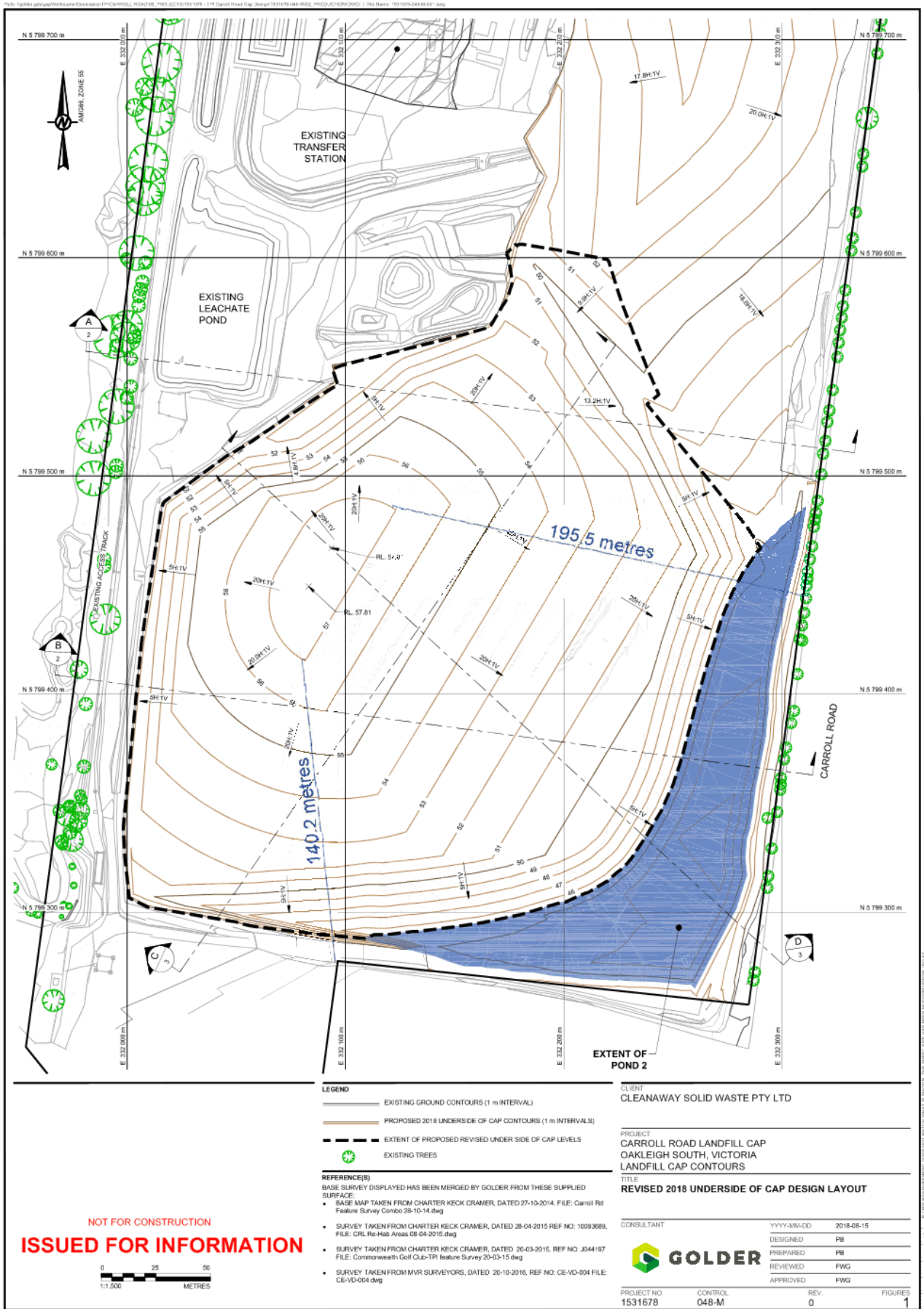
LANDSCAPE SKETCH SECTIONS
CARROLL ROAD LANDFILL, CLAYTON

Site No: 1993/5158/A - 19-71 Carroll Rd
Date: 10/03/2017
Scale: 1:1000 @ A3



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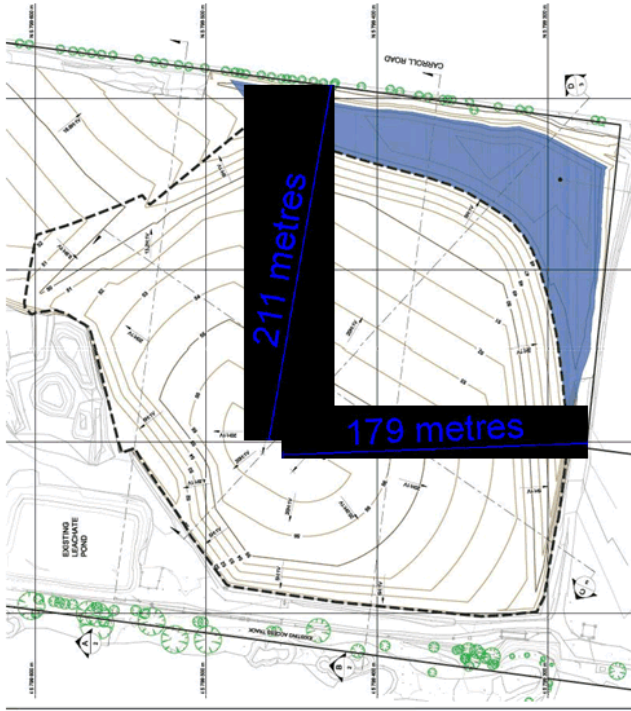
The Updated Proposal



Endorsed Contours

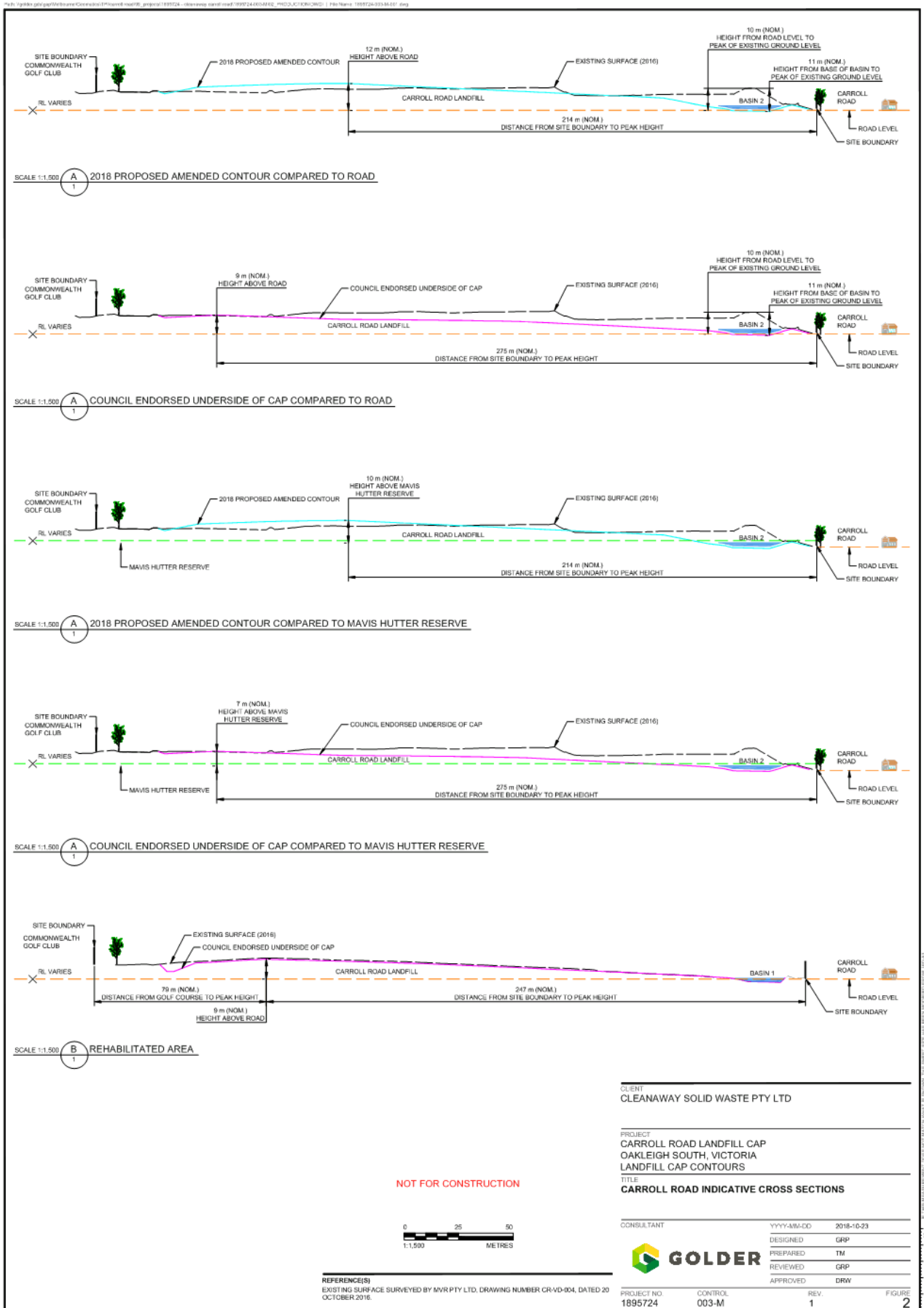
Note.

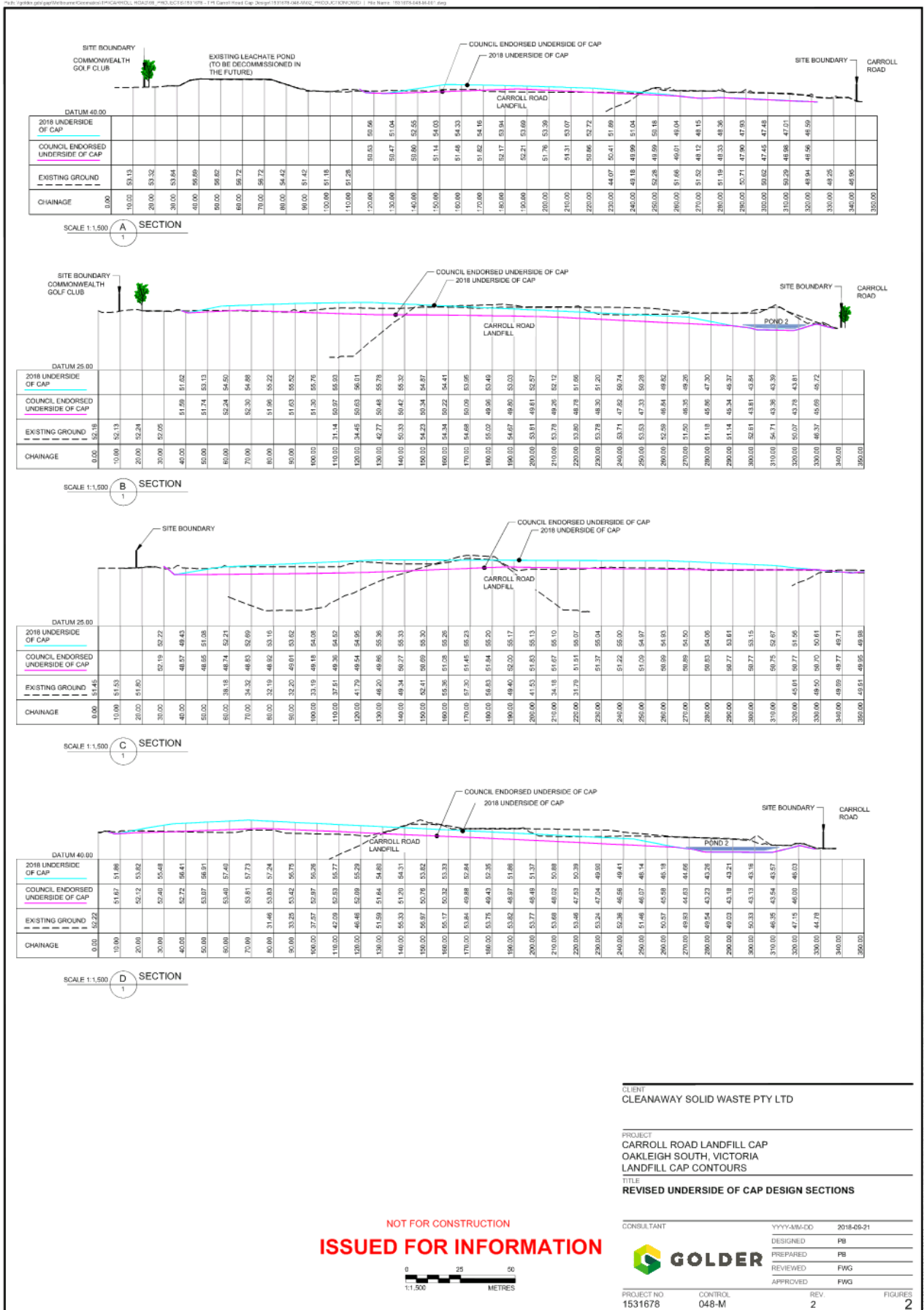
- Contours along the Carroll Road boundary (including pond) remain unchanged
- Contours in the North do not change
- Difference in contour peak is 2m (3m less than previous proposed contours). Peak located in the West.
- Southern peak will now be 3m below Northern peak



Updated Proposed Contours







CLIENT
CLEANAWAY SOLID WASTE PTY LTD

PROJECT
CARROLL ROAD LANDFILL CAP
OAKLEIGH SOUTH, VICTORIA
LANDFILL CAP CONTOURS

TITLE
REVISED UNDERSIDE OF CAP DESIGN SECTIONS

CONSULTANT



YYYY-MM-DD	2018-08-21
DESIGNED	PB
PREPARED	PB
REVIEWED	FWG
APPROVED	FWG

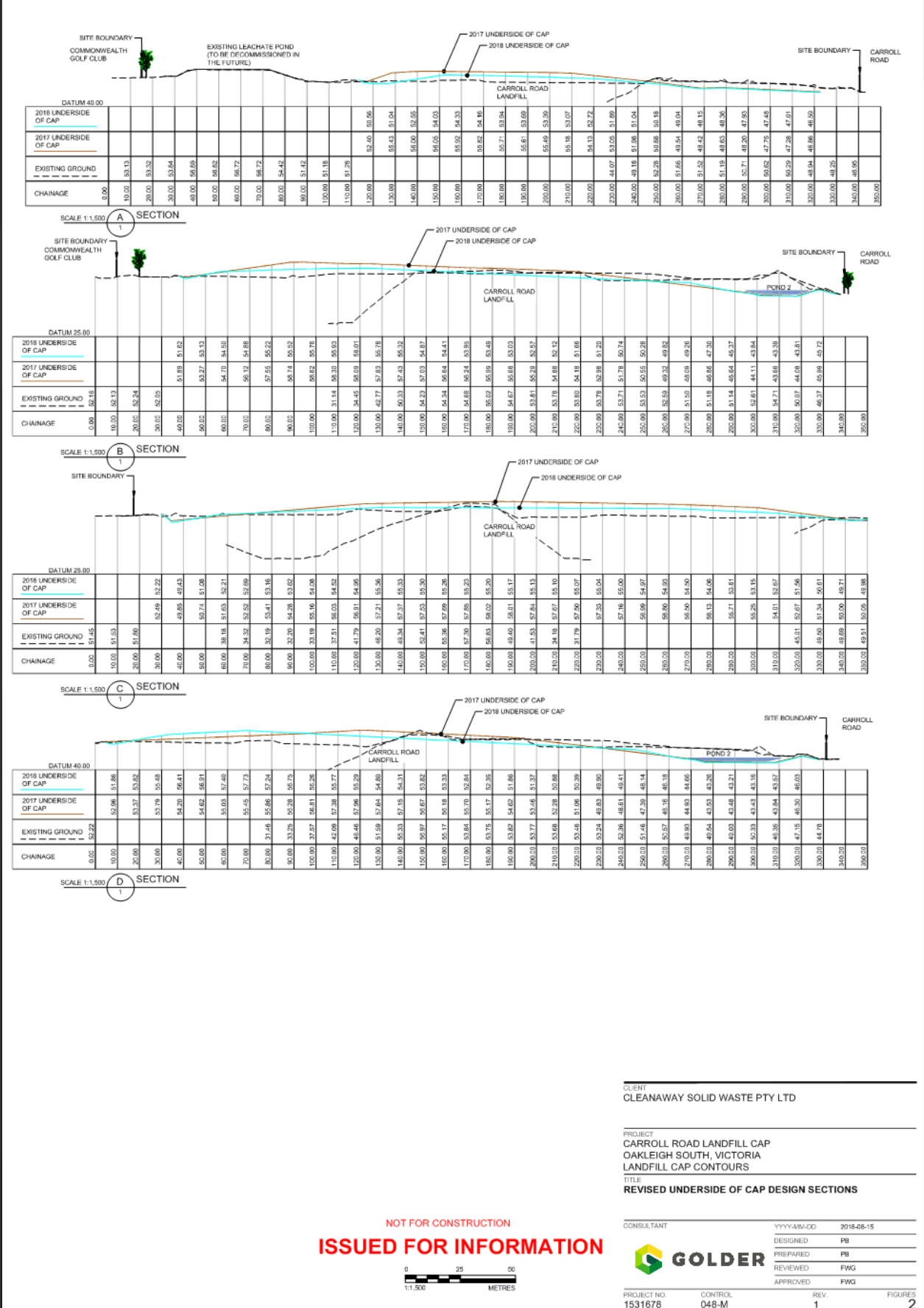
PROJECT NO	CONTROL	REV	FIGURES
1531678	048-M	2	2

NOT FOR CONSTRUCTION

ISSUED FOR INFORMATION

0 25 50
1:1,500 METRES

*File: \\pdr\pdr\pdr\Projects\OAKLEIGH SOUTH\19-71 Carroll Road\Cap\Drawings\19-71 Carroll Road\8.1 - 19 Carroll Road Cap_2017\19-71 Carroll Road Cap_2017.dwg PROJECT: 1531678 - 19-71 Carroll Road Cap_2017.dwg



NOT FOR CONSTRUCTION
ISSUED FOR INFORMATION



CLIENT
CLEANAWAY SOLID WASTE PTY LTD

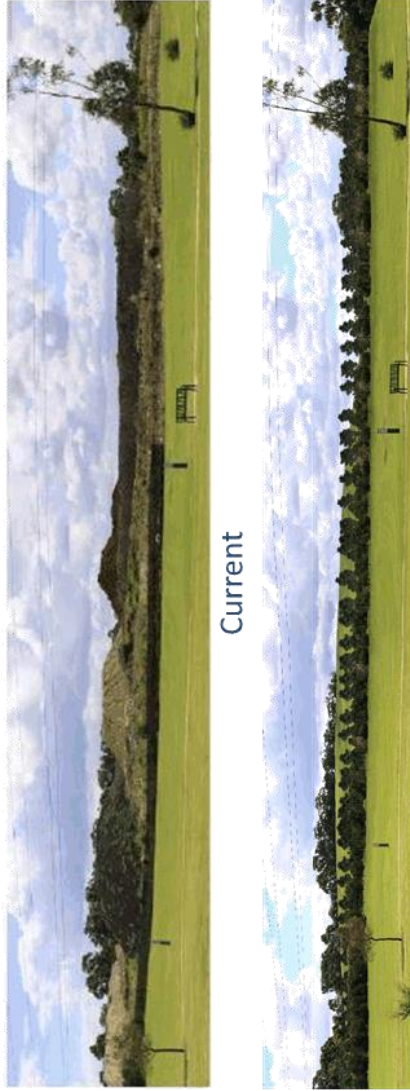
PROJECT
CARROLL ROAD LANDFILL CAP
OAKLEIGH SOUTH, VICTORIA
LANDFILL CAP CONTOURS

TITLE
REVISED UNDERSIDE OF CAP DESIGN SECTIONS

CONSULTANT	YYYY-MM-DD	2018-08-15	
DESIGNED	PB		
PREPARED	PB		
REVIEWED	FWG		
APPROVED	FWG		
PROJECT NO	CONTROL	REV.	FIGURES
1531678	048-M	1	2



The Updated Proposal



Current

Northern visualisations from southern public open space

Proposed Amendment



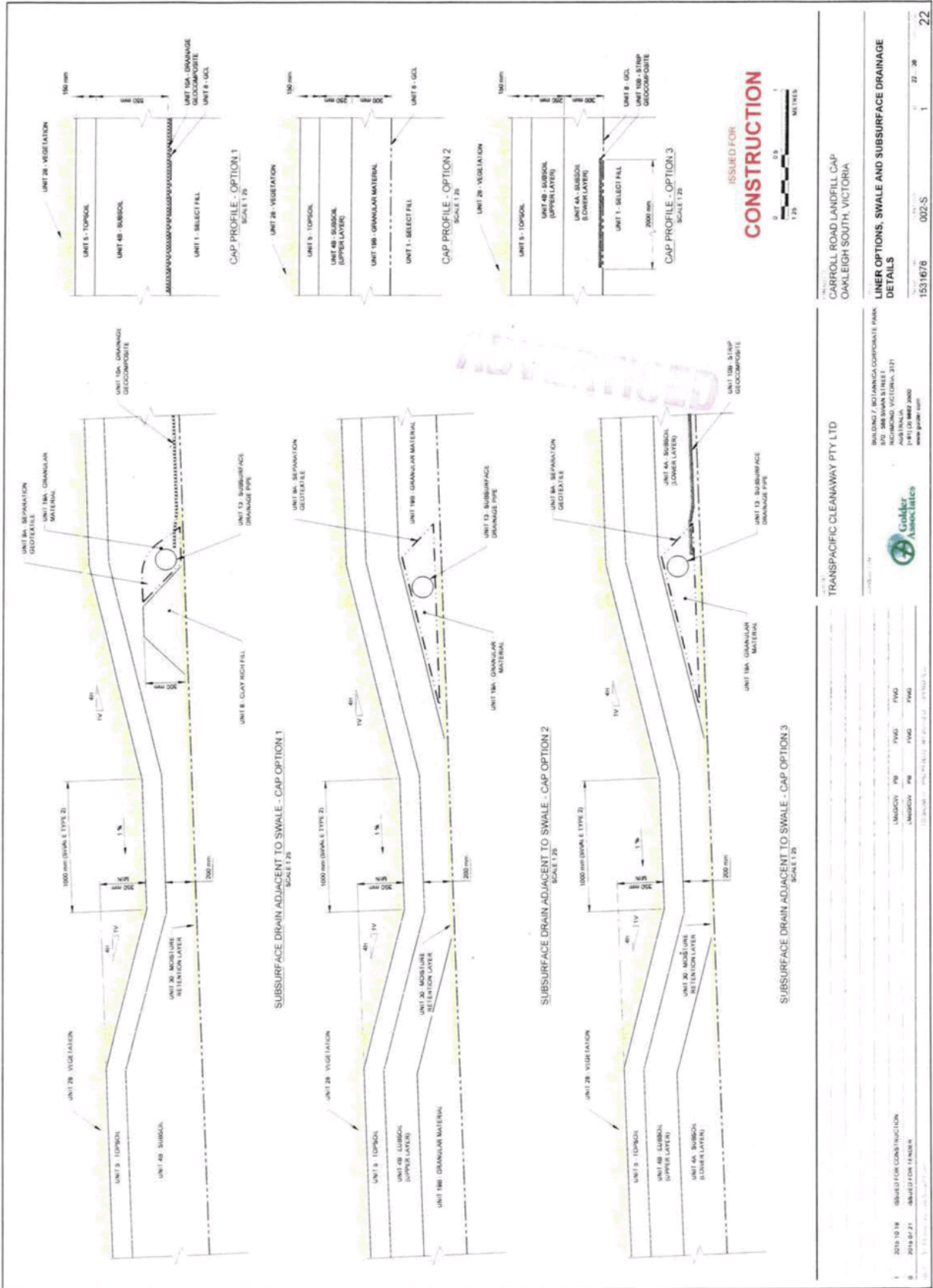
North-western visualisations from south-eastern boundary

Current



Proposed Amendment





PROJECT NO: 1531678
002-S
1 22 38

TRANSPACIFIC CLEANWAY PTY LTD
1531678
CARROLL ROAD LANDFILL CAP
OAKLEIGH SOUTH, VICTORIA

REDACTED

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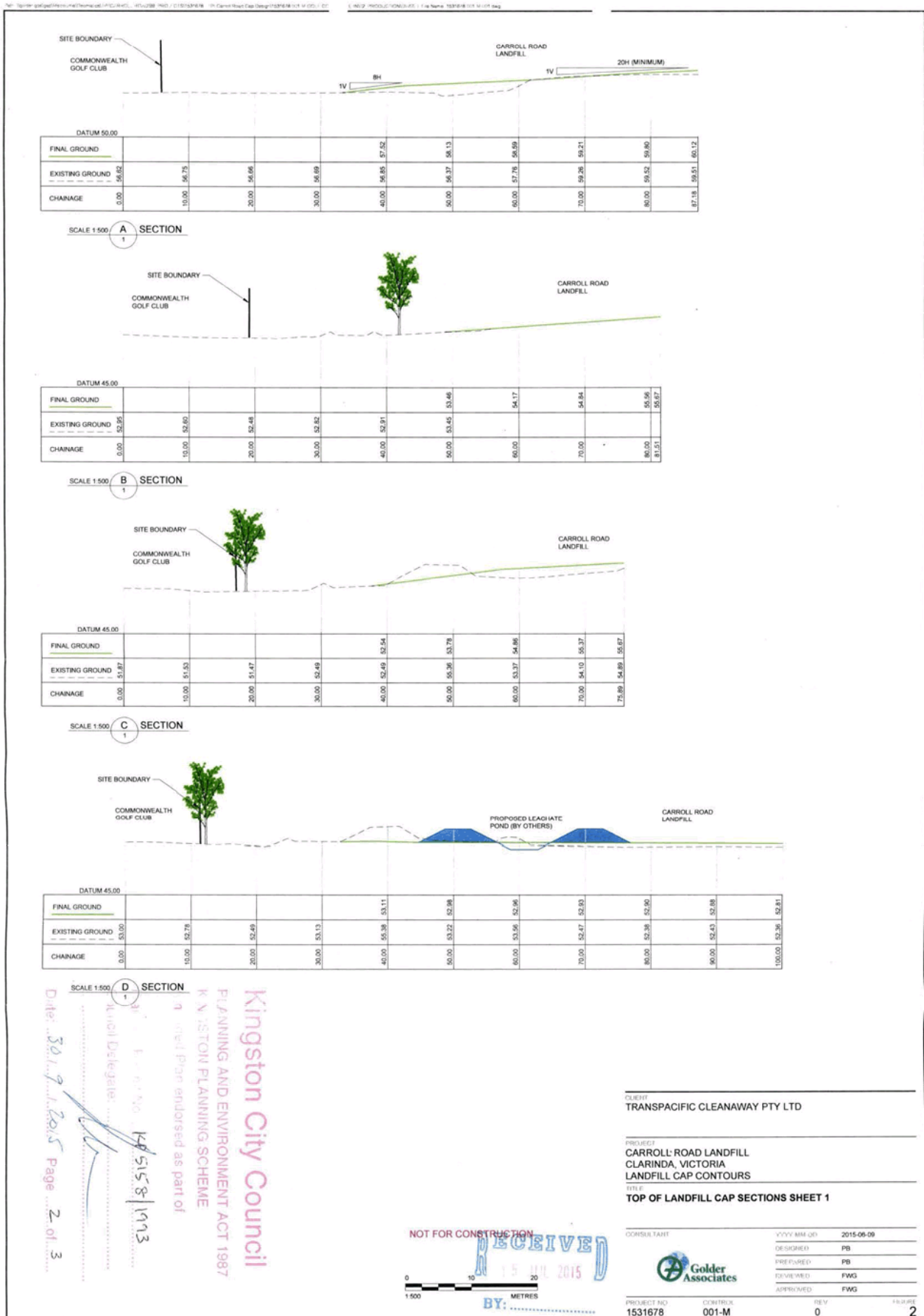
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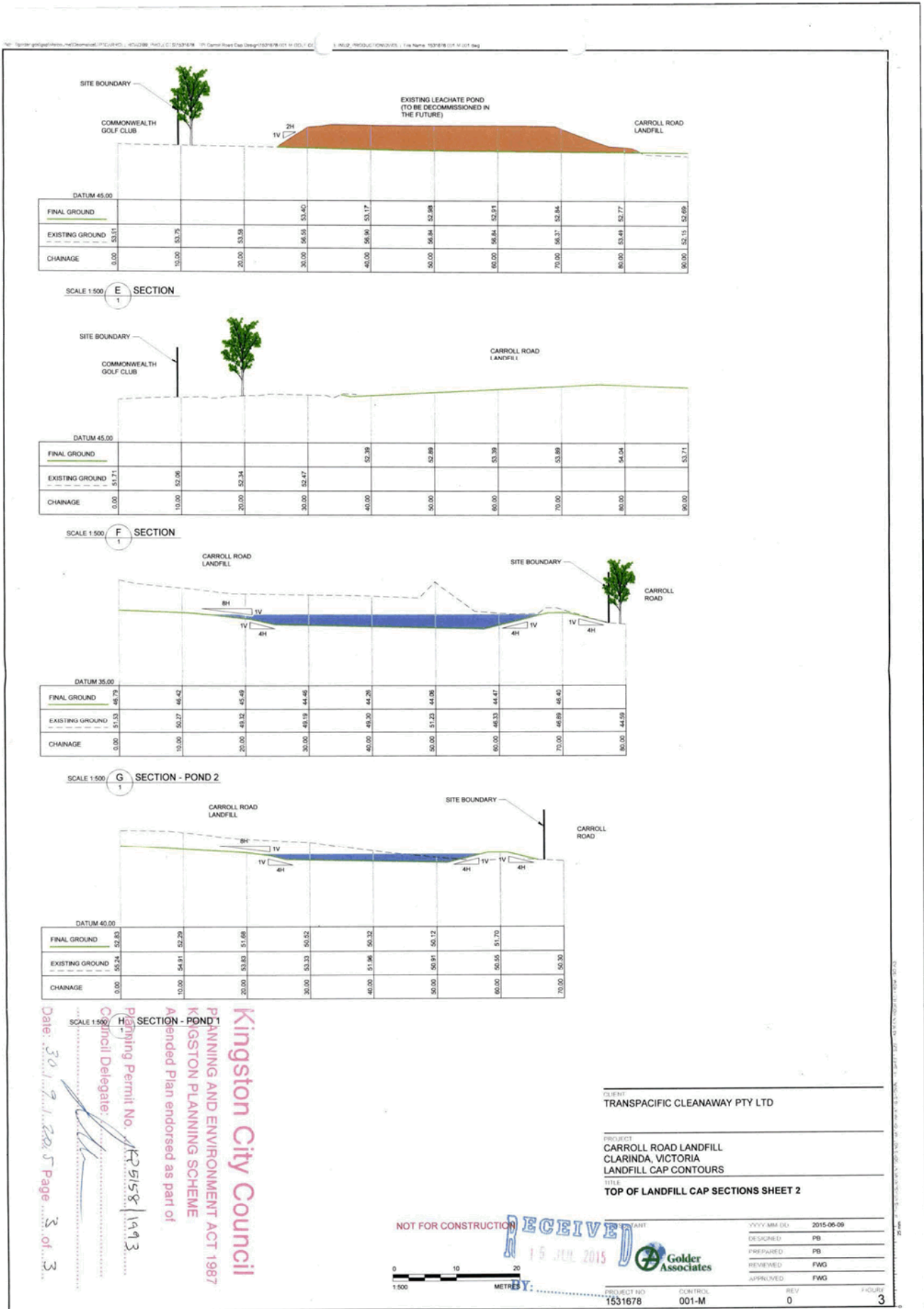




Kingston City Council
PLANNING AND ENVIRONMENT ACT 1987
KINGSTON PLANNING SCHEME
Council Delegate: [Signature]
Date: 30/9/2015 Page 2 of 3

NOT FOR CONSTRUCTION
RECEIVED
15 JUL 2015
BY:

CLIENT	TRANSPACIFIC CLEANAWAY PTY LTD		
PROJECT	CARROLL ROAD LANDFILL CLARINDA, VICTORIA LANDFILL CAP CONTOURS		
TITLE	TOP OF LANDFILL CAP SECTIONS SHEET 1		
CONSULTANT	DATE	BY	REV
Golder Associates	2015-06-09	PB	0
		PB	
		FWG	
		FWG	
PROJECT NO	CONTROL	REV	FIGURE
1531678	001-M	0	2



Kingston City Council
 PLANNING AND ENVIRONMENT ACT 1987
 KINGSTON PLANNING SCHEME
 Amended Plan endorsed as part of
 Planning Permit No. KP-5158-1993
 Council Delegate: [Signature]
 Date: 30/9/2015 Page 3 of 3

CLIENT
 TRANSPACIFIC CLEANAWAY PTY LTD

PROJECT
 CARROLL ROAD LANDFILL
 CLARINDA, VICTORIA
 LANDFILL CAP CONTOURS

TITLE
 TOP OF LANDFILL CAP SECTIONS SHEET 2

NOT FOR CONSTRUCTION RECEIVED 15 JUL 2015

0 10 20 METRES

PROJECT NO: 1531678 CONTROL: 001-M REV: 0 HOUR: 3

Golders Associates

DATE	2015-06-09
DESIGNED	PB
DRAWN	PB
CHECKED	FWG
APPROVED	FWG

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 8.2

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.

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 C149 approval (Ref 18/618759)



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

8.2

AMENDMENT C149 - ANOMALIES

1	explanatory report C149 approval.....	55
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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 Promenande, 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, VIC 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
Heatherston	8-10 Oakmont Crescent "Heatherston, 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
Highbett	152 Wickham Road "Highbett, 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 C149 023d-paoMap09 Exhibition
Heatherton	466 Warrigal Road, Heatherton VIC 3203	Kingston C149 024d-paoMap02 Exhibition
Heatherton	Lot 1 Warrigal Road, Heatherton VIC 3203	Kingston C149 024d-paoMap02 Exhibition
Aspendale	34 Larnook Crescent, Aspendale VIC 3195	Kingston C149 016d-esoMap07 Exhibition
Browns Reserve Aspendale	Mordialloc Creek, Browns Reserve Aspendale VIC 3195	Kingston C149 019d-esoMap07 Exhibition
Aspendale	55 Nepean Highway, Aspendale VIC 3195	Kingston C149 019d-esoMap07 Exhibition
Carrum	16A Canberra Street, Carrum VIC 3197	Kingston C149 020d-esoMap10 Exhibition
Chelsea	3 Swan Walk, Chelsea VIC 3196	Kingston C149 021d-esoMap08 Exhibition
Chelsea Heights	1-3 Lynne Street, Chelsea Heights, VIC 3196	Kingston C149 022d-esoMap08 Exhibition
Mentone	4 Rimmer Street, Mentone VIC 3194	Kingston C149 018d-esoMap04 Exhibition
Mentone	18-36 Levanto Street, Mentone VIC 3194	Kingston C149 015d-dpoMap05 Exhibition
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

29 January 2019

Agenda Item No: 8.3

PROPOSED SUPERMARKET (KAUFLAND) AND SPECIALITY SHOPS 1126-1146 CENTRE ROAD, OAKLEIGH SOUTH

**Contact Officer: Bianca Coughlan, Principal Strategic Planner
Rita Astill, Team Leader Strategic & Environmental Planning**

Purpose of Report

To provide Council with an update in relation the Advisory Committee established to consider the proposal to develop and operate a Kaufland Supermarket including packaged liquor, speciality shops, car parking and advertising at 1126-1146 Centre Road, Oakleigh South and to seek Council endorsement of the attached draft submission prepared by officers.

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 attached draft submission at Appendix 1 in relation to the proposal at 1126-1146 Centre Road, Oakleigh South.
2. Request to be heard at the Advisory Committee Hearing scheduled for the week commencing 25 February 2019.

1. Executive Summary

The Minister for Planning has appointed the Kaufland Stores in Victoria Advisory Committee to assess the planning merits of six proposed Kaufland stores across Victoria, including 1126-1146 Centre Road, Oakleigh South. The Advisory Committee will consider and make recommendations to the Minister about each proposal. The proposal is on public exhibition between 5 December 2018 and 1 February 2019. Public Hearings are scheduled to commence from 25 February 2019.

The Amendment seeks to introduce an Incorporated Document into the Kingston Planning Scheme to allow the proposal which would otherwise be prohibited and/or require a planning permit under the current Planning Scheme controls. The proposed Incorporated Document allows the use and development of a supermarket, bottle shop, speciality shops and associated car parking and advertising. It is noted that the exhibited plans also talk to a future Kaufland national headquarters being co-located with the proposed supermarket. A copy of the proposed plans and documentation is provided at Appendix 2.

Having reviewed the documentation Council officers are broadly satisfied with the proposal, noting in particular the employment and economic growth associated with the proposed future establishment of the Kaufland National Headquarters. The commitment by Kaufland to pursue its head office in this location is significant given the areas proximity to the Monash National Employment and Innovation Cluster. This significant new Office investment also aligns with Objective 2 'To facilitate new investment and redevelopment in Kingston's older industrial areas' and Objective 3 'To improve the image and quality of all industrial areas in Kingston' contained at Clause 21.07-3 of the Councils Municipal Strategic Statement.

However, having undertaken a preliminary review of the amendment documentation officers have identified a number of matters which require further consideration including:

- The use of a Ministerial Advisory Committee Process as opposed to a standard Planning Panel process with Council as the Planning Authority;
- The extent of proposed exemptions from Planning Scheme Requirements;
- The process for approval of Documentation required to be submitted under Conditions 1 and 2 of the Incorporated Document;
- Urban Design and landscape concerns in relation the extent of at grade parking and presentation from Centre and Clarinda Roads;
- Traffic management and the potential need for future signalisation on Centre Road;
- Stormwater, drainage and Environmentally Sustainable Design (ESD).

These matters are expanded on in section 3.3.3 of this report and are discussed in detail in the attached draft submission.

It is also considered that the conditions proposed in Section 4.3 of the draft Incorporated Document lack the detail required to ensure an appropriate outcome. Council officers have suggested a number of changes to this section of the incorporated document and have provided an alternate section 4.3 for the Panel's consideration as an attachment to the submission.

It is recommended that the attached submission is lodged with the Advisory Committee outlining the above concerns and that a request to be heard at the Advisory Committee is lodged.

2. Background

The Minister for Planning has appointed an Advisory Committee to assess the planning merits of six proposed Kaufland stores across Victoria, including 1126-1146 Centre Road, Oakleigh South. The Advisory Committee will consider and make recommendations to the Minister about each proposal. The proposal is on public exhibition between 5 December and 1 February 2019. Public Hearings are scheduled to commence from 25 February 2019.

Subject Site

The site is located on the south side of Centre Road near its intersection with Clarinda Road and Huntingdale Road. It has a frontage to both Centre Road and Clarinda Road. It is currently occupied by a Bunnings Warehouse. The site is located in an Industrial 1 Zone (IN1Z) and is not affected by any overlays. The site forms part of a broader industrial precinct to the south and west that consists of a range of industrial and commercial uses, including large format office and warehouse buildings and some smaller manufacturing, warehouse and distribution buildings. To the north of the site is a golf course and to the east is residential land.

The Proposal

Kaufland intends to provide a range of fresh food and groceries, complemented by non-food goods, including items such as crockery and cutlery, cookware, small electrical appliances, napery and linen, apparel, stationery, toys, as well as seasonal products and weekly promotions.

The proposal seeks to amend the Kingston Planning Scheme by applying specific controls to the site and inserting an Incorporated Document into the Schedules to Clause 45.12 and 72.04. The Incorporated Document will set out the conditions that will apply to the future use and development of the site.

The proposal includes:

- 3610sqm of supermarket floor area;
- 354sqm bottle shop;
- 278sqm food hall and 136 outdoor area;
- Two tenancies totalling 258 sqm;
- 414 car parking spaces;
- 36 bicycle spaces;
- Associated signage and loading bay facilities.

The supermarket building is proposed to be single storey with a height of 8-9 metres and a maximum height of 11 metres. The store is proposed to be orientated to Centre Road. The existing car park is generally proposed to be retained with changes proposed to the layout and design.

The submitted documentation also makes reference to the future co location of the Kaufland national headquarters on the site, however, no permissions have been sought for the office use in the Incorporated Document.

3. Discussion

3.1 Council Plan Alignment

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

Direction 1.2 - Effectively influence the urban and architectural design of the City

The attached submission provides suggestions as to how the proposed development could be improved in terms of both its visual presentation and a range of technical matters including traffic, car parking, landscaping and drainage.

3.2 Consultation/Internal Review

Council officers have consulted with key internal departments on a variety of matters including, car parking and traffic, urban design, drainage, and vegetation. The information gathered from this consultation has informed the attached submission.

On 11 January Council officers met with representatives of the Master Grocers Association (MGA) to discuss the proposal. The MGA is the premier employer organisation for independent businesses Australia wide and provides training, advocacy and legal support to independent grocers. At this meeting the MGA expressed concern in relation the State Government's decision to use a Ministerial Advisory Committee and put forward a view that its membership would not be afforded a similar planning process, should it wish to identify industrial zoned land for similar

retail proposals. Feedback reflecting these concerns has been incorporated into the draft submission attached at Appendix 2.

3.3 Operation and Strategic Issues

3.3.1 The Proposal

A shop is a prohibited use within the Industrial 1 Zone and it is the view of officer's that an Incorporated Document is the most appropriate planning tool to use in this instance. It allows the land to be retained in an Industrial 1 Zone and will not undermine the broader role and function of the adjoining industrial precinct.

3.3.2 Economic Impacts

Council officers are broadly supportive of the entry of Kaufland at 1126-1146 Centre Road, Oakleigh South from an economic perspective. The economic benefits directly are considered to be substantial with an estimated 100 new jobs to be created. Indirectly, the number of jobs created will be more as there will be jobs created from construction of the project, including multiplier effects through supplier and related industries to the construction sector, and then, once the store is in operation, from a further round of multiplier effects through related industries to the supermarket sector.

The commitment by Kaufland to pursue its head office in this location is significant given the areas proximity to the Monash National Employment and Innovation Cluster. This significant new Office investment also aligns with Objective 2 'To facilitate new investment and redevelopment in Kingston's older industrial areas' and Objective 3 'To improve the image and quality of all industrial areas in Kingston' contained at Clause 21.07-3 of the Councils Municipal Strategic Statement.

In addition to the employment opportunities, the establishment of Kaufland in Oakleigh South is anticipated to provide increased competition through providing an alternative outlet for local suppliers and additional choice for consumers.

3.3.3 Proposed Draft Council Submission

It is recommended that a submission be made by Council in relation to a number of matters that require further consideration. These matters are summarised below and outlined in detail within the attached submission:

- **Ministerial Advisory Committee Process**
Council officers have concerns in relation the use of an Advisory Committee to facilitate the Amendment, with the Minister for Planning the Planning Authority as opposed to Council. The attached submission highlights Council's preference that any future matters similar to this be undertaken via a standard Amendment process with Council as Planning Authority.
- **Exemption from Planning Scheme Requirements**
Further detail is sought in relation to the scope of exemptions applicable to the specialty shops and how these will operate. Changes have been suggested to ensure that these cannot operate without the supermarket also being established on the site.

- Approval of Documentation

The attached submission requests that Council is the approval authority for all conditions within the Incorporated Document. As proposed, Section 4.4 of the Incorporated Document nominates the Minister for Planning as the approving authority for architectural plans and any extension of time request with Council nominated as the approving authority for all other matters. This is considered critical given the lack of details on the plans provided and the extent to which this compromises Council's ability to provide detailed feedback on all matters.

- Proposed National Headquarters

Council officers are supportive of the Kaufland national headquarters being co-located with the proposed supermarket, however, notes that no permissions have been sought for the office use and that this use is only identified on the plans as "*proposed Kaufland National Headquarters – subject to further detail and later/future approval*". This appears to be at odds with the purpose of the Advisory Committee's terms of reference, which is to provide advice on planning matters associated with both the supermarket and headquarters.

- Urban Design

A number of urban design concerns have been raised in relation to the presentation to the existing streetscapes, the urban realm, advertising signage and the location of the outdoor plaza, future car building and future headquarters. Council officers have drafted a number of changes to section 4.3 of the Incorporated Document which address these concerns.

- Traffic and Pedestrian Connectivity

It is noted that in the absence of a detailed traffic assessment and understanding of the land use mix and floor area, it is difficult to determine whether signalisation on Centre Road is required. Consideration should be given as to whether, in consultation with VicRoads, a threshold number of vehicle movements per day can be introduced into the document to identify the point at which the developer would be required to provide signalisation.

It is further noted that pedestrian connectivity through the site from Centre Road and Clarinda Road does not prioritise the pedestrian experience. Paths should be segregated from traffic in all instances and lined with trees and vegetation to improve legibility/shade and increase awareness for motorists at crossing points

- Stormwater and Drainage

The proposal presents very limited opportunity to incorporate WSUD elements, particularly along the southern boundary (the low end of the site) and throughout the northern carpark areas.

Further investigations into the limitations of the existing downstream drainage network are necessary to confirm the extent to which the site will need to limit the stormwater discharge at the south west corner and provide on-site detention storage (which could be substantial).

- Environmentally Sustainable Design
It is noted that while an ESD condition is included within the draft Incorporated Document (Condition 12), that this condition could be further expanded to ensure that best practice sustainable outcomes are achieved. Council has suggested a number of changes on the attached version of section 4.3 of the Incorporated Document to ensure strengthened outcomes in this regard.

4. Conclusion

Council officers, while broadly satisfied with the planning proposal consider that a number of matters are required to be further explored through the hearing process. It is recommended that the attached submission be lodged and that Council requests to be heard at the hearing.

Appendices

Appendix 1 - Kaufland - Proposed plans and documentation (Ref 19/7653) [↓](#)

Appendix 2 - Council Submission Kaufland Advisory Committee (Ref 19/13100)



Author/s: Bianca Coughlan, Principal Strategic Planner
Rita Astill, Team Leader Strategic & Environmental Planning

Reviewed and Approved By: Paul Marsden, Manager City Strategy
Jonathan Guttmann, General Manager Planning and Development

8.3

PROPOSED SUPERMARKET (KAUFLAND) AND SPECIALITY SHOPS 1126-1146 CENTRE ROAD, OAKLEIGH SOUTH

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KAUFLAND INCORPORATED DOCUMENT

Incorporated document pursuant to section 6(2)(j) of the *Planning and Environment Act 1987*

1.0 INTRODUCTION

This document is an incorporated document in the schedule to clause 45.12 and clause 72.04 of the Kingston Planning Scheme ('Planning Scheme') pursuant to section 6(2)(j) of the *Planning and Environment Act 1987*.

The land identified in clause 3.0 of this document may be used and developed in accordance with the specific control in clause 4.0 of this incorporated document.

If there is any inconsistency between any of the provisions of this document and the provisions of the Planning Scheme, the control at clause 4.0 of this document shall prevail over any contrary or inconsistent provision in the Planning Scheme.

2.0 PURPOSE

To facilitate efficient land use for the purposes of supermarket and retail uses in the areas affected by this control.

3.0 LAND

The control in this document applies to the land defined as 1126-1146 Centre Road, Oakleigh South, formally referred to as;

- Lot 2 on PS 500005D;
- Lots 1, 2, 5, 7 & 8 on LP 22409;
- Lot 1 on TP 102345J (formerly Lot 6 on PS 22409); and,
- Lot 1 on TP 017894W.

4.0 CONTROL

4.1 EXEMPTION FROM PLANNING SCHEME REQUIREMENTS

Any requirement in the Planning Scheme which:

- Prohibits use and/or development of land; or
- Requires a permit for use and/or development of land; or
- Requires use or development of land to be carried out in a particular manner,

does not apply to the use and development of the land identified in clause 3.0 of this document undertaken either for or in connection with the use or development of land:

- for a supermarket or a bottle shop used in conjunction with a supermarket where such use or development is carried out by or on behalf of Kaufland Australia Pty Ltd (or a related entity); or
- for the purposes of the following uses of land:
 - Bank
 - Electoral office
 - Medical centre
 - Real estate agency
 - Travel agency
 - Art gallery
 - Food and drink premises except for hotel or tavern
 - Postal agency

- Shop except for adult sex product shop, department store, laundromat, restricted retail premises (other than party supplies)
 - Party supplies
- for the purposes of signage associated with the above uses of land.

4.2 PLANS

The use and development of the land must be undertaken generally in accordance with the following plans but as modified by clause 4.3 of this document:

SHEET NUMBER	SHEET NAME	REVISION
TP-02	SITE CONTEXT PLAN	
TP-03	EXISTING CONDITIONS PLAN	
TP-04	PROPOSED SITE & GROUND FLOOR PLAN	
TP-05	ROOF PLAN	
TP-06	OVERALL ELEVATIONS	
TP-07	STREET ELEVATIONS	
TP-08	OVERALL SECTIONS	
TP-09	SIGNAGE DIAGRAMS	

4.3 CONDITIONS

The exemption from Planning Scheme requirements outlined in clause 4.1 of this document is subject to the following conditions:

Submission and approval of architectural plans

1. Prior to the commencement of any development (including demolition, bulk excavation works and site preparation/retention works), detailed architectural plans must be prepared and submitted to the Minister for Planning for approval and endorsement. The plans must be drawn to scale, and be generally in accordance with the plans listed in clause 4.2 to this incorporated document but modified to show:
 - a. if applicable.

Layout not altered

2. The use and development as shown on the endorsed plans must not be altered without the written consent of the Minister for Planning.

Use conditions

3. Noise levels emanating from the premises must not exceed noise levels as determined by the State Environment Protection Policy (Control of Noise from Commerce, Industry and Trade) No. N-1.

Waste

4. Prior to the commencement of use, a waste management plan for the development must be prepared to the satisfaction of the Responsible Authority.
5. Provision must be made on the land for the storage and collection of garbage and other solid waste.

Loading and unloading

6. Prior to the commencement of development, a loading management plan must be submitted to and be approved by the Responsible Authority.

7. Any loading and unloading of goods and all manoeuvring of vehicles must only be carried out within title boundaries of the land.

Landscaping

8. Prior to commencement of development, a landscape plan must be submitted and approved by the Responsible Authority. The plan must be dimensioned and drawn to scale, and must show:
 - a. the location of all existing vegetation to be retained and/or removed;
 - b. the location of buildings and trees on neighbouring properties within 3 metres of the title boundaries;
 - c. details of surface finishes of pathways and driveways; and
 - d. a planting schedule of all proposed trees, shrubs, and ground covers, including botanical names, common names, pot sizes, sizes at maturity and quantities of each species.

Car parking

9. Prior to the commencement of development, a car parking and traffic management report by a recognised traffic consultant must be submitted to and be approved to the satisfaction of the Responsible Authority.
10. All traffic mitigation works and management measures as recommended in the car parking and traffic management report must be implemented at no cost to the Responsible Authority, and must be maintained to the reasonable satisfaction of the Responsible Authority.

Materials, finishes and design integrity

11. Prior to the commencement of development, a facade and materials strategy must be submitted to and be to the satisfaction of the Responsible Authority. The facade and materials strategy must include a detailed schedule of materials and finishes including the colour, type of materials (and quality), construction and appearance.

ESD

12. Prior to the commencement of development, an ESD report must be submitted to and be approved by the Responsible Authority. The measures included in the ESD report must be implemented prior to occupation of the building, to the reasonable satisfaction of the Responsible Authority.

Construction Management Plan

13. Prior to the commencement of development, a detailed construction and demolition management plan must be submitted to and be approved by the Responsible Authority. The plan must be prepared in accordance with any municipal construction management plan guidelines (where applicable), and should include the following:
 - a. public safety, amenity and site security;
 - b. construction hours, noise and vibration controls;
 - c. air and dust management;
 - d. stormwater and sediment control;
 - e. waste and materials reuse;
 - f. traffic management; and
 - g. site services and amenities during construction.

Signage

14. The type, location, size, lighting and material of construction of the signs shown on the endorsed plans shall not be altered without the written consent of the Responsible Authority.

15. The signs, including their structure, as shown on the endorsed plans must at all times be maintained in good order and condition, to the satisfaction of the Responsible Authority.
16. The signs must only contain a logo or name which identifies the business conducted on the site unless otherwise approved by the Responsible Authority.

4.4 EXPIRY

The control in this document expires in respect of land identified in clause 3.0 and Appendix A of this document if any of the following circumstances apply:

- a. development of that land has not commenced 2 years after the approval date of Amendment X; or
- b. use of that land has not commenced 4 years after the approval date of Amendment X; or
- c. development of that land is not completed 4 years after the approval date of Amendment X.

The Minister for Planning may extend these periods if a request is made in writing before the expiry date or within six months afterwards.

Planning and Environment Act 1987

KINGSTON PLANNING SCHEME

AMENDMENT C[insert amendment number]

EXPLANATORY REPORT

Who is the planning authority?

This Amendment has been prepared by the Minister for Planning who is the planning authority for this amendment.

The Amendment has been made at the request of Kaufland Australia Pty Ltd.

Land affected by the Amendment

The Amendment applies to land at 1126-1146 Centre Road, Oakleigh South, formally referred to as;

- Lot 2 on PS 500005D;
- Lots 1, 2, 5, 7 & 8 on LP 22409;
- Lot 1 on TP 102345J (formerly Lot 6 on PS 22409); and
- Lot 1 on TP 017894W.

What the Amendment does

The Amendment seeks to facilitate the development of a proposed Kaufland supermarket, via planning approval in the form of an incorporated document.

This is sought as part of a coordinated planning and assessment process for an initial network of Kaufland stores across Victoria.

The Amendment proposes the following changes to the Kingston Planning Scheme:

- Apply the Specific Controls Overlay to the above land and update the schedule to the Specific Controls Overlay accordingly.
- List the proposed "Kaufland supermarket development, 1126-1146 Centre Road, Oakleigh South" incorporated document in the schedule to clause 45.12 and clause 72.04 as an incorporated document to the Kingston Planning Scheme.

Why is the Amendment required?

A number of planning scheme amendments are proposed in order to facilitate planning approval of an initial tranche of Kaufland stores across Melbourne. The proposed stores are an initial network that will enable Kaufland's entry to the Victorian market. Overall the proposal is expected to deliver significant net community benefit. An Amendment to the Kingston Planning Scheme is required to facilitate development of the subject land for the use and development of a supermarket with associated retail uses.

The Amendment will enable the coordinated consideration and assessment of this specific site proposal as part of Kaufland Australia's broader Victorian entry proposal.

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

The Amendment seeks to implement the objectives of planning in Victoria by:

- Providing for the fair, orderly, economic and sustainable use, and development of land. *s4(1)(a) the Act.*

- Securing a pleasant, efficient and safe working, living and recreational environment for all Victorians and visitors to Victoria. *s4(1)(c) the Act.*
- Facilitating development in accordance with the objectives set out above. *s4(1)(f) the Act.*
- Balancing the present and future interests of all Victorians. *s4(1)(g) the Act.*

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

Environmental effects

The Amendment is not expected to create any undue environmental effects, with the potential for efficiency benefits to be gained generally from the efficient use of land.

Social effects

The Amendment is expected to facilitate social benefit through improved competition and associated pricing pressures, access to a greater range of groceries, and creation of local employment opportunities.

Economic effects

The Amendment is expected to facilitate economic benefit arising from additional investment in Victoria, and additional employment generation across Melbourne, consistent with the economic assessment work undertaken by Kaufland.

Does the Amendment address relevant bushfire risk?

This area is not prone to bushfire risk and bushfire planning provisions are not likely to be relevant.

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

Ministerial Direction No.1 Potentially Contaminated Land

Environmental site investigations have been undertaken by Kaufland and the Amendment, which does not seek to facilitate any sensitive uses, complies with this direction.

Ministerial Direction No. 9 Metropolitan Planning Strategy

The Amendment has been prepared with regard to Ministerial Direction No. 9 – Metropolitan Strategy and is generally consistent with Plan Melbourne, including in relation to objectives for employment generation in and around the Monash NEIC.

Ministerial Direction on the form and content of Planning Schemes

The Amendment will comply with the Ministerial Direction on the form and content of Planning Schemes.

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

The Amendment supports the Planning Policy Framework including in the following ways.

Clause 11 - Settlement

Clause 11 provides strategic guidance for responding to the needs of existing and future communities through the provision of appropriately zoned and serviced land for commercial, retail, and industrial uses, among other considerations. In addition, clause 11.01 seeks to promote growth, attract investment and create jobs. The Amendment supports clause 11 by seeking to facilitate a commercial development complementary to the mix of land uses in the surrounding area and the Monash National Employment Cluster, that will seek to service the current and future needs of the local community through creating jobs and investment in the area, in addition to convenient access to daily shopping needs.

Clause 15 – Built Environment and Heritage

Clause 15 seeks to create urban environments that are liveable, safe, functional and provide a sense of place whilst minimising detrimental impact on neighbouring properties. The Amendment seeks to support this clause by facilitating a development layout and building design reflective of a contemporary and appropriately activated and articulated commercial design.

Clause 17 – Economic Development

Clause 17 encourages development which meets community needs for retail, office and other commercial services. It also seeks to ensure the availability of land for industry and seeks to avoid out-of-centre development for single use unless there is a net community benefit, which is anticipated in light of economic assessment work undertaken.

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

The existing and proposed Kingston local policy settings place a focus on limiting out of centre retailing, going further than the SPPF which seeks to manage out of centre development.

Existing local policy in the Kingston Planning Scheme recognises that older industrial pockets are in need of revitalisation and investment and seeks to consolidate out of centre development in existing restricted retailing precincts. The proposed Amendment supports these aspects of policy noting the site is already established as an out-of-centre location.

Notwithstanding local policy objective at clause 21.08 to consolidate new retail within the boundaries of existing activity centres, on balance the Amendment is supportive of local policy direction overall given:

- Consistency with the above aspects of the local Planning Policy Framework.
- The Planning Policy Framework which seeks to manage single use out-of-centre development, and Plan Melbourne and its implementation plan which include recognition of the challenges for new retail formats to obtain a foothold in centres.
- The challenges associated with sourcing a 25,000sq.m site in existing activity centres.
- The site location which is already used for large format retail use and hence does not constitute a loss of industrial land notwithstanding it is not clear that updated strategic planning has been undertaken in understanding Kingston's industrial area requirements.
- The multi-use nature of the proposal which will strengthen Kingston's employment base as well as implementing State level policy with respect to the Monash National Employment and Innovation Cluster.
- The demonstrable net community benefit that the proposal is anticipated to deliver.

Having regard to the existing and proposed elements of the local Planning Policy Framework. and the above factors, on balance the benefits of the proposed Amendment are considered to outweigh any disbenefits associated with not locating within an existing centre. The Amendment is aligned to the orderly planning of Kingston and is supportive of the MSS vision for City strategy and economic development *"to provide strategic leadership for the City and to facilitate strategic land use, sustainable economic development and job creation within a framework of concern for environmental and social implications"*. Aligned to this vision, the Amendment is expected to facilitate a total of approximately 100 jobs on site.

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

The proposal makes proper use of the Victoria Planning Provisions by updating the schedule to clause 72.04 and applying the Special Controls Overlay. The Amendment enables the existing zoning

framework to be retained pending further strategic review that may be required or intended including of the broader area, e.g. following preparation of industrial policy or a review in connection with the Monash National Employment and Innovation Cluster.

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

The views of relevant agencies will be incorporated through appropriate engagement and participation through the planning approval process.

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

Based on technical review and assessment undertaken by consultants engaged by Kaufland, the Amendment is not expected to have a significant impact on the transport system, as defined by section 3 of the *Transport Integration Act 2010*.

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

It is not anticipated that the planning provisions proposed by the Amendment would have any significant impact on the administrative costs of the responsible authority.

Where you may inspect this Amendment

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

- Department of Environment, Land, Water and Planning.
- Kingston Municipal offices.

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.

Kaufland, Oakleigh South

1126 Centre Road, Oakleigh South

Victoria, 3167



ARTIST'S IMPRESSION

SHEET NUMBER	TITLE SHEET	SHEET NAME	SCALE
TP-01	TITLE SHEET	TITLE SHEET	NOT TO SCALE
TP-02	SITE CONTEXT PLAN	SITE CONTEXT PLAN	1:1,000 @ A1
TP-03	EXISTING CONDITIONS PLAN	EXISTING CONDITIONS PLAN	1:500 @ A1
TP-04	PROPOSED SITE & GROUND FLOOR PLAN	PROPOSED SITE & GROUND FLOOR PLAN	1:500 @ A1
TP-05	ROOF PLAN	ROOF PLAN	1:500 @ A1
TP-06	OVERALL ELEVATIONS	OVERALL ELEVATIONS	1:400 @ A1
TP-07	STREET ELEVATIONS	STREET ELEVATIONS	1:200 @ A1
TP-08	OVERALL SECTIONS	OVERALL SECTIONS	1:200 @ A1
TP-09	SHADOW DIAGRAMS	SHADOW DIAGRAMS	1:100 @ A1
TP-10	ARTIST'S IMPRESSIONS	ARTIST'S IMPRESSIONS	NOT TO SCALE



1 LOCALITY PLAN



TITLE SHEET

LEFFLER SIMES ARCHITECTS

TP-01 E.1

1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

PROPOSED KAUF LAND STORE

1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

1

SCALE

NOT TO SCALE

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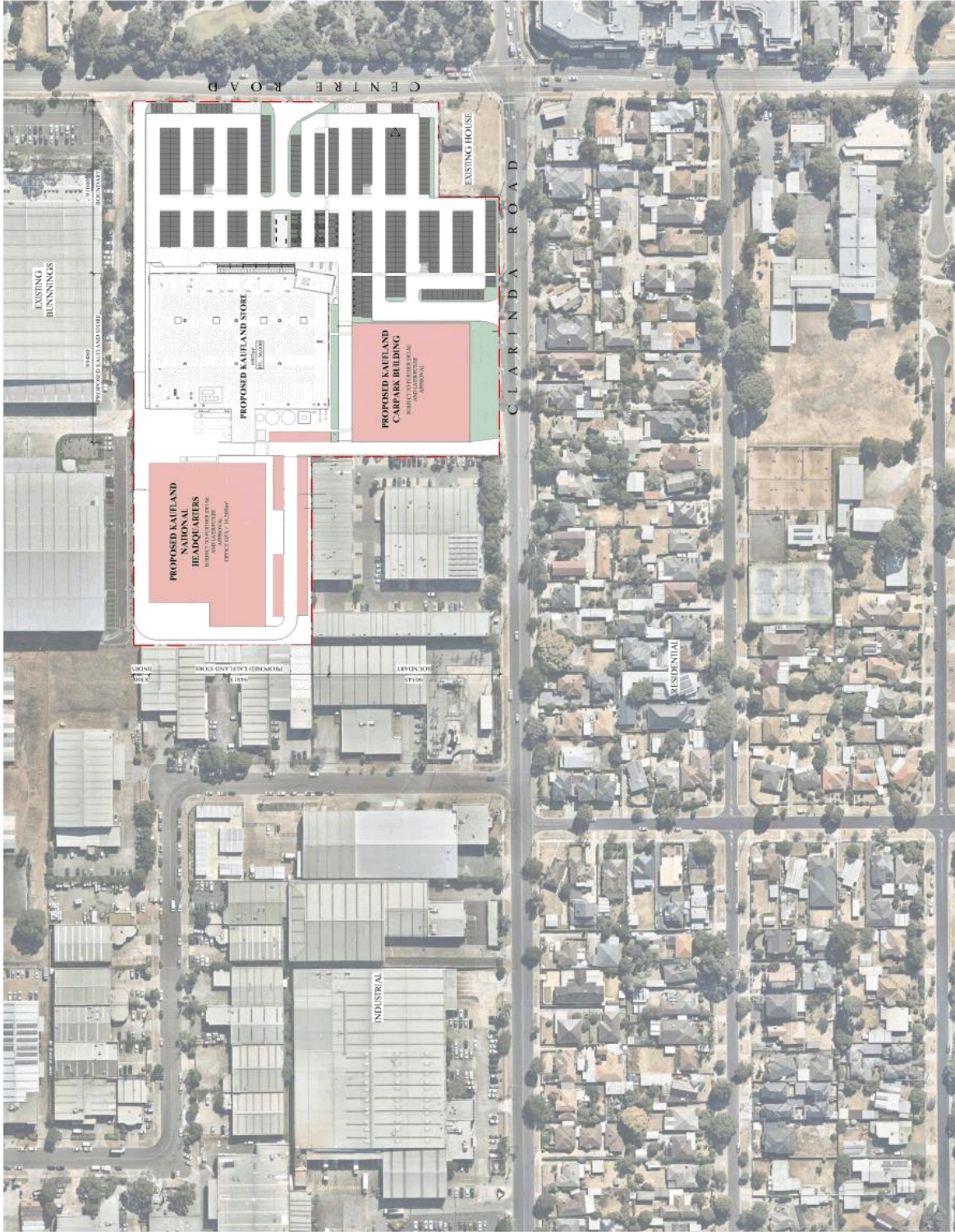
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1 SITE CONTEXT PLAN
 Scale: 1:1,000

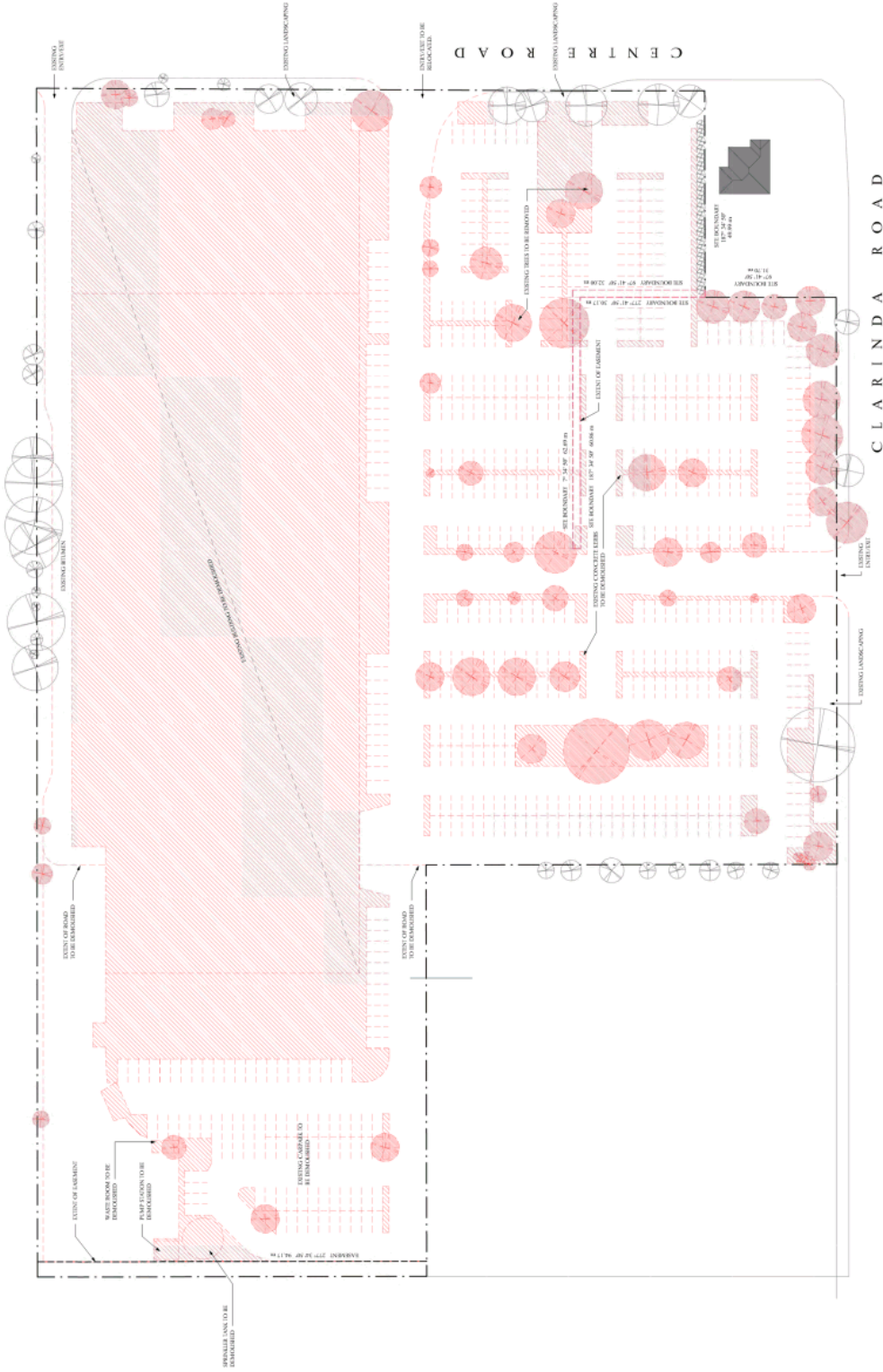
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DATE: CHFD
12/1/2018 MR



1 EXISTING CONDITIONS PLAN
Scale: 1:500

EXISTING CONDITIONS PLAN

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PROPOSED KAUFLAND STORE 1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

PROJ NO: 4401 REV: 001
DATE: 12/01/18

TP-03 E.1

SCALE: 1:500

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DATE: CHD
12/1/2018 MR

SITE DESCRIPTION	
NAME	AREA
PROPOSED STORE	30,210 m ²
FUTURE DEVELOPMENT	13,875 m ²
AREA ANALYSIS - SITE (GFA)	
NAME	AREA
PROPOSED KAUFELD STORE	6,907 m ²
PARKING SCHEDULE	
SPACE TYPE	NO. OF PARKS
ACCESSIBLE	10
FAMILY	14
GENERAL	384
SENIOR	6
TOTAL	414
KAUFELD RETAIL AREA	
NAME	AREA
LIQUOR	354 m ²
SUPERMARKET	3,610 m ²
TOTAL AREA	3,964 m ²
LEASEABLE FLOOR AREA	
NAME	AREA
ADMINISTRATION 1	239 m ²
ADMINISTRATION 2	68 m ²
BACK OF HOUSE	1,404 m ²
FOOD HALL AREA	278 m ²
OUTDOOR EATERY	136 m ²
TENANCY 1	224 m ²
TENANCY 2	34 m ²
TOTAL AREA	2,383 m ²
NON LEASEABLE AREA	
NAME	AREA
ENTRY	53 m ²
MALL AREA	343 m ²
PUBLIC TOILETS	83 m ²
SERVICES 1	169 m ²
TOTAL AREA	648 m ²



PROPOSED SITE & GROUND FLOOR PLAN

NOTE: FOR ALL LANDSCAPING REFER TO LANDSCAPE ARCHITECTS DRAWINGS.

PROPOSED KAUFELD STORE
1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

PROPOSED KAUFELD STORE
1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

PROPOSED SITE & GROUND FLOOR
Scale: 1:500

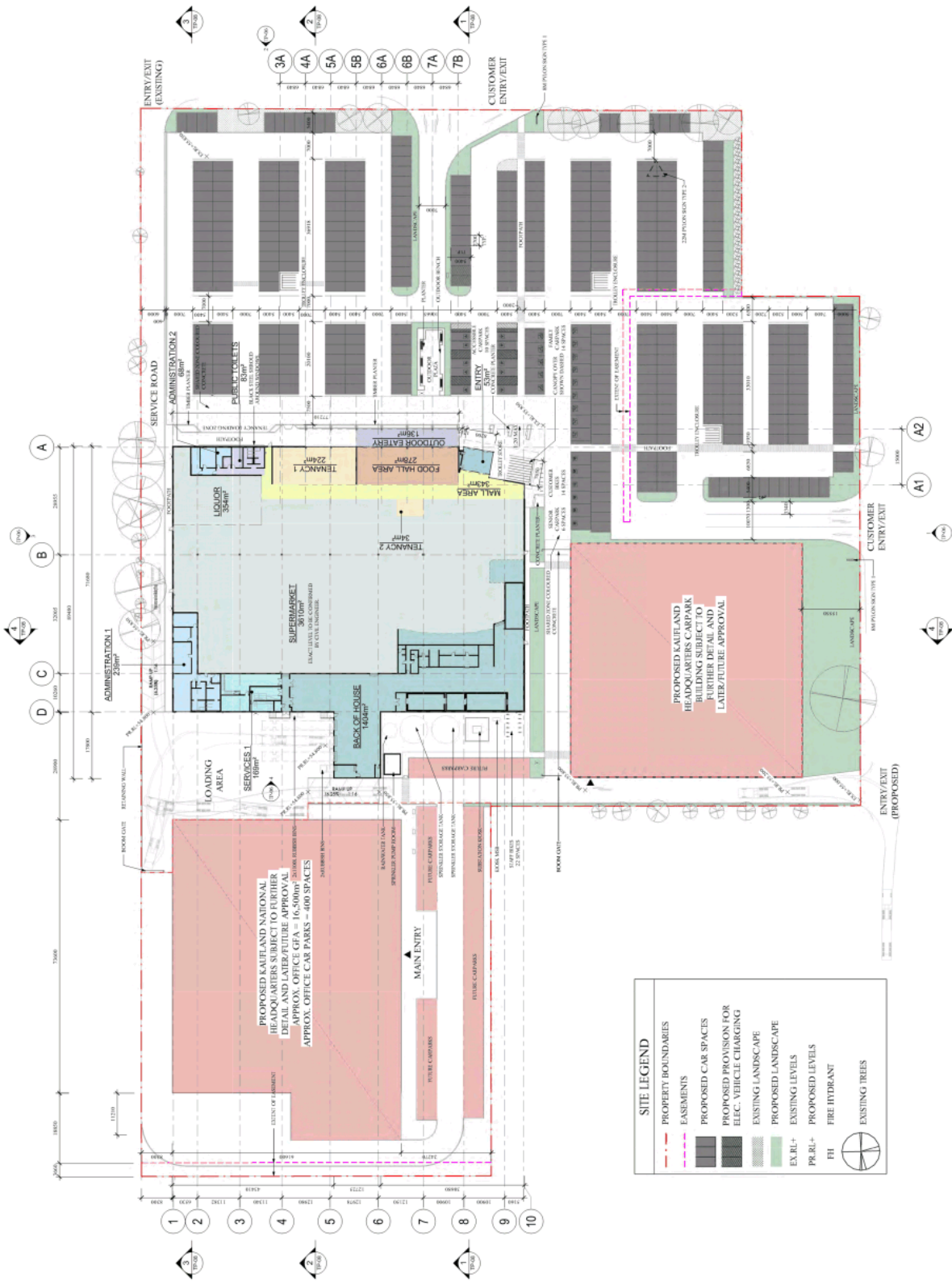
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TP-04 E.1

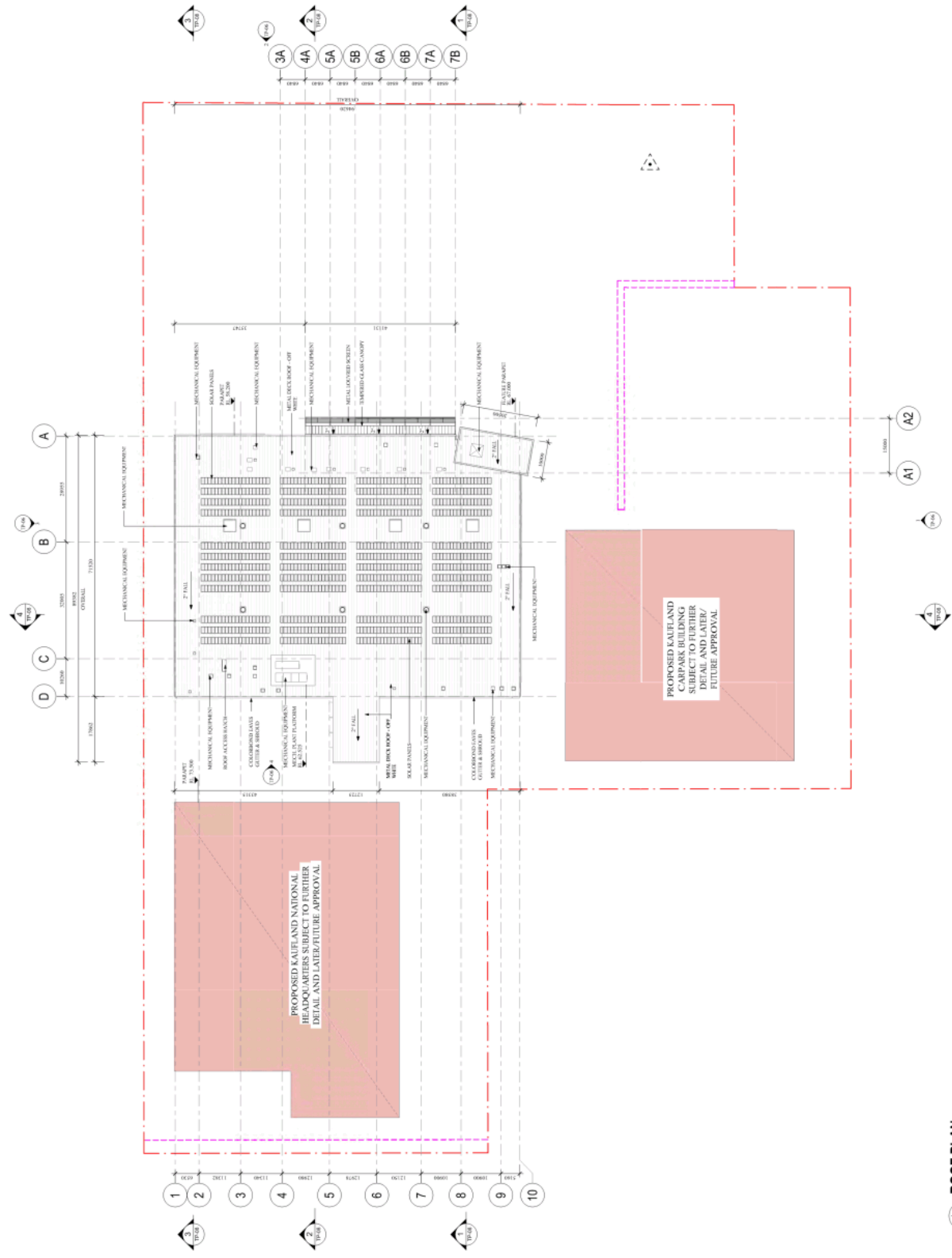
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 E.1 EXHIBITION ISSUE



ROOF PLAN

NOTE: ALL MECHANICAL/REFRIGERATION
 EQUIPMENT IS APPROXIMATE ONLY

PROPOSED KAUFELD STORE
 1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

PROPOSED KAUFELD NATIONAL
 HEADQUARTERS
 SUBJECT TO FURTHER
 DETAIL AND LATER/
 FUTURE APPROVAL.

LEFFLER SIMES ARCHITECTS

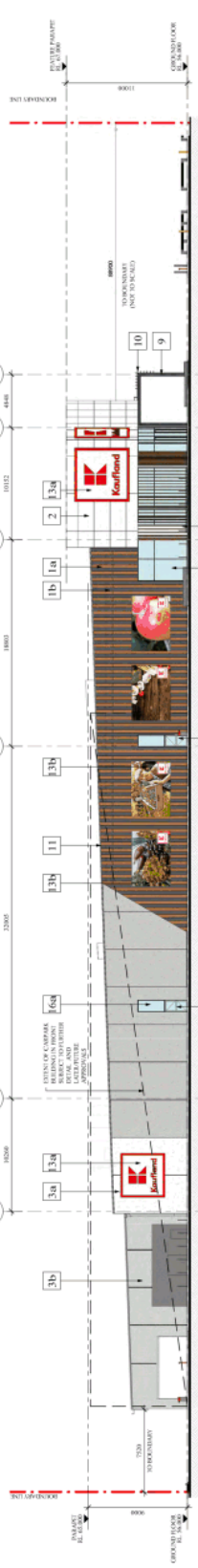
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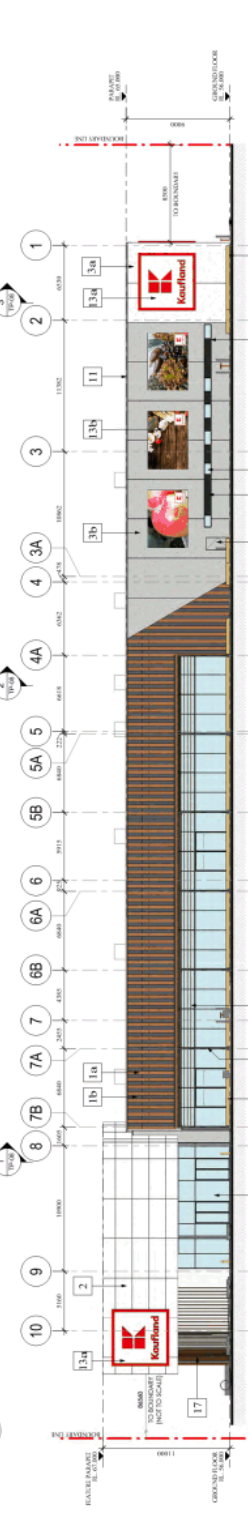
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PROJECT: 1126-1146 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167
DRAWING NO: TP-06 E.1

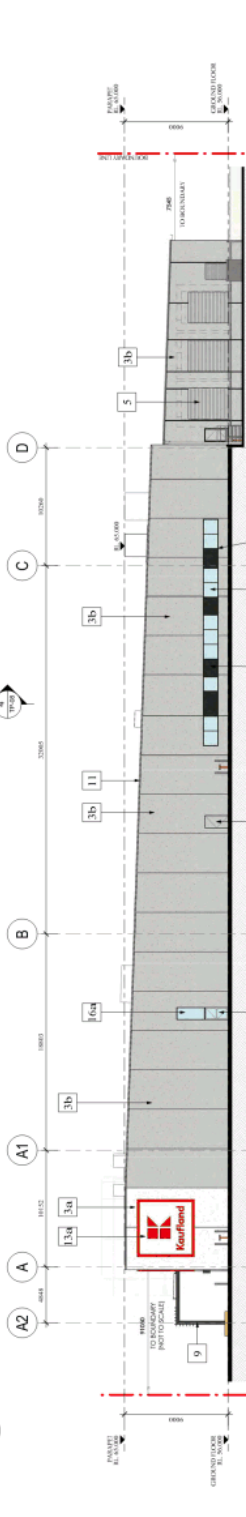


1 EAST ELEVATION
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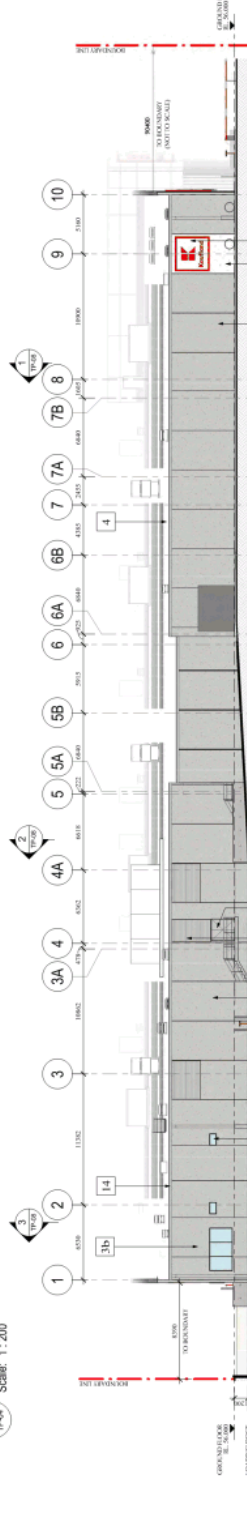
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1b	FEATURE CLADDING - DARK GREY
2	FEATURE CLADDING - WHITE
3a	PAINTED PRECAST CONCRETE PANEL - WHITE
3b	PAINTED PRECAST CONCRETE PANEL - LIGHT GREY
4	METAL DECK ROOFING - OFF WHITE
5	ROLLER SHUTTER DOOR - LIGHT GREY
6a	SWING DOOR - GLAZED
6b	POWDER COATED ALUMINIUM WINDOW - BLACK
7	SWING DOOR - GLAZED
8	POWDER COATED ALUMINIUM WINDOW - LIGHT GREY
9	STEEL MEMBER - BLACK
10	PREFINISHED METAL BATTENS - TIMBER COLOUR
11	COLORBOND FLASHING
12	PARAPET LINING - OFF WHITE
13a	SIGNAGE
13b	PRODUCT SIGNAGE
14	COLORBOND LEAVES GUTTER & SHROUD
15a	PLANTER - TIMBER
15b	PLANTER - CONCRETE
16a	CLEAR DOUBLE GLAZED GLASS
16b	SPANDREL PANEL - BLACK
17	TIMBER VERTICAL BATTENS



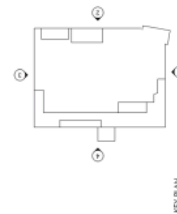
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Scale: 1:200



3 WEST ELEVATION
Scale: 1:200



4 SOUTH ELEVATION
Scale: 1:200



OVERALL ELEVATIONS

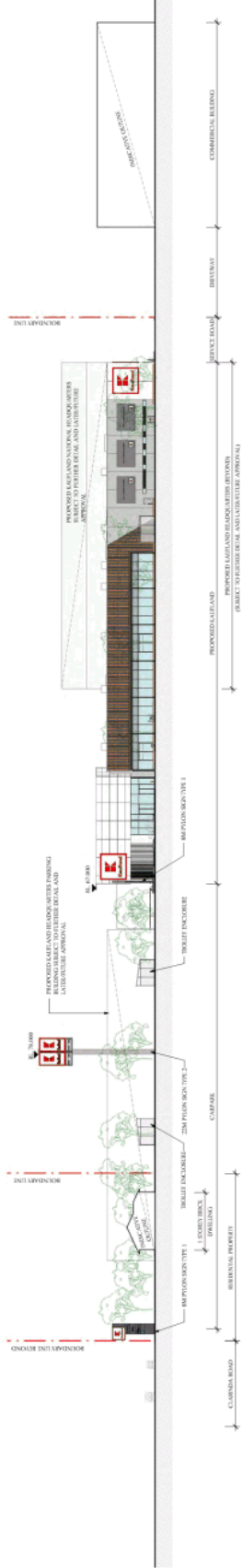
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PROPOSED KAUFLAND STORE
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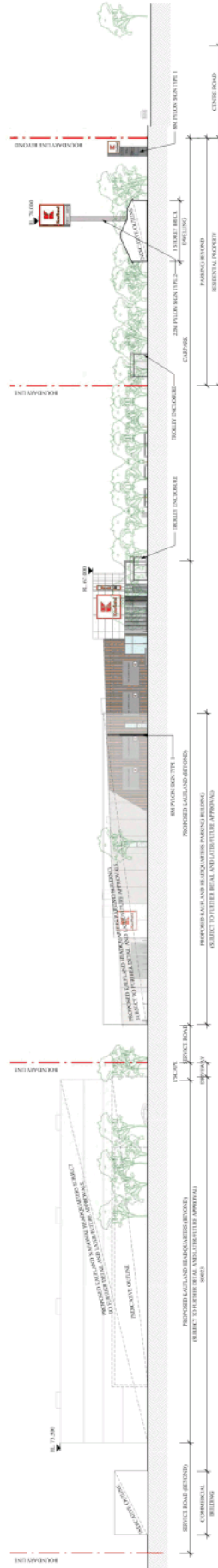
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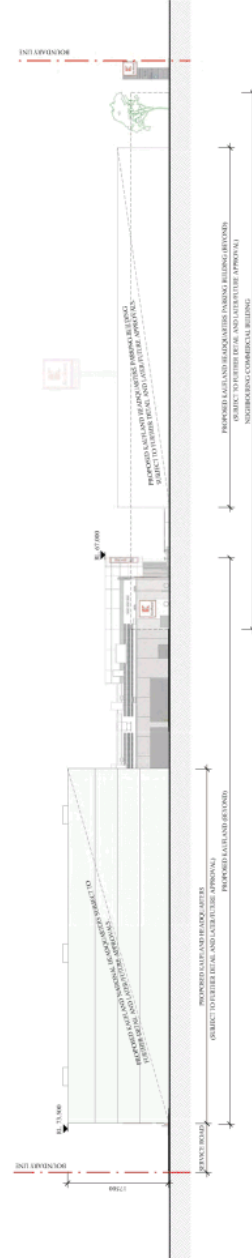
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 DRAWN: [Signature]
 SCALE: 1:400
 EXHIBITION ISSUE



1 CENTRE ROAD
Scale: 1:400



2 CLARINDA ROAD
Scale: 1:400



3 SOUTH BOUNDARY SITE ELEVATION
Scale: 1:400

NOTE: STREET ELEVATIONS HAVE BEEN SHOWN AS INDICATIVE ONLY.

STREET ELEVATIONS

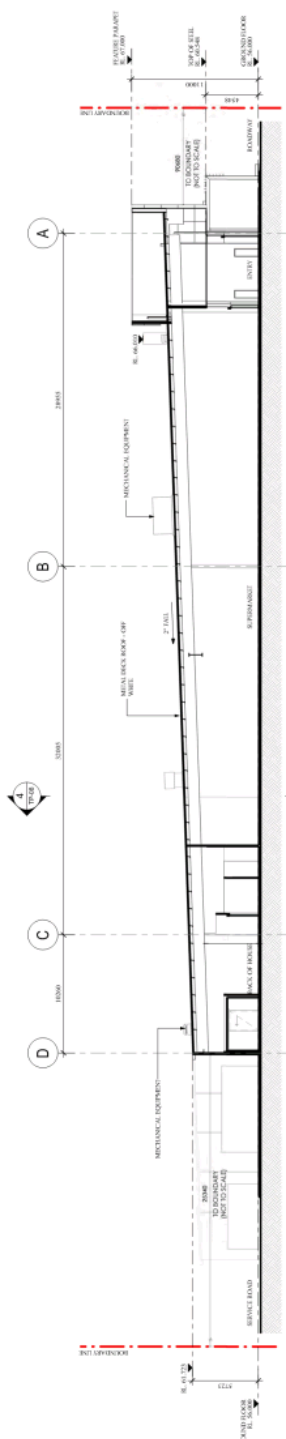


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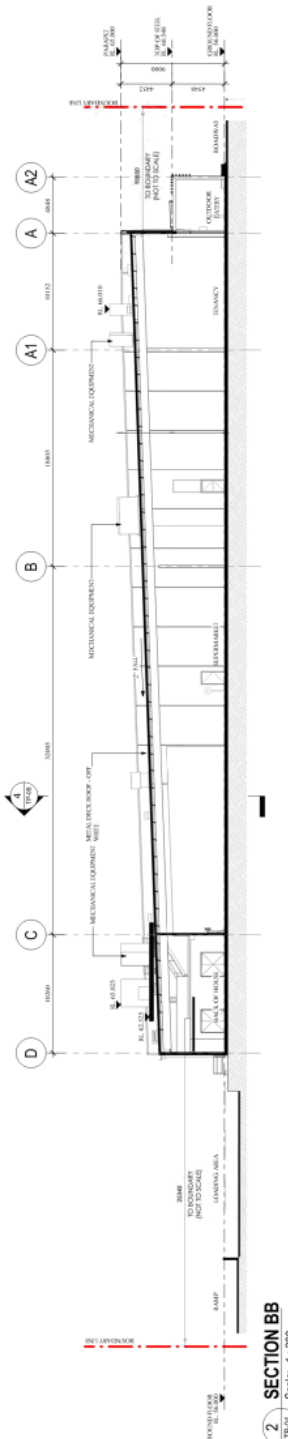
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 PROJECT NO: TP-07 E1
 DRAWING NO: 001

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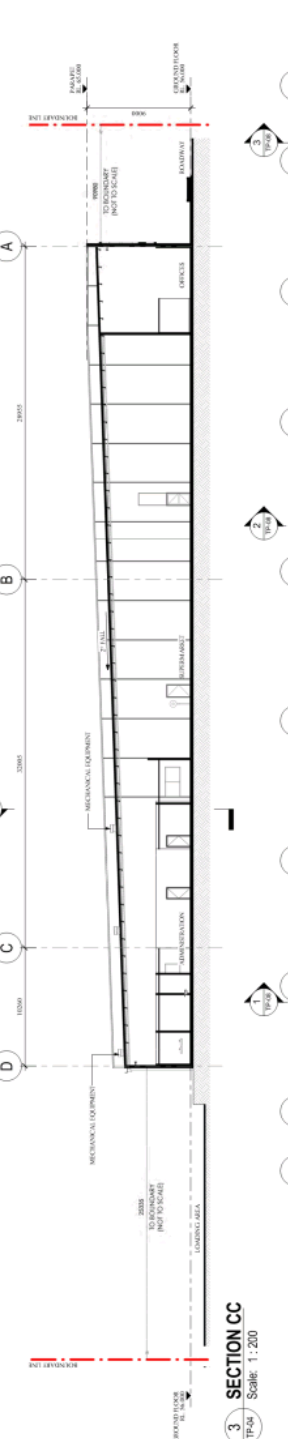
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DATE: 12/1/2018
DATE: 12/1/2018
SHEET: E.1
EXHIBITION ISSUE
CITY: CHSD
SHE: 12/1/2018



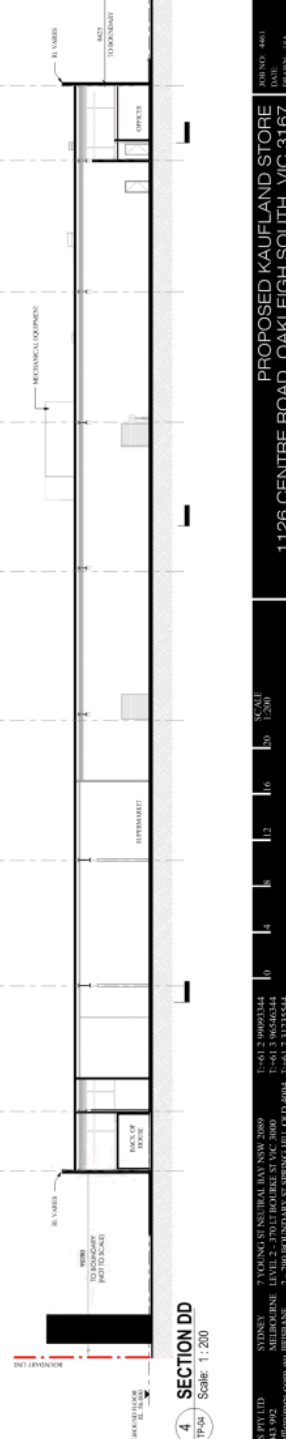
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TP-04 Scale: 1:200



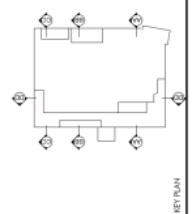
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TP-04 Scale: 1:200



3 SECTION CC
TP-04 Scale: 1:200



4 SECTION DD
TP-04 Scale: 1:200



OVERALL SECTIONS

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PROPOSED KAUFKLAND STORE
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DRWNO: 4401
REV: TP-08 E.1
DATE: 12/1/2018

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ISSUE: AMENDMENT 1 DATE: CHFD 12/1/2018 MR

PROJECT: building control materials

PROPOSED KAUFLAND STORE
1126 CENTRE ROAD, OAKLEIGH SOUTH, VIC 3167

JOB NO: 4401 DIV NO: 001
DATE: TP-09 E.1 DRAWN: SA

1 SIGNAGE LOCATION PLAN
Scale: NTS

2 TROLLEY ENCLOSURE
Scale: 1:100

3 KAUFLAND SIGNAGE DIAGRAMS
Scale: 1:100

EAST SIGNAGE
18.9% OF TOTAL FACADE AREA ALLOCATED TO SIGNAGE ZONES

SOUTH SIGNAGE
1.6% OF TOTAL FACADE AREA ALLOCATED TO SIGNAGE ZONES

WEST SIGNAGE
3.7% OF TOTAL FACADE AREA ALLOCATED TO SIGNAGE ZONES

NORTH SIGNAGE
11.1% OF TOTAL FACADE AREA ALLOCATED TO SIGNAGE ZONES

PYLON SIGN - PLAN

1 ENTRY LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

1b TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

1c TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

2a BILLBOARD SIGNAGE
WITH LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

3 PYLON SIGN - TYPE 1
THREE SIDED PYLON SIGNAGE, LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION THROUGHOUT.

4 PYLON SIGN - TYPE 2
THREE SIDED PYLON SIGNAGE, LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION THROUGHOUT.

10 TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10b TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10c TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10d BILLBOARD SIGNAGE
WITH LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10 TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10b TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10c TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10d BILLBOARD SIGNAGE
WITH LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10 TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10b TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10c TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10d BILLBOARD SIGNAGE
WITH LED BACKLIGHTING THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

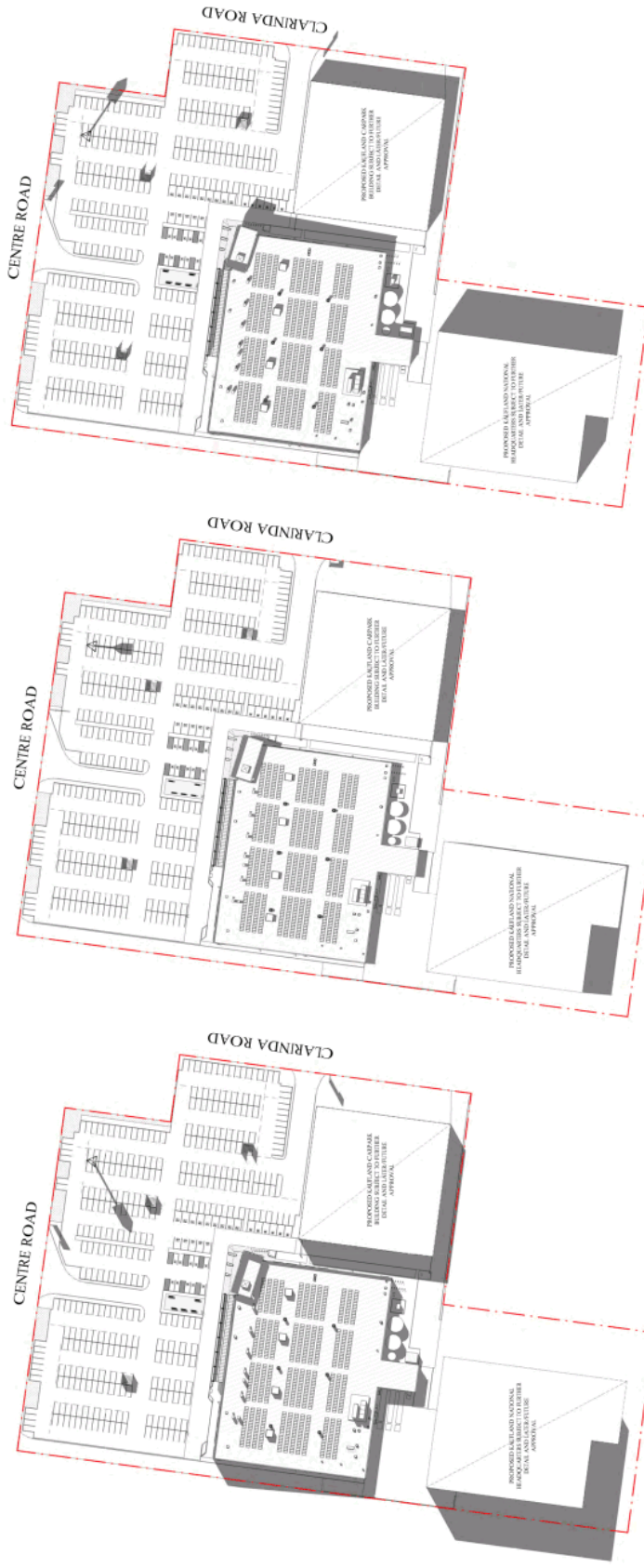
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INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10b TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

10c TYPICAL LOGO MARK
INTERNAL ILLUMINATION THROUGHOUT, ANTI-STAR & UNIFORM ILLUMINATION.

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 DRAWN: [Signature]
 SCALE: AMPLIFICATION
 EXHIBITION ISSUE



SHADOW ANALYSIS

3 SHADOW ANALYSIS - 3pm 22.09.2018
 Scale: 1:1000

2 SHADOW ANALYSIS - 12pm 22.09.2018
 Scale: 1:1000

1 SHADOW ANALYSIS - 9am 22.09.2018
 Scale: 1:1000

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PROPOSED KAUFELD STORE
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DRWNO: 481
 DATE: 12/1/2018
 REV: TP-10 E.1

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ARTISTS IMPRESSION - PRIMARY ELEVATION - LOOKING SOUTH



ARTISTS IMPRESSION - AERIAL IMAGE - LOOKING SOUTH WEST



ARTISTS IMPRESSION - SECONDARY CORNER - LOOKING SOUTH EAST



ARTISTS IMPRESSION - PRIMARY CORNER - LOOKING SOUTH WEST



ARTISTS IMPRESSIONS

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SCALE
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TEL: 061 3 95155544

<insert date>



Planning Panels Victoria
 planning.panels@delwp.vic.gov.au

Dear Sir/Madam

Re: Submission to Kaufland Stores in Victoria Advisory Committee

Thank you for the opportunity to provide feedback on the planning proposal at 1126-1146 Centre Road, Oakleigh South which seeks to amend the Kingston Planning Scheme by applying specific controls and inserting an incorporated document to allow Kaufland to develop and use the site for a supermarket, package liquor sales, speciality shops, car parking and signage.

Council has reviewed the documentation and is broadly supportive of the proposal particularly in the context of the significant economic and employment benefits associated with the proposed establishment of the Kaufland National Head office on the Centre Road site. The commitment by Kaufland to pursue its head office in this location is significant given the areas proximity to the Monash National Employment and Innovation Cluster. This significant new Office investment also aligns with Objective 2 'To facilitate new investment and redevelopment in Kingston's older industrial areas' and Objective 3 'To improve the image and quality of all industrial areas in Kingston' contained at Clause 21.07-3 of the Councils Municipal Strategic Statement.

However, having undertaken a preliminary review of the exhibited documentation, Council considers that a number of significant matters require further consideration by the Advisory Committee. These are discussed in detail below and in the track changes provided to the Incorporated Document at Appendix 1.

It is further noted that the significant scope, detail and volume of material, combined with the relatively short turnaround time between exhibition and submission has limited Council's ability to provide detailed feedback in relation a range of technical matters. It is Council's intention to build upon the contents of this submission and proposed changes to the Incorporated Document leading up to and in preparation for the Advisory Committee Hearing.

Advisory Committee Process

Council does wish to express its concerns in relation the use of a Ministerial Advisory Committee Process to facilitate consideration of the proposed Amendment, with the Minister for Planning as Planning Authority as opposed to Council. Kingston has since its inception demonstrated a significant commitment to appropriately planning for a variety of retail formats that have fostered sustained investment across its municipality and sees no clear basis for the 'fast tracking' of the Kaufland request within its municipality.

The use of a Ministerial Advisory Committee and the fast tracked approval pathway does create a framework which is inconsistent with that followed by other retailers who may be seeking to advance similar proposals. During the exhibition period Council Officers met with representatives of the Master Grocers Association who expressed the concern that its membership would not be afforded a similar planning process, should it wish to identify industrial zoned land for similar retail proposals.

community inspired leadership

TRIM XX/XXXX PAGE 1

Acknowledging that the Advisory Committee process has now been established, Council wishes to note its strong preference that in future the consideration of matters such as this be undertaken via a standard Amendment process with individual Council's as Planning Authority.

Economic Impacts of Large Scale Retail Developments

Council would strongly recommend that should new retail entrants to the State of Victoria be seeking to advance sizeable investments, the Government develop a stronger strategic policy assessment framework in which to analyse the merits of such proposals prior to Amendments commencing. This would more closely mirror the work the City of Kingston undertook as part of its Retail and Commercial Development Strategy which has formed the basis of many of the key investment decisions made by retailers through rezoning and planning application processes over the past decade or so. Such Strategies at a local level perform a significant role in providing clarity to all participants in the retail sector of appropriate opportunities for expansion.

Council notes the important role played by smaller neighbourhood activity centres in the surrounding area including the Clarinda Shopping Centre. It is considered that the establishment of smaller specialty shops on the site, as permitted under the proposed Incorporated Document, risks eroding the viability of these smaller centres over time.

Council wishes to express its concern in relation the scope of exemptions provided in the Incorporated Document and the potentially negative impact this could have on the viability of surrounding centres. It is considered critical that clear direction is provided in the Incorporated Document to guide the preferred location, size and number of specialty retailers permitted to establish on the site in future.

Exemption from Planning Scheme Requirements

Council notes that 'Section 4.1 Exemption from Planning Scheme Requirements' of the Incorporated Document specifies that the specialty shops can operate without the Kaufland Supermarket. It is considered that "or" should be amended to "and" to ensure that in the event that the Kaufland Supermarket proposal does not proceed, that the specialty shops cannot operate in isolation.

It is also not entirely clear where these specialty shops will be located, how they will be operated, what mechanism would guide or restrict the future growth of the number of specialty shops on the site or how car parking associated with these uses would be managed.

Approval of documentation

Council notes that 'Section 4.3 Conditions' of the proposed Incorporated Document lists the Minister for Planning as the approving authority for Condition 1 and 2 which relate to approval and endorsement of architectural plans as well as any proposed future changes to the approved plans. Section 4.4 of the Incorporated Document nominates the Minister for Planning as the approving authority for any extension of time request. The Responsible Authority is the approving authority for all other matters.

Council considers that it should be the approval authority for all matters identified in Condition 1, 2 and Section 4.4 of the proposed Incorporated Document. This is considered critical given the lack of detail in the plans provided and the extent to which this compromises Council's ability to provide detailed feedback on matters relating to a range of issues including drainage, infrastructure, traffic and transport, car parking and stormwater management. It is considered that Council's expert local knowledge of these issues is critical in ensuring that all conditions in the Incorporated Document are cohesively considered and that the architectural and engineering plans respond appropriately to local conditions.

Proposed National Headquarters

Council is supportive of the Kaufland national headquarters being co-located with the proposed supermarket, however, notes that no permissions have been sought for the office use and that this use is only identified on the plans as “*proposed Kaufland National Headquarters – subject to further detail and later/future approval*”. Given that a key purpose of the advisory committee’s Terms of Reference is to provide advice to the Minister for Planning on all relevant planning matters associated with both the supermarket and the national headquarters proposed to be co-located at Oakleigh, Council welcomes the opportunity to discuss this in more detail to ensure the site is cohesively developed in an efficient manner.

Urban Design

The proposed building and its architectural presentation is considered generally acceptable together with the location of services and loading. However Council considers the following issues should be addressed:

- The extent of at-grade hard stand parking presents a number of concerns, in terms of WSUD and presentation to the urban realm. While it is accepted that, given the nature of the proposal, some amount of surface car parking is unavoidable the design should be revised to reduce the setback from Centre Road. The landscape response should also be improved to increase the amount of canopy trees (to improve presentation and reduce the impact of urban heat in car parking environments) and garden beds (to assist with storm water management).
- The presentation to the existing streetscapes should be improved by replacing some peripheral car parking bays with a mixture of low and mid-storey planting, specifically at the edges to Clarinda and Centre Roads to improve overall presentation.
- The proposed Outdoor Plaza is poorly located at a remote location in the car park. It is separated from the building by a roadway and several car parking bays across from the pedestrian access. It should be relocated to a more integral location to the building entrance and possibly outdoor eatery. The store is proposed in a part of the Kingston municipality which contains significant cultural diversity and the role of the plaza as a ‘community meeting / small event space’ is a significant opportunity.
- The signage proposed is also generally acceptable, however, the tri-face pole sign 5*5m and 22m high is overly excessive, especially considering its location so close to the remnant residential building at the corner and the ‘destination nature’ of the store. As technology has also changed to provide ‘destination information’ in smartphones the need for such significant signage requires some questioning. It is also noted that no parameters have been provided for any future signage other than an exemption from planning requirements. Advertising sign guidelines should be included within the Incorporated Document which should also prohibit any further major promotional or pylon signage being applied for in future.

It is further recommended that in the future site plan, the car park and the corporate headquarters should swap positions. As proposed, the location of the future car parking structure with frontage to Clarinda Road is very poorly located as it would result in a poor presentation to the residential land opposite. The location of the corporate headquarters, landlocked within the site, is considered a missed opportunity to provide activation of the Clarinda Road frontage and really build upon the theme in the MSS of enhancing the ‘image’ of the surrounding industrial area.

Traffic

As drafted, Section 4.1 of the Incorporated Document provides an exemption from Planning Scheme requirements for a range of uses including supermarket, medical and specialty retail. It is unclear what car parking rates would be deemed applicable to consideration of the future establishment and/or expansion of such uses.

It is noted that in the absence of a detailed traffic assessment and understanding of the land use mix and floor area, it is difficult to determine whether signalisation on Centre Road is required. Consideration should be given as to whether, in consultation with VicRoads, a threshold number of vehicle movements per day can be introduced into the document to identify the point at which the developer would be required to provide signalisation.

If required, signalisation on Centre Road will be a critical factor in ensuring that traffic associated with the redevelopment does not queue on entry to the site in a manner that disrupts traffic flows along Centre Road. This issue has the potential to be exacerbated in future given the lack of clarity in the current plans in relation to the number or size of specialty retailers proposed to establish on the site in future. Noting the close proximity of the proposed Centre Road entrance to the existing signals at Clarinda Road, any future detailed traffic assessment will need to consider and provide direction in relation to an appropriate setback from Clarinda Road for any future traffic signal required to the west.

Pedestrian Connectivity

It is considered that greater priority should be placed on the pedestrian experience (including pedestrian safety) between the street and the front door.

Pedestrian access is largely provided through the car park, which offers little protection to pedestrians from vehicles in the car park. It is suggested the pedestrian access be better separated from vehicles to improve safety for pedestrians. Council's preferred response is to provide a pedestrian path adjacent to the main vehicle accesses, separated from both the roadway and parking bays and lined with trees and vegetation to improve legibility. Alternatively, if the present path alignments are retained, they should be raised above the roadway to separate them from parked vehicles.

It is unclear from the plans whether the proposed access arrangements are DDA compliant and provide for appropriate access to the supermarket and specialty shops for people with a disability. Detailed traffic and pedestrian analysis to be submitted under the proposed Incorporated Document must include an assessment of DDA compliance.

Stormwater and Drainage

The proposal presents very limited opportunity to incorporate WSUD elements, particularly along the southern boundary (the low end of the site) and throughout the northern carpark areas.

A preliminary Stormwater Management Plan assessment is highly desirable to confirm whether the findings are likely to influence the proposed layout. Further investigations into the limitations of the existing downstream drainage network are necessary to confirm the extent to which the site will need to limit the stormwater discharge at the south west corner and provide on-site detention storage (which could be substantial).

Environmentally Sustainable Design (ESD)

It is noted that while an ESD condition is included within the draft Incorporated Document (Condition 12), that this condition could be further expanded to ensure that best practice sustainable outcomes are achieved. Council has suggested a number of changes on the attached version of the Incorporated Document to ensure strengthened outcomes in this regard. One opportunity the Advisory Committee and Minister for Planning should not miss is the ability to use this process as a basis to establish a 'new benchmark' for large scale retail investments and energy, waste, water and transport are considered given the amount of 'space' larger retail investments require.

Council would welcome the opportunity to discuss these matters in detail prior to (and during) the hearing. Please contact Rita Astill, Team Leader Strategic Planning on 9581 4794 or email rita.astill@kingston.vic.gov.au should you require any further information or clarification of the matters raised.

Regards

Cr Georgina Oxley
MAYOR, CITY OF KINGSTON

Encl. Suggested section 4.3

9. Community Sustainability Reports

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 9.1

CON 18/86: REDEVELOPMENT OF DINGLEY LIBRARY AND HAROLD BOX HALL - AWARD OF CONTRACT

Contact Officer: Fiona Baxter, Acting Team Leader - Capital Projects

Purpose of Report

The purpose of this report is to seek Council approval to award Contract Con 18/86 Redevelopment of Harold Box Hall and Dingley Library 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 18/86, as set out in the confidential appendices attached to this report.
2. Agree to award Contract 18/86 – Redevelopment of Dingley Library and Harold Box Hall project for the final adjusted fixed lump sum price of \$4,031,242.13 (exclusive of GST) to Harris HMC Interiors (VIC) 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 Dingley Library and Harold Box Hall via open tender procedure. This report is seeking Council's approval to award Con 18/86 Dingley Library and Harold Box Hall project to Harris HMC Interiors (VIC) Pty Ltd. for an adjusted lump sum price of \$ 4,031,242.13 (excl. gst), in order to refurbish and extend the existing facility. 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

In accordance with the resolution of Council of 29 January 2018, officers have now completed detailed design and consultation for the redevelopment of Dingley Library and Harold Box Hall building. Accordingly, officers have sought tenders via an open tender procedure for the refurbishment and expansion of the facility.

Tenders have been received and evaluated and officers are now seeking approval to award Con 18/86 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 expansion of the Dingley library and Hall is in direct response to the age and poor condition of the existing building and the need to support the ongoing provision of library services and quality community meeting space.

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 March 2018, a community consultation event was held on site at the Harold Box Hall following a mail out to around 450 residents in Dingley. Written comments were provided by approximately 27 residents, the majority of which were supportive.

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

3.3 Operation and Strategic Issues

3.3.1 Tender evaluation

Tenders closed at 12.00pm on 20 November 2018, at which point seven (7) tender submissions were received from the following contractors:-

<i>Tenders received (in alphabetical order)</i>
Allmore Constructions Pty Ltd
C.A. Property Group Pty Ltd
Dura Constructions Pty Ltd
Harris HMC Interiors (VIC) Pty Ltd
Mackie Pty Ltd
Mancon Projects Pty Ltd
Newton Manor Constructions Pty Ltd

<i>Tender Submissions Received as at close of tender period (excl GST) (in lowest to highest order)</i>
\$3,969,474.00
\$4,241,498.38
\$4,531,678.00
\$5,313,318.00
\$5,695,800.00
\$5,982,838.40

In addition to the above, one of the tenders received was considered to be a non-conforming tender and was excluded from further assessment.

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

- Steve Lewis – Manager Community Buildings;
- Fiona Baxter – Acting Team Leader, Capital Projects
- Michelle Fahy – Capital Projects Officer
- Kirsten Palfrey – Operations Coordinator – Libraries and Education
- Pam Gates – Manager Dingley Village Neighbourhood Centre (Stakeholder Observer)

The evaluation criteria used to evaluate all tenders under Con 18/86 (listed in order of importance) were as follows:

- (i) PASS/FAIL Criteria
 - Compliance with OHS, Environmental and Insurance requirements
 - Financial Capacity
 - Previous Relevant Experience in projects of similar scale and scope
- (ii) Weighted Scored Criteria
 - Price / Financial Benefit to Council
 - Ability to meet set time constraints
 - Methodology
 - Resources

The TEP undertook interviews with several short listed tenderers to identify any errors and/or omissions made within their initial tender submissions. In addition, the TEP also worked with the short listed tenderers to identify the potential for further negotiated cost savings on the tendered specification which could be achieved without negatively impact on the building's functionality and performance. Cost savings were identified through use of an alternative ceiling acoustic treatment to that specified.

As a result of the above assessment process, details of which are included in the attached confidential appendices, the following final adjusted lump prices for the two (2) short listed contractors are 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>
\$4,031,242.13
\$4,233,821.38

Based on the revised fixed lump sum offers detailed in this report and the attached confidential evaluation matrix, it is recommended that Council agree to award Contract 18/86 Redevelopment of Dingley Library and Harold Box Hall project for the revised fixed lump sum price of \$4,031,242.13 (excl. GST) to Harris HMC Interiors (VIC) 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 (please see Appendix 2).

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 Harold Box Hall and Dingley Library is expected to commence on site during late February/early March 2019 and is anticipated to be completed by February 2020.

Arrangements have been made to support library patrons who will be affected by these works. These include redirection to alternative nearby library sites whilst construction work takes place and access to an online ordering service from the adjoining Neighbourhood House building, which will remain operational throughout the entirety of the proposed construction works.

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. It should also be noted that the expanded facility has been designed to support the retention of the existing mature trees on site.

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 Dingley Community well into the future.

4.3 Resource Implications

The current approved budget for the redevelopment of the Harold Box Hall and Dingley Library project is as follows:-

Table 1 - Approved Budget Allocation - Dingley Library/Harold Box Hall Redevelopment	16/17	17/18	18/19	19/20	Total
Council rates allocation	\$ 25,498.00	\$ 126,502.00	\$ 665,216.00	\$ 3,232,784.00	\$ 4,050,000.00
Living libraries Living Libraries Grant (secured)		\$ -	\$ 750,000.00	\$ -	\$ 750,000.00
Council (Community Buildings ESD budget for energy and water management improvements)		\$ -	\$ 40,000.00	\$ 210,000.00	\$ 250,000.00
Total	\$ 25,498.00	\$ 126,502.00	\$ 1,455,216.00	\$ 3,442,784.00	\$ 5,050,000.00

A breakdown of the total project expenditure for the Dingley Library/Harold Box Hall Redevelopment, based on the award of Contract 18-86 as recommended, is included as a confidential appendix to this report for Councillor information (Appendix 1).

Subject to Council agreeing to award Con 18-86 to the recommended tenderer, all anticipated project expenditure can be met from within the above approved resource allocation.

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.

Appendices

Appendix 1 - Con 18/86 Short Listed Tender Breakdown Compared against budget - Confidential (Ref 19/12150) [↓](#)

Appendix 2 - Con 18/86 Tender Evaluation Matrix Dingley Village Library Redevelopment - Confidential (Ref 18/618948) [↓](#)

Author/s: Fiona Baxter, Acting Team Leader - Capital Projects

Reviewed and Approved By: Steve Lewis, A/General Manager Community Sustainability

9.1

CON 18/86: REDEVELOPMENT OF DINGLEY LIBRARY AND HAROLD BOX HALL - AWARD OF CONTRACT

1	Con 18/86 Short Listed Tender Breakdown Compared against budget - Confidential.....	127
2	Con 18/86 Tender Evaluation Matrix Dingley Village Library Redevelopment - Confidential	129

Con 18-86 Dingley Village Neighbourhood Centre and Harold Box Hall - Short Listed Tenderers - final adjusted lump sum amounts				
	Tenderers	Tender A Harris HMC	Tender B Dura	Tender C Allmore
1	Preliminaries	\$ 139,670.00	\$ 370,557.55	\$ 283,150.00
2	Site supervision	\$ 166,640.00	\$ -	\$ -
3	Demolition (including any hazardous materials)	\$ 65,600.00	\$ 50,685.00	\$ 46,478.00
4	Excavation and fill	\$ 12,390.00	\$ 202,667.30	\$ 60,541.00
5	Termite management	\$ 3,880.00	\$ -	\$ -
6	Roof access systems	\$ 3,970.00	\$ -	\$ -
7	Concrete	\$ 204,109.00	\$ 264,180.00	\$ 293,672.00
8	Brickwork & Masonry	\$ 64,978.20	\$ 124,941.50	\$ 104,752.00
9	Structural steelwork	\$ 243,793.50	\$ 317,090.00	\$ 229,934.00
10	Light steel framing	\$ -	\$ -	\$ -
11	Light timber framing	\$ 116,807.30	\$ 471,404.14	\$ 510,381.00
12	External waterproofing and tanking	\$ 14,980.00	\$ 936.00	\$ -
13	Roofing	\$ 122,130.00	\$ 111,123.00	\$ 156,645.00
14	Cladding	\$ 119,221.18	\$ -	\$ 148,666.00
15	Metalwork	\$ 19,500.00	\$ 121,998.00	\$ 58,249.00
16	Aluminium windows and glazed doors	\$ 284,900.00	\$ 254,750.00	\$ 222,964.00
17	Doors and hatches	\$ 9,170.33	\$ 72,007.20	\$ 96,466.00
18	Door Hardware	\$ 44,088.00	\$ -	\$ -
19	Overhead doors	\$ 45,605.00	\$ -	\$ -
20	Glazing	\$ -	\$ -	\$ 1,425.00
21	Insulation and sarking	\$ 2,720.64	\$ -	\$ 546,911.00
22	Partitions and lining	\$ 79,942.72	\$ -	\$ -
23	Cubicle systems	\$ 4,810.00	\$ -	\$ 4,897.00
24	Suspended ceilings	\$ 303,858.79	\$ -	\$ -
25	Joinery	\$ 73,370.00	\$ 51,729.30	\$ 161,226.00
26	Metalwork (as per #15)	\$ -	\$ -	\$ -
27	Extinguishers and Blankets	\$ -	\$ -	\$ -
28	Window Coverings	\$ 5,989.00	\$ -	\$ 18,142.00
29	Signs and displays	\$ 5,540.00	\$ -	\$ 8,246.00
30	Plastering	\$ -	\$ 651,327.69	\$ -
31	Cementitious toppings	\$ -	\$ -	\$ -
32	Waterproofing (wet areas)	\$ 3,716.50	\$ 25,160.00	\$ 69,582.00
33	Ceramic tiling	\$ 42,726.84	\$ 43,049.95	\$ -
34	Resilient finishes	\$ 26,750.00	\$ 87,365.55	\$ 126,550.00
35	Carpet	\$ 105,648.50	\$ -	\$ -
36	Timber flooring, decking and finishing	\$ 245,288.55	\$ -	\$ -
37	Painting	\$ 40,424.73	\$ 43,600.00	\$ 38,484.00
38	Miscellaneous fixtures	\$ 22,448.27	\$ -	\$ -
39	Electrical services	\$ 343,705.00	\$ 309,864.60	\$ 407,841.00
40	Security	\$ 62,410.00	\$ -	\$ -
41	Mechanical services	\$ 314,400.00	\$ 291,272.40	\$ 311,575.00
42	Landscaping	\$ 297,038.68	\$ 151,636.00	\$ 320,794.00
43	Hydraulic and stormwater services	\$ 218,390.00	\$ 181,339.20	\$ 249,607.00
44	AV Services	\$ 44,229.00	\$ -	\$ -
45	Final clean	\$ 2,640.00	\$ -	\$ -
46	As built documentation and manuals	\$ -	\$ -	\$ -

47	termite treatment	included	\$ 500.00	included
48	Supply and install of internal signage not otherwise noted or indicated on the drawings	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
49	Supply and installation of external signage not otherwise noted or indicated on the drawings	\$ 3,000.00	\$ 3,000.00	\$ 3,000.00
50	PC allowance for supply authority head works fees	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00
51	Aconex costs PC allowance	\$ 6,000.00	\$ 6,000.00	\$ 6,000.00
52	PC allowance for master keying.	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
53	Catenary Lighting potential additional reinforcement	\$ 14,000.00	\$ 14,000.00	\$ 14,000.00
54	Shade cloth structure (Harris Only)	\$ 13,820.00	\$ -	\$ -
55	FT01- steel plate perimeter fencing (Harris Only)	\$ 13,250.00	\$ -	\$ -
56	Builders Works In Connection (BIWC) (Harris Only)	\$ 7,130.00	\$ -	\$ -
57	Piling (Harris Only)	\$ 7,940.00	\$ -	\$ -
58	Whitegoods (Harris Only)	\$ 33,541.40	\$ -	\$ -
59	Revised Construction Management Methodology costs (DURA Only)	included	\$ 19,923.00	included
60	Blinding Concrete allowance (66m3)	\$ 18,480.00	\$ 20,460.00	included
61	PC Allowance for stormwater (Dura only)		\$ 18,000.00	
Sub-Total - Adjusted Lump Sum Tender Prices based on Tender Specification and Clarifications - Excluding GST		\$ 4,076,141.13	\$ 4,312,067.38	\$ 4,531,678.00
Alternative Specification Options to be applied				Allmore not further shortlisted
62	Replacement of APC03 Autex Frontier Acoustic Ceiling with perforated plaster - reduction of	-\$ 44,899.00	-\$ 78,246.00	
Final Revised Total - Adjusted Lump Sum Tender Prices including above savings for alternative products Excluding GST		\$ 4,031,242.13	\$ 4,233,821.38	

Other project costs to be included in the budget

+ pre tender surveys and professional fees	\$ 288,867.00	\$ 288,867.00
+ contingencies	\$ 343,500.00	\$ 343,500.00
+ post contract professional fees	\$ 149,263.00	\$ 149,263.00
+ MCH Construction	\$ 146,788.00	\$ 146,788.00
+ Furniture	\$ 90,000.00	\$ 90,000.00
Total Revised Project Cost Based on Scope Reduction Options=	\$ 5,049,660.13	\$ 5,252,239.38
Approved Budget =	\$ 5,050,000.00	\$ 5,050,000.00
Remaining Balance Following Application of reduction options=	\$ 339.87	-\$ 202,239.38

TENDER EVALUATION SUMMARY
CONTRACT NO: CON-18/86TENDER TITLE:
Dingley Village Neighbourhood Centre and
Harold Box Hall redevelopment

		Tenderer A - Harris HMC	Tenderer B - DURA
QUALITY ASSESSMENT			
Quality - % Weighting of Total Score	50%	Short Listed For Detailed Assessment	
Quality Tender Evaluation Criteria	Criteria % Weighting	Mark out of 10	Score
Criterion 2- Methodology	20%	8	16.0%
Criterion 3- Construction Program	10%	8	8.0%
Criterion 4- Resourcing	10%	8	8.0%
Criterion 5- Experience	10%	8	8.0%
Weighted Quality Score		40.0%	40.5%
PRICE ASSESSMENT			
Price - % Weighting of Total Score (Minimum 40%)	50%	Short Listed For Detailed Assessment	
Lowest Price Received	\$ 4,031,242.13		
Contractor's Final Tender Price		\$4,031,242.13	\$4,233,821.38
Weighted Price Score		50.0%	47.6%
FINAL TOTAL SCORE (corrected to two decimal places)		90.00%	88.11%
FINAL RANKING		1	2

18/04/2018

Tenderer C- Allmore	Tenderer D- Mackie	Tenderer E- Mancon Projects				
Not shortlisted	Not shortlisted	Non-Conforming Tender - excluded from Assessment	Mark out of 10	Score	Mark out of 10	Score
			0.0%	0.0%	0.0%	0.0%
			0.0%	0.0%	0.0%	0.0%
			0.0%	0.0%	0.0%	0.0%
			0.0%	0.0%	0.0%	0.0%
			0.0%	0.0%	0.0%	0.0%
			0.0%	0.0%	0.0%	0.0%
\$4,531,678.00	\$5,438,944.01	\$0.00	44.5%	37.1%	37.06%	0.00%
			44.48%	37.06%	37.06%	0.00%
			3	5	5	5

TM 01/18

Tenderer F- CA Property	Tenderer E- Newton Manor Constructions		
Not shortlisted	Not shortlisted		
Mark out of 10	Mark out of 10		
0.0%	0.0%		
0.0%	0.0%		
0.0%	0.0%		
0.0%	0.0%		
0.0%	0.0%		
		\$5,313,318.00	\$5,695,800.00
		37.9%	35.4%
		37.94%	35.39%
4	6		

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 9.2

RESPONSE TO NOTICE OF MOTION NO. 34/2018 – CR STAIKOS – POKIES ADVOCACY CAMPAIGN IN THE CITY OF KINGSTON

Contact Officer: **Michelle McLean, Acting Coordinator Planning Development**

Purpose of Report

This report responds to Notice of Motion No. 34/2018 – Cr Staikos – Pokies Advocacy Campaign in the City of Kingston, dated 26 November 2018 where it required officers to:

Prepare a report for the first Ordinary Council Meeting of 2019 that outlines an advocacy strategy to curtail this issue and minimise harm caused by Electronic Gaming Machines in the City of Kingston, including:

1. Bringing Kingston's Electronic Gaming Machines cap down from over 1,200 to 898;
2. Reducing the hours of operation of local gaming venues to 10am to midnight for gaming areas;
3. Call on the State Government to use the machine approval process to remove designs from machines that contribute to gambling harm, such as losses disguised as wins, linked jackpots and free spins;
4. The introduction of a \$1 bet limit per push on Electronic Gaming Machines; and
5. Any other measures recommended by Officers.

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. Receives this report and supports the scope of activities proposed to reduce the harms associated with gambling (as detailed in Appendix 3: Pokies Advocacy Campaign - Action Plan Calendar); and
2. That a 12-month status report be provided for Council's consideration which details the work of the advocacy campaign undertaken and the associated outcomes.

1. Executive Summary

Kingston has 898 Electronic Gaming Machines (EGM's), operating amongst 16 venues scattered across the municipality (Appendix 1 Gaming Venues in Kingston attached). In 2013, comparing to all Victorian local government areas (79 Councils), Kingston ranked the third highest for number of licensed venues, the sixth highest for number of EGM's and the tenth highest for player losses. In 2018, there is little change, we remain the third highest for number of licensed venues, the sixth highest for number of EGM's and are ninth highest for player

losses. In 2017/18 there was a loss of \$668 per adult and an overall annual loss of \$86,280,869.

Council's alignment and partnership with the Alliance for Gambling Reform provides Council with an opportunity to work directly with other members of the Alliance which strengthens Council's role in influencing change and advocate for change to minimise harm caused by Electronic Gaming Machines in the City of Kingston.

For the purpose of addressing Council's Notice of Motion (NoM), and should Council wish to proceed and adopt a greater advocacy platform to curtail gambling issues and minimise harm caused by Electronic Gaming Machines in the City of Kingston, the following proposed Pokies Advocacy Campaign - Action Plan Calendar Appendix 3 can be incorporated with Council's Gambling Policy and Action Plan which is due for renewal in 2019.

2. Background

On 26 November 2018, Council resolved to seek a report that outlines an Advocacy Strategy that curtails issues associated with gambling and minimises harm caused by Electronic Gaming Machines in the City of Kingston. If endorsed, the attached advocacy strategy would address the components of the Notice of Motion 34/2018.

Whilst the components of the NoM align with the State-wide approach adopted by the Gambling Alliance Reform, Council has the opportunity to address NoM components which are heavily regulated and governed by the Victorian State legislation under the Gambling Regulation Act 2003. However, by aligning and developing greater partnerships with the Alliance, Council has the opportunity to advocate and work with the Victorian Commission for Gambling and Liquor Regulation (VCGLR) to influence and encourage greater responsible regulations for all forms of legalised gambling in Victoria including the allocation of entitlements and licences to venue operators to operate Electronic Gaming Machines.

In collaboration with Communications and Community Relations Team, Council's Social Development team developed the Pokies Advocacy Campaign - Action Plan Calendar for the purpose of addressing the components of the NoM. If endorsed, Council may wish to consider incorporating the proposed Pokies Advocacy Strategy Action Plan Calendar into the Gambling Policy and Action Plan which is currently due for renewal. If supported, the action plan will be implemented between 2019 and 2021.

3. City of Kingston Gambling Policy and Action Plan 2014-2019

Council's current Gambling Strategy and Action Plan 2014 – 2019, is due for review and renewal in 2019, and this provides the opportunity for the scope of activity by Council to be increased. If supported the proposed advocacy strategy will be incorporated into the revised Gambling Policy and Action Plan. The proposed Pokies Advocacy Strategy Action Plan Calendar will provide a framework for Council to deliver various actions both internally and externally that focus on promoting harm minimisation and reducing negative impacts of problem gambling by endorsing and promoting community awareness.

Current sector advocacy activity is seeking to convince the Government that gambling should be treated as a public health issue, akin to the harm from tobacco and drink driving.

3.1 Kingston Council's initiatives

Over the past 5 years, Council has both facilitated and hosted various local initiatives aimed at reducing gambling harm and promoting community awareness on the associated risks. For further details of past Council initiatives please refer to Appendix 2 Gambling Reform - Kingston initiatives.

3.2 Surrounding Municipalities:

Surrounding Councils contribute to address gambling losses within their municipality and are all consequently Alliance for Gambling Reform partners. The Alliance currently has 27 local governments supporting its goals; with the following five Council leadership partners each making a \$25,000 annual contribution:

- City of Greater Dandenong;
- City of Moreland;
- City of Whittlesea;
- City of Monash;
- City of Melbourne; and
- City of Kingston.

Benchmarking across 7 other LGAs indicate that in addition to the \$25k allocated to the Alliance, these Councils allocate on average .4 EFT (approx. \$45k) at a band 6 level delivering actions in the gambling portfolio. Generally higher EFT is associated with greater losses on EGM's and a strong policy position on gambling.

With the current resourcing levels of \$8k from the operational budget, Council is relatively limited in the range and scope of initiatives that it can deliver and predominately focusses on the information dissemination, raising community awareness and offering limited alternative recreational activities. Should council endorse the proposed Advocacy Strategy the projected cost to implement this will be \$85,000 per annum for four years (\$340k). The actions from the proposed advocacy strategy will be incorporated into the revised Gambling Policy and Action Plan due for renewal in 2019.

External funding sources have previously been sought and Council officers will continue to monitor external funding opportunities to support new initiatives in Kingston.

These include:

- VRGF Prevention Grants for Culturally and Linguistically Diverse Communities
- VRGF Local Prevention Projects.

4. Discussion

4.1 Council Plan Alignment

Goal 3 - Our connected, inclusive, healthy and learning community

Direction 3.1 - Respond to our community's social needs

4.2 Consultation/Internal Review

In July 2017 the City of Kingston joined The Alliance for Gambling Reform in an effort to reduce the impact of problem gambling in the community. The Alliance for Gambling Reform is a national advocacy organisation that involves the independent collaboration of over 60 organisations with a shared concern about the impacts of gambling and normalisation in Australian culture. The Alliance campaigns for reforms of the gambling industry that reduce the harm it causes. Kingston contributes \$25,000 annually as an Alliance member.

In addition, consultation has occurred with Council's Senior Advisor, Stakeholder Relations and Strategic Communications who has provided within this report the advocacy proposal with key messaging.

Utilising the Stakeholder Relations and Strategic Communications Advisor recommendations, a proposed advocacy campaign “Enough is Enough” has been developed for Kingston to be implemented between 2019 and 2021 (Appendix 3 Pokies Advocacy Campaign - Action Plan Calendar) with specific actions and key messages aligned with the following aims:

1. Raise community awareness of the issue of gambling harm in Kingston
2. Raise community support for action to tackling gambling harm in Kingston
3. Advocate to the Victorian Government and its agencies for change.

The advocacy campaign will remain as a live working document that will be reviewed annually and updated as required based on outcomes achieved, ensuring it aligns with the Alliance for Gambling Reform campaigns and State policy landscape. The actions will be delivered by Council’s Social Development Team in partnership Communications and Community Relations Department. The campaign will predominantly be delivered via various social and print media messaging; online petitions; community education; community participation, involvement and collaborative partnerships. A strong alignment with the Alliance for Gambling Reform campaigns is likely to secure positive reform outcomes. For more details refer to the campaign calendar action plan in Appendix 3 Pokies Advocacy Campaign - Action Plan Calendar.

The Pokies Advocacy Campaign - Action Plan Calendar proposes the following key messages that will align with the noted NoM key objectives of the campaign:

1. Reduce Kingston’s municipal limit on Electronic Gaming Machines

Key message:

Enough is Enough. Pokies are already causing severe harm to the Kingston community with \$86million lost each year. Yet we are not even up to our limit. The Kingston community says ‘no’ to any more pokies in Kingston and calls on the Victorian Government to lower our limit.

2. Reduce the hours of operation of local gaming venues to 10am to midnight

Key message:

Problem gamblers are more likely to feed their addiction after midnight. Let’s protect them by making sure pokies venues are closed between midnight and 10am. Enough is Enough! Let’s turn back the clocks on late-night pokies venues in Kingston

3. Amend the machine approval process to exclude designs that contribute to gambling harm

Key message:

The Pokies play you. Poker machine makers spend millions designing tricks to make us spend more money, waste more time and become more addicted to poker machines. They fool gamblers with losses masquerading as wins, making multiple bets at once and offering so-called free spins. It’s all a giant hoax. Enough is enough.

4. Introduction of \$1 bet limit per push on EGMs

Key message:

Big bets equal big losses. Problem Gamblers need help to stem the flow of gambling losses. Limiting bets to \$1 will protect the vulnerable without impacting on occasional recreational gamblers.

5. Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities.

Key message:

Pokies are not your friend. There's plenty of great community connections to be made in Kingston. Find your place at mycommunitylife.com.au

A poker machine can't talk, laugh and listen with you. There are plenty of free & low-cost activities on offer in Kingston to have some fun and make new friends. Check out mycommunitylife.com.au for details.

Further action is also recommended by Council to:

- Introduce policy changes to create an environment that minimises gambling harm
- Encourage compliance by venues of existing rules and legislation.

4.3 Options

4.1.1 Option 1 (Recommended)

That Council:

- a) Receives this report and supports the scope of activities proposed to reduce the harms associated with gambling (as detailed in Appendix 3: Pokies Advocacy Campaign - Action Plan Calendar); and
- b) That a 12-month status report be provided for Council's consideration which details the work of the advocacy campaign undertaken and the associated outcomes.

4.1.2 Option 2

That Council does not support the proposed Pokies Advocacy Campaign Action Plan.

5. Conclusion

5.1 Environmental Implications

There are no environmental implications.

5.2 Social Implications

Kingston has the opportunity to expand its current scope of activities to seek to reduce the adverse impacts of gambling on the Kingston community. This can be achieved by increasing and facilitating legislative, social and behavioural change through local community activities as well as at a state level by strengthening our alignment and activities with the Alliance for Gambling Reform.

5.3 Resource Implications

If Council sought to increase its current scope of activities to address the community harms incurred by gambling, the likely cost for this is \$85,000 per year over a four year period. The actions proposed in the advocacy strategy are labour intensive and require significant Officer resourcing to implement in conjunction with the provision of local level programs and education.

5.4 Legal / Risk Implications

There are no legal implications.

Appendices

Appendix 1 - Gaming Venues in Kingston attached (Ref 18/631891) [↓](#)

Appendix 2 - Gambling Reform - Kingston initiatives. (Ref 19/5148) [↓](#)

Appendix 3 - Pokies Advocacy campaign - Action Plan Calendar 2019 - Appendix 3
(Ref 19/9711) [↓](#)

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9.2

RESPONSE TO NOTICE OF MOTION NO. 34/2018 – CR STAIKOS – POKIES ADVOCACY CAMPAIGN IN THE CITY OF KINGSTON

1	Gaming Venues in Kingston attached	141
2	Gambling Reform - Kingston initiatives.	145
3	Pokies Advocacy campaign - Action Plan Calendar 2019 - Appendix 3	149

Gaming Venues in Kingston, 2017/18

	Name of Venue	Address	Club/ Hotel	EGM numbers as at 30 June 2018	Attached Entitlements**	Losses 1 July 2017 to 30 June 2018
1	Chelsea Heights Hotel	1 Wells Road Chelsea Heights	Hotel	40	40	\$5,851,597
2	Cheltenham Moorabbin RSL	289 Centre Dandenong Road Cheltenham	Club	41	41	\$3,199,919
3	Clayton Bowls Club	Springs Road Clayton South	Club	29	29	\$1,954,908
4	Dingley International Hotel	334 Boundary Road Dingley	Hotel	90	90	\$15,486,776
5	Edithvale-Chelsea RSL	4 Thames Promenade Chelsea	Club	80	80	\$4,530,122
6	Freccia Azzurra Club	784-796 Springvale Road Keysborough	Club	35	30	\$1,231,187
7	Highett Returned & Services Club	1 Station Street Highett	Club	41	41	\$2,605,776
8	Long Beach Hotel	380 Nepean Highway Chelsea	Hotel	49	49	\$4,903,724
9	Mentone RSL	9 Palermo Street Mentone	Club	25	25	\$812,612
10	Mordialloc Sporting Club	528 Main Street Mordialloc	Club	82	82	\$5,344,009
11	Royal Oak Hotel	1375 Nepean Highway Cheltenham	Hotel	76	76	\$9,522,378
12	Sandbelt Club Hotel	630-646 South Road Moorabbin	Hotel	100	82	\$11,376,146
13	St Kilda Football Social Club	9 Linton Street Moorabbin	Club	83	83	2,089,533
14	The Bridge Hotel	1 Nepean Highway Mordialloc	Hotel	50	50	3,431,499
15	The Cove Hotel	The Marina, McLeod Road Patterson Lakes	Hotel	53	53	8,249,999
16	Tudor Inn Hotel	1281 Nepean Highway Cheltenham	Hotel	56	47	5,690,687
				930	898	\$86,280,869

Key definitions	
EGM	Electronic gaming machines
Losses	Amount of money lost by gaming patrons. Also referred to as 'player loss'
* Licensed EGMs	Number of EGMs licensed by VCGLR for use at that venue
** Attached entitlements	Number of EGM's being used in the venue

Previous Net Electronic Gaming Machine (EGM) Expenditure in Kingston

2017/18	\$86,280,868.83
2016/17	\$83,016,928.48
2015/16	\$83,473,105.91
2014/15	\$81,509,892.75
2013/14	\$79,825,384.39
2012/13	\$78,986,274.55
2011/12	\$86,504,008.27
2010/11	\$86,304,047.00
2009/10	\$85,807,487.52
2008/09	\$90,074,552.04

(Net EGM expenditure is the total amount lost by players)

City of Kingston - Monthly Data for the Previous Three Years

Month	2017 / 2018			2016 / 2017			2015 / 2016		
	Expenditure	No. EGMs	No. Venues	Expenditure	No. EGMs	No. Venues	Expenditure	No. EGMs	No. Venues
July	\$ 7,331,099	898	16	\$ 7,307,482	898	16	\$ 7,387,428	895	16
Aug	\$ 7,378,747	898	16	\$ 7,175,086	895	16	\$ 7,419,462	895	16
Sept	\$ 7,327,644	897	16	\$ 7,193,774	898	16	\$ 7,173,907	895	16
Oct	\$ 7,125,580	898	16	\$ 7,420,580	897	16	\$ 7,031,334	895	16
Nov	\$ 7,040,573	894	16	\$ 7,134,418	897	16	\$ 6,975,863	896	16
Dec	\$ 7,578,772	898	16	\$ 7,148,808	897	16	\$ 7,117,565	898	16
Jan	\$ 6,969,215	898	16	\$ 6,545,892	898	16	\$ 6,823,520	898	16
Feb	\$ 6,592,967	897	16	\$ 6,196,159	898	16	\$ 6,550,021	898	16
Mar	\$ 7,431,105	898	16	\$ 6,698,584	897	16	\$ 6,867,049	898	16
Apr	\$ 7,059,764	895	16	\$ 6,646,674	898	16	\$ 6,527,006	898	16
May	\$ 7,275,543	898	16	\$ 6,684,021	898	16	\$ 7,038,436	898	16
Jun	\$ 7,169,860	898	16	\$ 6,865,451	898	16	\$ 6,561,515	898	16
Total	\$ 86,280,869			\$ 83,016,928			\$ 83,473,106		

All data sourced from VCGLR website: <http://www.vcglr.vic.gov.au/home/resources/data+and+research/data/>

How Kingston compares to other Metropolitan LGA's

Net EGM Expenditure 2017/2018

8th highest expenditure out of 30 metro LGA's

	LGA	\$
1	City of Brimbank	139,507,225.15
2	City of Casey	131,514,174.64
3	City of Greater Dandenong	121,420,072.78
4	City of Whittlesea	118,475,586.27
5	City of Monash	111,942,285.37
6	City of Hume	109,623,804.77
7	City of Wyndham	105,458,372.16
8	City of Kingston	86,280,868.83
9	Shire of Mornington Peninsula	83,996,241.79
10	City of Melbourne	83,992,700.40
11	City of Darebin	82,129,607.70
12	City of Moonee Valley	78,589,175.42
13	City of Glen Eira	77,171,466.40
14	City of Knox	75,860,234.52
15	Shire of Melton	66,052,977.77
16	City of Maroondah	65,326,363.45
17	City of Frankston	64,622,291.40
18	City of Moreland	64,168,977.16
19	City of Banyule	58,536,906.89
20	City of Manningham	58,387,460.55
21	City of Maribyrnong	54,924,962.83
22	City of Whitehorse	53,601,233.78
23	City of Hobsons Bay	47,437,370.43
24	City of Yarra	31,076,310.57
25	Shire of Yarra Ranges	29,300,516.12
26	Shire of Cardinia	29,046,899.53
27	City of Port Phillip	27,496,648.16
28	City of Stonnington	20,852,827.55
29	City of Boroondara	20,325,757.29
30	City of Bayside	15,378,669.22
	Metro Melbourne total	2,112,497,989

Expenditure per Adult 2017/2018

7th highest expenditure per adult out of 31 metro LGA's

Higher than Metro Melbourne average of \$551.64

	LGA	\$
1	City of Greater Dandenong	926.64
2	City of Brimbank	850.66
3	City of Moonee Valley	764.61
4	City of Maribyrnong	722.62
5	City of Maroondah	714.86
6	City of Monash	691.51
7	City of Kingston	667.54
8	City of Hume	658.65
9	City of Whittlesea	655.14
10	Shire of Mornington Peninsula	641.77
11	City of Glen Eira	638.74
12	City of Hobsons Bay	632.78
13	City of Darebin	625.91
14	Shire of Melton	596.11
15	City of Knox	589.71
16	City of Frankston	587.34
17	City of Wyndham	576.39
18	City of Manningham	575.16
19	City of Banyule	571.52
20	City of Casey	527.88
21	City of Melbourne	527.81
22	City of Moreland	436.43
23	City of Whitehorse	380.98
24	Shire of Cardinia	370.63
25	City of Yarra	362.31
26	City of Port Phillip	282.59
27	Shire of Yarra Ranges	240.48
28	City of Stonnington	210.19
29	City of Bayside	188.88
30	Shire of Nillumbik	182.14
31	City of Boroondara	142.18

No. EGMs per 1000 Adults 2017/2018

5th highest number of EGMs per 1000 adults out of 31 metro LGA's
Higher than Metro Melbourne average of 4.91

	LGA	No.
1	City of Maroondah	8.31
2	City of Greater Dandenong	7.31
3	City of Hobsons Bay	7.14
4	City of Moonee Valley	7.11
5	City of Kingston	6.95
6	City of Glen Eira	6.46
7	City of Banyule	6.20
8	Shire of Mornington Peninsula	6.13
9	City of Knox	5.95
10	City of Maribyrnong	5.92
11	City of Monash	5.90
12	City of Brimbank	5.81
13	City of Darebin	5.67
14	City of Manningham	5.14
15	City of Hume	5.00
16	City of Wyndham	4.88
17	City of Frankston	4.72
18	Shire of Melton	4.54
19	City of Melbourne	4.43
20	City of Moreland	4.43
21	Shire of Cardinia	4.15
22	City of Whittlesea	4.14
23	City of Port Phillip	3.83
24	City of Casey	3.66
25	Shire of Yarra Ranges	3.63
26	City of Yarra	3.59
27	City of Whitehorse	3.06
28	City of Stonnington	2.88
29	City of Bayside	2.55
30	Shire of Nillumbik	1.82
31	City of Boroondara	1.13

Kinston Council's initiatives

Strengthening Clayton Clarinda

The Clayton and Clarinda Strengthening Project is a community based positive change initiative that engaged selected communities from Kingston and Monash municipalities to address community identified issues. Gambling harm was one such issue identified by the group. These issues were included in a Community Action Plan. The three year project was funded by the State Government with \$400,000 over the three year period and with cash contributions of \$25,000 each from Kingston and Monash for the same period. The following issues around the themes of social inclusion; community wellbeing; economic prosperity; access; amenity; and community safety were included the Community Action Plan.

The Department of Planning and Community Development and the Clayton, Clayton South and Clarinda communities. Council contributed \$25,000 annually over three years.

Clayton CANVAS

In conjunction with Monash City Council, The Clayton CANVAS project was developed to support the community to build resilience to harm and risk of gambling in the Clayton area. A grant of \$205,000 from the Victorian Responsible Gambling Foundation enabled the delivery of this site based project

This site-based pilot prevention program aims to:

- Reduce gambling harm in Clayton;
 - Build the resilience of community to gambling harm;
 - Increase community participation in alternative recreation and education activities;
- and
- De-stigmatize problem gambling to enable help-seeking.

A range of activities throughout implementation of the project included:

- Summer Nights; Spring Nights; Autumn Nights – family activities; community service organisations present; information available on gambling harm and support services
- Screening of Ka-Ching
- Three Sides of Coin theatre production

Enough Pokies campaign - 2014

In 2014, Kingston participated in “Enough Pokies Campaign” which was local government targeted campaign run in collaboration with most of Victoria’s local councils. The *Enough Pokies* campaign was devised to highlight the frustrations of councils and communities across the state with the current regulatory framework for poker machine licensing in Victoria and the uneven playing field which exists at the Victorian Commission for Gambling and Liquor Regulation (VCGLR) and the Victorian Civil and Administrative Tribunal (VCAT). The current regulations and how they are narrowly interpreted by these bodies mean that the proliferation of poker machines in vulnerable communities – where they do the most damage – is increasing.

The campaign sought to build public awareness around these issues and influence the major political parties to take action.

Alliance for Gambling Reform Advocacy Campaigns

Council's annual financial contribution of \$25,000 provides Council with the opportunity to join in a state wide advocacy campaigns developed and coordinated by the Alliance. The Alliance provide support to alliance partners to address the following:

Specific to Kingston Municipality included:

- Meetings with Gamblers Help Southern.
- Provision of information to local Leader for article on gambling losses in Kingston, which mentioned Council favourably.
- Meetings with Kingston Council officers and provision of follow up information and collateral.
- Participation in Council Stall on Australia Day at Globe to Globe World Music Festival, Clayton South.

Support to Partner Councils included:

- Making family violence an issue with the Victorian Commission for Gaming and Liquor
- Urging the AFL to have a serious look at gambling harm and the dependence of its clubs on poker machine revenue.
- Advice to Councils concerning cashless gambling.
- Advice to Councils concerning Municipal Association of Victoria gambling related resolutions.
- A Planning Meeting involving Partner Councils at the MAV.
- Advice to Councils re the State Government's new regional caps.
- Advice to Councils re the Gambling Regulation Amendment (Gaming Machine Arrangements) Bill, and campaigning for improvements to the Bill.
- Provision of dossier of material for use in opposing poker machine applications.
- Advice to Councils re Responsible Gambling Awareness Week.
- Advice to Councils re Victorian Responsible Gambling Foundation Prevention Grants to CALD communities.
- Advice to Councils re "Women Against Pokies" Rally.
- Submission to Victorian Government Planning Provisions Review Discussion paper, supporting Councils say in gambling planning applications.
- Advice to Councils regarding the Commercial TV networks Draft Broadcasting Code on Gambling Advertising.
- Advice to Councils re Poker Machine Licence Renewals
- Advice to Councils re the Federal Court case Guy v. Aristocrat and Crown, and response to the Gaming Technologies Association.

Responsible Gambling Awareness Week (now called Gambling Harm Prevention Week)

Participation in the annual event to promote early intervention and awareness of gambling related harm through a variety of mechanisms:

- Internal communication and information to raise awareness related to gambling harm; links to support services
- External social media and print media based on themes set each year by the Responsible Gambling Foundation e.g. Bet Regret; Know Your Limit; TALK. SHARE. SUPPORT

Local Government Working Group on Gambling

Convened by the VLGA the Local Government Working Group on Gambling (LGWGOG) brings together Councillors, Council Officers, researchers and community services professionals to discuss development in gambling that impact Victorian communities.

Access to information and alternative recreational activities

Through the My Community Life website over 400 community groups that are available for Kingston residents to join have their details listed providing recreational opportunities as an alternative to gambling.

Through the Gamblers Help Southern Venue Worker, My Community Life promotional materials have been introduced into selected gaming venues to provide information to users of EGMs about alternative activities available in Kingston.

Small funding opportunities to support local non-gambling related initiatives and activities for community group's e.g. No Pokies Karaoke.

Social Outings - Community Bus

Facilitate internal collaboration to identify alternative venues for social outings through existing council facilities such as the Arts Centre, Parks; Leisure Centres; Community Hubs.

Information and Support

Provision of up to date information on gambling related statistics and links to support via the Council website.

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2019 - MAR/APR/ MAY	<p>Raise General Awareness of Gambling Harm</p> <p>Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities</p> <p>Raise General Awareness of Gambling Harm</p>	Kingston's \$86million lost annually to pokies is more than enough!	Social Media Post	Communications Team
		Announce launch of campaign and seek meeting for partnership	Letter to MPs	Social Development/Communications Team
		Announce launch of campaign	KYC	Communications Team
		Announce launch of campaign	Mayor's Letter to Editor to Newspaper	Communications Team
		Announce launch of campaign	Media Release to launch campaign	Communications Team
		Kingston's \$86million lost annually to pokies is more than enough!	Digital screen for Kingston's public buildings (hubs/waves etc)	Communications Team
		Kingston's \$86million lost annually to pokies is more than enough!	Posters for community centres	Communications Team (creation) & Social Development (distribution)
		Kingston's \$86million lost annually to pokies is more than enough!	Website dedicated advocacy page for the campaign	Social Development/Communications Team
		Mycommunitylife.com.au promotion	Social Media	Communications Team
		Gambling losses impacting our community	Social Media Post - share Gambling Alliance short video	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	
			Responsible for action	
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities		Consult with internal council departments to identify possibilities for evening activities to divert problem gamblers and vulnerable communities from gambling activities *Any resulting activities would need to be added to this Activity Plan	Social Development
2019 - MAR/APR/MAY	Compliance		Meet with key Council teams + Gamblers Southern venue support works to discuss compliance issues and map out inspections/reporting etc and identify resourcing. NOTE: Further actions under compliance may only proceed if extra resourcing provided.	Social Development
2019 - JUNE/JULY/AUG	Raise General Awareness of Gambling Harm/ Raise Awareness of too many pokie machines in Kingston	Kingston's 898 poker machines are having a devastating impact on the community - yet under Vic Gov rules a further 300 pokies could flood our city. Enough is Enough. Kingston's 898 poker machines are having a devastating impact on the community - yet	KYC article	Social Development/Communications Team
			Social Media Post	Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.			
Month	Campaign Objective	Key Message	Activity
	Raise General Awareness of Gambling Harm	Personal stories case studies of Gambling Harm #1 (Focus on addiction - amount lost)	Digital screens at key council buildings
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Promote 'Love the Game' program run through the VRGF for sporting clubs	Letter to all sporting clubs
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Promote 'Love the Game' program run through the VRGF for sporting clubs	Consider holding an information sessions for sporting clubs on the Love the Game program to promote involvement
	Advocate for change	Enough is Enough. 898 poker machines in Kingston is more than enough. X community members agree (campaign support numbers).	MPs breakfast include pokie machine reform in presentation to local MPs
		Enough is Enough. 898 poker machines in Kingston is more than enough.	Annual Advocacy document
		Follow up letter to MPs - calling for support for change as set out at MPs breakfast	MPs letter
	Raise General Awareness of Gambling Harm/ Raise Community Support for change		Community Forum & Screening of Ka- Ching video, guest speakers on impact of harm

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	
			Responsible for action	
2019 SEPT/OCT/ NOV	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/email/phone local MPs)	Launch petition at forum	Social Development
2019 SEPT/OCT/ NOV	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/email/phone local MPs)	KYC article	Communications Team (creation) & Social Development (distribution)
		Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/ email/ phone local MPs)	Social media	Social Development/ Communications Team
		Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/ email/ phone local MPs)	Letter to key community groups seeking their support to promote campaign in their communities	Communications Team (creation) & Social Development (distribution)

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
		community to write/email/phone local MPs)		
		Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/email/phone local MPs)	Post cards - to distribute via libraries/community centres etc	Communications Team (creation) & Social Development (distribution)
		Launch campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page + encouraging community to write/email/phone local MPs)	Digital screens at key council buildings	Social Development/ Communications Team
2019 SEPT/OCT/ NOV	Raise General Awareness of Gambling Harm/ Raise Community Support for change	(internal staff) Include gambling education issues in annual My Wellbeing Month of activities for Kingston Staff	Internal staff activities	Social Development & People Support
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities	Mycommunitylife.com.au promotion	Social Media	Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2019 SEPT/OCT/ NOV	away from gambling activities			
	Raise General Awareness of Gambling Harm	Personal stories case studies of Gambling Harm #2 + call to action to support campaign (Personal story focus on impact on family)	Social Media Post	Social Development (source stories) & Communications
	Raise General Awareness of Gambling Harm	Personal stories case studies of Gambling Harm #2 + call to action to support campaign (Personal story focus on impact on family)	Digital screens at key council buildings	Social Development (source stories) & Communications
2019 DEC/ 2020 JAN/FEB	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case studies # 1 and #2 + call to action to support campaign	KYC article	Social Development/ Communications Team
	Policy change	How can we create a policy environment that better protects our community from gambling harm.	Prepare report for Council on policies that could be amended to better prevent harm caused by gambling in the meeting. These could include: sponsorships policy, community events, community grants, leasing policy. Also consider introducing introduce local policy on EGM gambling within the Kingston	Social Development

Pokies Advocacy campaign - Action Plan Calendar 2019 - Appendix 3.XLSX

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POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2019 DEC/ 2020 JAN/FEB			planning scheme E.g. to provide increased Council control over EGM applications.	
	Promote alternative social networks to divert gamblers away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Communications Team
2019 DEC/ 2020 JAN/FEB	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Share Alliance post/campaign message + call to action to support campaign	Social media post	Social Development/Communications Team
		Continue campaign calling on community to add their voice to the Enough is Enough campaign (collecting petition signatures via the advocacy web page)	Digital screens at key council buildings	Social Development/Communications Team
2020 MAR/APR/ MAY	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on losses in 2019 year - call for change	Media Release	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 MAR/APR/ MAY	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on monthly losses in 2019 year - call for change	Social media post	Social Development/ Communications Team
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Communications Team
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	KYC	Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case study #3 - Focus on late night hours of operation	Social media post	Social Development (source stories) & Communications
2020 JUNE/JULY/ AUG		Personal stories case study #3 - Focus on late night hours of operation	Digital screen in key council buildings	Communications
	Advocate for change	Update on losses in 2019 year - call for change	KYC article	Social Development/Communications Team
	Raise Awareness	Personal stories case study #3 and #4	KYC article	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 JUNE/JULY/ AUG	Advocate for change/ Raise Awareness	Community Benefit? How is this a benefit to us? Report on worst 'community benefit' projects as reported by venues	Media Release	ons Team
	Advocate for change/ Raise Awareness	Community Benefit? How is this a benefit to us? Report on worst 'community benefit' projects as reported by venues	Social media	Social Development/ Communications Team
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Social Development/ Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case study #4 - Focus on addictive nature (Pokies Play You - designed to lose)	Social media post	Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case study #4 - Focus on addictive nature (Pokies Play You - designed to lose)	Digital screen in key council buildings	Social Development (source stories) & Communications
	Advocate for change	Request for venues to reduce hours of operation, number of machines. Remind them of compliance requirements.	Letter to gaming venues from mayor	Communications Team
				Social Development & Communications

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 SEP/OCT/NOV	Promote alternative social networks to divert gamblers away from gambling activities	Identify pokies free venues for community groups	Letter to community groups highlighting non-pokies venues for events (particularly Christmas events coming up)	Social Development (source stories) & Communications
	Advocate for change	Council has called on venues to reduce numbers, hours of operation in wake of strong community support.	Media Release	Communications
		Council has called on venues to reduce numbers, hours of operation in wake of strong community support.	Social media post	Social Development/ Communications Team
	Advocate for change	Council to consider lodging an item with MAV State Council calling on Vic Government to reduce municipal limits on gaming machines.	MAV State Council motion	Councillors/Governance
	Compliance (ONGOING for rest of year)	Begin compliance audit of venues (prioritising major venues) E.g. signage compliance; advertising and inducements; self-exclusion compliance. Noncompliance can be reported to the VCGLR for enforcement Investigate and audit pokies venues for compliance; and responsible service of gambling	In person visits	Social Development

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 SEP/OCT/NOV	Raise General Awareness of Gambling Harm/ Raise Community Support for change	(internal staff) Include gambling education issues in annual My Wellbeing Month of activities for Kingston Staff	internal staff activities	Social Development & People Support
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Communications Team
2020 DEC 2021 JAN/FEB	Advocate for change	Council MAV State Council calling on Vic Government to reduce municipal limits on gaming machines.	Media Release	Communications
		Council MAV State Council calling on Vic Government to reduce municipal limits on gaming machines.	Social media	Communications
	Advocate for change	Council has called on venues to reduce numbers, hours of operation in wake of strong community support. Promotion of any Gambling Harm Awareness Week Activities	KYC article	Communications

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 DEC 2021 JAN/FEB	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case studies # 5 and #6 + call to action to support campaign - stories to be positive - how people have tackled gambling issues/ found other social connections etc.	KYC article	Social Development/ Communications Team
	Raise General Awareness of Gambling Harm / Raise Community Support for change	Promote + Participate in any Gambling Harm Awareness Week Activities (TBC)	social media	Social Development/Communications Team
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Communications Team
	Advocate for change/ Raise Awareness	Write to venues about lack of 'Community Benefit' of projects/lack of reporting	Letter to venues	Social Development/Communications Team
	Promote alternative social networks to divert gamblers away from gambling activities	Identify pokies free venues for community groups	Social Media + Website	Communications
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case studies # 5 - stories to be positive - how people have tackled gambling issues/ found other social connections etc. Promote	Social media	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2020 DEC 2021 JAN/FEB	Raise General Awareness of Gambling Harm/ Raise Community Support for change	mycommunitylife.com.au Personal stories case studies # 5 - stories to be positive - how people have tackled gambling issues/ found other social connections etc. Promote mycommunitylife.com.au	Digital screen in key council buildings	Communications
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Social Development/Communications Team
2021 MAR/APR/ MAY	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case studies # 6 stories to be positive - how people have tackled gambling issues/ found other social connections etc.Promote mycommunitylife.com.au	Digital screen in key council buildings	Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Personal stories case studies # 6 - stories to be positive - how people have tackled gambling issues/ found other social connections etc. Promote mycommunitylife.com.au	Social Media	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
2021 JUNE/JULY/ AUG	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on amount lost so far this year in Kingston. Overview of campaign	KYC Article	Social Development/Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on amount lost so far this year in Kingston. Overview of campaign	Media release	Social Development/Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on amount lost so far this year in Kingston. Overview of campaign	social media	Social Development/Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on amount lost so far this year in Kingston. Overview of campaign	Digital screen in key council buildings	Social Development/Communications Team
	Raise General Awareness of Gambling Harm/ Raise Community Support for change	Update on amount lost so far this year in Kingston. Overview of campaign	Letter to MPs - remind of campaign	Social Development/Communications Team
	Promote alternative social networks and activities to divert those at risk of harm and vulnerable communities away from gambling activities	Mycommunitylife.com.au promotion	Social Media	Social Development/Communications Team

POKIES ADVOCACY CAMPAIGN - CURTAILING & MINIMISING HARM CAUSED BY ELECTRONIC GAMBLING.				
Month	Campaign Objective	Key Message	Activity	Responsible for action
AS NEEDED THROUGHOUT THE YEAR	Advocate for change	Assess and Challenge applications for EGMs which result an increase in the number of poker machines and cause social and economic harm to local communities, particularly in vulnerable communities.		Social Development
	Advocate for change	Call for entitlements to be retired out of circulation and not made available to other operators in cases where venue operators do not re-apply to retain their existing machines		Social Development

11. Corporate Services Reports

Ordinary Meeting of Council

29 January 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 applications:

- Mentone Pre School - \$1339.00
- Kingston Green Retirement Village Residents' Association - \$1736.20
- Clarinda Clayworkers Inc - \$1969.00

That Council not approve the following grant application:

- Oakleigh Coptic Senior Social Club
- Mentone Girls' Secondary College
- Neighbourhood Watch Inc

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.

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. Operation and Strategic Issues

3.2.1. 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?

4. Applications

Name:	Mentone Pre School	
Amount requested:	\$1339.00	
Description of Project/Event:	Sandpit cover. To protect resources, reduce maintenance, and provide multifunctionality.	
How the funds will be used:	The funds will be used to cover the cost of a sandpit cover with reinforced edges	
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		
Officer Comment:		
This application meets the assessment criteria and is recommended for approval.		

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Name:	Kingston Green Retirement Village Residents Association Incorporated	
Amount requested:	\$1736.20	
Description of Project/Event:	Replacement of one Indoor Carpet Bowls mat for our Community. We use up to 3 mats for recreational purposes twice weekly depending on attendance. They were gifted to us many years ago and are now getting well worn. We are only seeking to replace one at this time with this application.	
How the funds will be used:	Purchase of one Lifestyle Indoor Bowls Carpet mat as outlined above.	
Assessment Criteria:		
<ul style="list-style-type: none"> • 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		
Officer Comment: This application meets the assessment criteria and is recommended for approval.		

Name:	Clarinda Clayworkers Inc.	
Amount requested:	\$1969.00	
Description of Project/Event:	This Grant would enable the purchase of a pottery wheel that would help to facilitate pottery classes, in particular wheel throwing classes, as well as the membership of Clarinda Clayworkers Inc and use of the Pottery studio. These classes are run by Clarinda Clayworkers' members who have a wealth of pottery experience.	
How the funds will be used:	The grant would enable us to purchase one direct drive Pottery Wheel and adjustable, ergonomic seat, to be used in the Pottery Studio for classes starting Feb 2019. It would also be used in an ongoing by group members of the Pottery Studio. This Pottery Wheel has been chosen specifically for a number of its features. It will rotate both clockwise and anticlockwise with the flick of a switch. This would suit both left and right handed people. It also can be height adjusted and the purchased stool can be adjusted for height and ergonomic purposes. The legs of the wheel can also be removed so it can sit on a table and has a peddle that can also be adjusted for ergonomic purposes.	
Assessment Criteria:		
<ul style="list-style-type: none"> • 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		
Officer Comment: This application meets the assessment criteria and is recommended for approval		

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Name:	Oakleigh Coptic Senior Social Club	
Amount requested:	\$2000.00	
Description of Project/Event:	The club is celebrating its 30th anniversary. To mark the anniversary we are trying to integrate with other ethnic clubs to promote our social group. We intend inviting the 98 club members plus others to introduce and welcome them to our club.	
How the funds will be used:	The funds will be required mainly for catering. Our aim is to provide each attendee a 3-course lunch or dinner. The costs of this include the cost of food, beverages, plates and cutlery, music and advertising.	
Assessment Criteria:		
<ul style="list-style-type: none"> • 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 		<p>✓</p> <p>✓</p> <p>✓</p> <p>✓</p> <p>✓</p>
Grants received in current or last financial year		
Officer Comment: This application is not recommended for approval as the event is to be held outside the City of Kingston.		

Name:	Mentone Girls' Secondary College	
Amount requested:	\$1016.00	
Description of Project/Event:	During Term 3, four girls and I attended The School for Student Leadership. In this program we created a Community Learning Project, where we came up with some way to improve our community. My group has decided to make our school more eco-friendly. We are aiming to buy paper recycling bins for as many classrooms as possible. When we achieve this we will also speak in front of our school, educating them on recycling. Our plan supports the council's strategic plans and goals so we would appreciate the support. We are planning to buy bins made out of recycled plastic which are 100% recyclable, minimising the harm to our environment.	
How the funds will be used:	Buying paper recycling bins, made of recycled plastic, from Eco-bin.	
Assessment Criteria:		
<ul style="list-style-type: none"> • 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 		<p>✓</p> <p>✓</p> <p>✓</p> <p>✓</p> <p>✓</p>
Grants received in current or last financial year		
Officer Comment: This application is not recommended for approval as it is proposed not to grant funds to schools that have a State Government funding source.		

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Name:	Neighbourhood Watch Victoria Inc	
Amount requested:	\$1000.00	
Description of Project/Event:	We produce Newsletters four times a year for distribution in the Kingston community. We also produce special schools editions twice a year for distribution to schools in the Kingston area.	
How the funds will be used:	Printing costs for next NHW Newsletter & special schools edition newsletter.	
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 October 2018 - \$500.00		
Officer Comment: This application is not recommended for approval as the same activity has already been funded this financial year.		

5. Conclusion

The grant applications in this report have been assessed according to the assessment criteria approved by Council in the Quick Response Guidelines.

5.1. Environmental Implications

Not applicable to this report.

5.2. 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.

5.3. Resource Implications

Funds for Quick Response Grants are allocated by Council through its annual budget process.

5.4. 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

29 January 2019

Agenda Item No: 11.2

APPOINTMENT OF MEMBERS TO STRATEGIC ADVISORY COMMITTEES

Contact Officer: Stephanie O'Gorman, Governance Officer

Purpose of Report

The purpose of this report is to recommend the appointment of a new member to the Sport and Recreation Advisory Committee and the Access and Equity Advisory Committee.

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. Appoint Joe Astbury to the Sport and Recreation Advisory Committee until 30 June 2020; and
2. Appoint Anne Grigg and Yuky Wei to the Access and Equity Advisory Committee until 30 June 2020.

1. Executive Summary

Following a resolution of Council in March 2018, membership vacancies were advertised for Council's Advisory Committees. Additionally, the Council resolution of September 2018 provided for the consideration of increasing maximum membership numbers for each Strategic Advisory Committee to 21. In light of this latter resolution, additional applications have been accepted.

The following applications have been received:

- Mr Joe Astbury – Sport and Recreation Advisory Committee
- Ms Anne Grigg – Access and Equity Advisory Committee
- Ms Yuky Wei – Access and Equity Advisory Committee

In accordance with the Terms of Reference for each committee, all applicants must undertake an interview as part of the appointment process. The Sport and Recreation Advisory Committee Terms of Reference is contained in Appendix 1 and the Access and Equity Advisory Committee Terms of Reference is contained in Appendix 2.

Following the review of the applications and the completion of the interview process it is recommended that Council appoint all listed applicants to the respective Strategic Advisory Committees.

The appointment of an additional member to the Sport and Recreation Advisory Committee will result in the committee exceeding its maximum membership numbers specified in the Terms of Reference. However, it is at the discretion of Council to vary the Terms of Reference and appoint an additional member and this aligns with Council's September resolution to consider increasing membership numbers to 21.

2. Background

At its Ordinary Meeting on 26 March 2018 Council resolved:

1. *That Council endorse the continuation of the following Advisory Committees and adopt the terms of reference contained in Appendix 1 of this report:*
 - *Arts and Cultural Advisory Committee*
 - *Business and Economic Development Advisory Committee*
 - *Community Safety Advisory Committee*
 - *Public Spaces and Environment Advisory Committee*
 - *Sport and Recreation Advisory Committee*
2. *That Council endorse the continuation of the Access and Equity Advisory Committee and adopt the updated committee terms of reference contained in Appendix 2 of this report.*
3. *That Council endorse the continuation of the Youth Advisory Committee and undertake a review of the committee's terms of reference.*
4. *That the Festivals and Events Advisory Committee be reclassified as a Network Committee.*
5. *That the current membership of the Advisory Committees be extended until 30 June 2019 and a recruitment process undertaken to fill current vacancies that exist on committees (with an appointment until 30 June 2020).*

At the Ordinary Meeting of Council on 24 September 2018, it was further resolved to reconsider the numbers of members of the Strategic Advisory Committees and Ward Committees with a view to all committees having a maximum of 21 members.

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

Council is responsive to the needs of the community and recognises the important feedback role that Advisory Committees play.

3.2 Consultation/Internal Review

Officers advertised for vacancies on the Committee via the following outlets:

- Council website;
- Council social media platforms;
- Local newspapers; and
- Relevant sport and recreation networks.

Additionally, Advisory Committee officers notified their networks of vacancies.

3.3 Operation and Strategic Issues

3.3.1 Appointment Process

A total of three (3) applications were received. In accordance with the Terms of Reference, all applicants have been interviewed and found to meet the membership criteria for the respective Strategic Advisory Committee. Due to availability, applicants were interviewed by officers only.

The applicants' experience coupled with their community involvement will hold them in good stead to provide valuable contributions to the Strategic Advisory Committees of the City of Kingston.

A breakdown of each applicant and their alignment with the membership criteria is contained in Appendix 1.

4. Conclusion

The appointment of new members to Advisory Committees will further enhance advice and feedback to Council on matters concerning sport and recreation and access and equity within the municipality.

The applicants recommended for appointment meet the criteria for membership as set out in the Terms of Reference and bring specific knowledge and expertise the areas relevant to each Strategic Advisory Committee.

4.1 Environmental Implications

Not applicable.

4.2 Social Implications

Appointing members of the community to the Sport and Recreation and Access and Equity Advisory Committees enables community participation in specific areas of Council business, which ensures that Council considers the views of the community in its decision-making processes.

4.3 Resource Implications

Not applicable.

4.4 Legal / Risk Implications

Not applicable.

Appendices

Appendix 1 - Summary of Applications – Strategic Advisory Committees - January 2019
(Ref 19/7165) - Confidential

Author/s: Stephanie O'Gorman, Governance Officer
Reviewed and Approved By: Phil DeLosa, Manager Governance
Paul Franklin, General Manager Corporate Services

Ordinary Meeting of Council

29 January 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

1. 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 - Strategic Councillor Information
Session - 21 January 2019 (Ref 19/13213) [↓](#)

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

1	Assembly of Councillors Record - Strategic Councillor Information Session - 21 January 2019	183
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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: 21 January 2019

Time: 5.45pm

Assembly Location: Oakleigh Room, 1230 Nepean Highway Cheltenham

Assembly Reason: Strategic Councillor Information Session

Attendees:

Councillor/s:

Cr Steve Staikos
 Cr Tamsin Bearsley (arrived at 6.00pm)
 Cr Ron Brownlees OAM
 Cr Geoff Gledhill
 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 Guttman, General Manager Planning and Development
 Tim Bearup, Manager Libraries and Social Development
 Jihan Wassef, Team Leader Social Development
 Michelle McLean, Acting Coordinator Planning and Development
 Emily Boucher, Team Leader Environmental Planning
 Paul Marsden, Manager City Strategy
 Tracey Cheeseman, Senior Advisor, Stakeholder Relations and Strategic Communications
 Stephanie O’Gorman, Governance Officer

Apologies:

Cr Georgina Oxley (Mayor)
 Cr Tamara Barth
 Cr David Eden
 Cr George Hua

Matter/s Discussed:

1. Apologies
2. Disclosures by Councillors, Officers and Contractors of any Conflict of Interest
3. Notes of the Strategic CIS Meeting of 3 December 2018
4. Community Safety Advisory Committee – Notes - 28 November 2018

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.

4. Planning Delegation Policy Emails - December 2018
5. CON 18/86: Redevelopment of Dingley Library and Harold Box Hall - Award of Contract
7. Library Strategy Development
8. Response to Notice of Motion No. 34/2018 – Cr Staikos – Pokies Advocacy Campaign in the City of Kingston
9. Council's Outside School Hours Programs
10. Presentation by Cleanaway
11. Proposed Supermarket (Kaufland) and Speciality Shops 1126-1146 Centre Road, Oakleigh South
12. Kingston Green Wedge Plan Implementation - Large Scale Solar Preliminary Feasibility
13. Proposed Changes to Strategic Advisory Committees
14. Ward Committees Update
15. Alex Fraser Meeting Request
16. Proposed Trial of Personal Watercraft (PWC) Zones on East and South-Eastern Port Phillip Bay
17. Hawthorn Football Club
18. Parking Enforcement Update
16. Advanced Waste Processing
19. MMRRG Waste Disposal Update
20. Draft Agenda - Ordinary Meeting of Council - See Separate Agenda
21. Rossdale Golf Course (Cr West Request)
22. Report on Legal Advice
23. Invitations

CEO Updates

Fines Victoria
Ethos Urban
Lantrak
Resignations
Procurement Australia
Victorian Fisheries Authority
Australia Day

Conflict of Interest Disclosures:

Did senior officer present ask for disclosure of Conflicts of Interest? Yes

Councillor Disclosures: (refer 2 over page)

Nil

Record if a Councillor left the meeting during the discussion.

N/A

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: 22 January 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.

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 11.4

AUTHORISED OFFICERS AUDIT - PLANNING AND ENVIRONMENT ACT 1987

Contact Officer: Joanne Creedon, Governance Officer

Purpose of Report

The purpose of this report is to seek a Council resolution to appoint Officers to be Authorised Officers for the purposes of the *Planning and Environment Act 1987* (the Act) and the regulations made under that Act.

The report also seeks a Council resolution to revoke Instruments of Authorisation that are no longer valid.

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

1. That Council, in the exercise of the powers conferred by s147(4) of the *Planning and Environment Act 1987* appoint the Officers referred to in the instruments attached in Appendix One as set out in each instrument.
2. Further that the Instruments listed in Appendix Two be revoked.

1. Executive Summary

The *Planning and Environment Act 1987* (the Act) requires that Officers have the correct authorisation to exercise powers under the Act. The authority can only be approved by Council. The proper use of authorisations is an essential governance requirement for Council enforcement functions.

2. Background

Officers have carried out an audit of Council's Instruments of Appointment and Authorisation for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act.

The aims of the audit were to:

1. standardise the template used for Instruments of Appointment and Authorisation through use of best practice template provided by Maddocks Lawyers;
2. revoke Instruments of Appointment and Authorisation that are no longer valid or required;
3. centralise within the Governance Department the procedure for creation of Instruments of Appointment and Authorisation; and
4. ensure the organisational structural changes within the Planning and Development Division are captured and Instruments are updated accordingly.

Following Council approval, Officers will be issued with new Authorised Officer cards in line with their renewed Instrument of Appointment.

3. Discussion

3.1 Council Plan Alignment

Goal 5 - Our well-governed and responsive organisation
Direction 5.4 - A responsive and well managed organisation

3.2 Consultation/Internal Review

The internal audit was undertaken in consultation with the General Manager of City Development as well as the Managers of City Development, City Strategy, and Compliance and Amenity.

3.3 Operation and Strategic Issues

3.3.1 Instruments of Appointment and Authorisation to be revoked

Following the audit process Officers identified a number of Instruments of Authorisation that are required to be revoked as the named person is no longer an employee of Council. The list of instruments to be revoked is contained in Appendix Two of this report.

4. Conclusion

Authorisations are an essential function of Council in allowing Officers to carry out their roles appropriately. Reviews will continue to be undertaken regularly to ensure all Officers have the appropriate authorisations to carry out their roles effectively.

The audit has streamlined the process for appointing Authorised Officers by centralising the process within the Governance Department and by identifying authorisations requiring revocation.

Appendices

Appendix 1 - Instruments of Appointment and Authorisation - Planning and Environment Act - 29 January 2019 (Ref 19/8096) - Confidential [↓](#)

Appendix 2 - Instruments of Appointment and Authorisation to be revoked - 29 January 2019 (Ref 19/7754) - Confidential

Author/s: Joanne Creedon, Governance Officer
Reviewed and Approved By: Phil DeLosa, Manager Governance
Paul Franklin, General Manager Corporate Services

11.4

AUTHORISED OFFICERS AUDIT - PLANNING AND ENVIRONMENT ACT 1987

- 1 Instruments of Appointment and Authorisation - Planning and Environment Act - 29 January 2019..... 191



Instrument of Appointment and Authorisation

In this instrument "officer" means -

Alfred Carnovale

By this instrument of appointment and authorisation Kingston City Council

1. under s 147(4) of the *Planning and Environment Act 1987* - appoints the officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and
2. under s 232 of the *Local Government Act 1989* authorises the officer generally to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this instrument -

- (a) comes into force immediately upon its execution;
- (b) remains in force until such time as the officer is no longer employed, contracted or otherwise engaged to undertake the duties on behalf of Kingston City Council, unless varied or revoked earlier.

This instrument is authorised by a resolution of the Kingston City Council on 29 January 2019.

Signed: _____

Date: _____

John Nevins
CEO, Kingston City Council:



Instrument of Appointment and Authorisation

In this instrument "officer" means -

Craig Newton

By this instrument of appointment and authorisation Kingston City Council

1. under s 147(4) of the *Planning and Environment Act 1987* - appoints the officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and
2. under s 232 of the *Local Government Act 1989* authorises the officer generally to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this instrument -

- (a) comes into force immediately upon its execution;
- (b) remains in force until such time as the officer is no longer employed, contracted or otherwise engaged to undertake the duties on behalf of Kingston City Council, unless varied or revoked earlier.

This instrument is authorised by a resolution of the Kingston City Council on 29 January 2019.

Signed: _____

Date: _____

John Nevins
CEO, Kingston City Council:



Instrument of Appointment and Authorisation

In this instrument "officer" means -

Jaclyn Murdoch

By this instrument of appointment and authorisation Kingston City Council

1. under s 147(4) of the *Planning and Environment Act 1987* - appoints the officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and
2. under s 232 of the *Local Government Act 1989* authorises the officer generally to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this instrument -

- (a) comes into force immediately upon its execution;
- (b) remains in force until such time as the officer is no longer employed, contracted or otherwise engaged to undertake the duties on behalf of Kingston City Council, unless varied or revoked earlier.

This instrument is authorised by a resolution of the Kingston City Council on 29 January 2019.

Signed: _____

Date: _____

John Nevins
CEO, Kingston City Council:



Instrument of Appointment and Authorisation

In this instrument "officer" means -

Kevin Smith

By this instrument of appointment and authorisation Kingston City Council

1. under s 147(4) of the *Planning and Environment Act 1987* - appoints the officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and
2. under s 232 of the *Local Government Act 1989* authorises the officer generally to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this instrument -

- (a) comes into force immediately upon its execution;
- (b) remains in force until such time as the officer is no longer employed, contracted or otherwise engaged to undertake the duties on behalf of Kingston City Council, unless varied or revoked earlier.

This instrument is authorised by a resolution of the Kingston City Council on 29 January 2019.

Signed: _____

Date: _____

John Nevins
CEO, Kingston City Council:



Instrument of Appointment and Authorisation

In this instrument "officer" means -

Sara Craigie

By this instrument of appointment and authorisation Kingston City Council

1. under s 147(4) of the *Planning and Environment Act 1987* - appoints the officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and
2. under s 232 of the *Local Government Act 1989* authorises the officer generally to institute proceedings for offences against the Acts and regulations described in this instrument.

It is declared that this instrument -

- (a) comes into force immediately upon its execution;
- (b) remains in force until such time as the officer is no longer employed, contracted or otherwise engaged to undertake the duties on behalf of Kingston City Council, unless varied or revoked earlier.

This instrument is authorised by a resolution of the Kingston City Council on 29 January 2019.

Signed: _____

Date: _____

John Nevins
CEO, Kingston City Council:

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 11.5

INVESTMENT PORTFOLIO REPORT - DECEMBER 2018

Contact Officer: Caroline Reidy, Manager Finance and Corporate Performance

Purpose of Report

In accordance with Council's adopted Investment Policy, the purpose of this report is to advise Council where Kingston's working capital is currently invested. Kingston's funds that are not immediately required for operating purposes are invested in accordance with the relevant legislative requirements and policy requirements, with consideration of risk and at the most favourable rate of interest available to it at the time, for that investment type, while ensuring that our liquidity requirements are being met.

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 that its funds as at 31 December 2018 are invested in line with the risk management profile prescribed in Council's Investment policy.

Appendices

Appendix 1 - Investment Portfolio Report - December 2018 (Ref 19/5116)



Author/s: Caroline Reidy, Manager Finance and Corporate Performance

Reviewed and Approved By: Paul Franklin, General Manager Corporate Services

11.5

INVESTMENT PORTFOLIO REPORT - DECEMBER 2018

1	Investment Portfolio Report - December 2018	201
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Investment Portfolio Report

December 2018

10/01/2019

community inspired leadership



Purpose

In accordance with Council's adopted Investment Policy, the purpose of this report is to advise Council where Kingston's working capital is currently invested. Kingston's funds that are not immediately required for operating purposes are invested in accordance with the relevant legislative and policy requirements, with consideration of risk and at the most favourable rate of interest available to it at the time, for that investment type, while ensuring that our liquidity requirements are being met.

Portfolio Performance

At the 31st December 2018 Council had a total of \$122.3 million held in Cash and Investments. These funds were held in the following categories:

Type of Investment	Dec'18 (\$'000)	Dec'17 (\$'000)
Cash At Bank	4,162	1,143
Cash At Call	9,000	7,000
Funds Invested (Fixed Term)	109,100	102,100
Total	122,262	110,243

The average interest rate at 31st December 2018 is 2.64% (December 2017: 2.56%) which is 62pts. ahead of the average 90 Day Bank Bill Rate of 2.02% (December 2017: 1.77%) and 42pts. ahead of the investment policy target of the average 90 Day Bank Bill Rate plus 20pts. of 2.22% (December 2017: 1.97%).

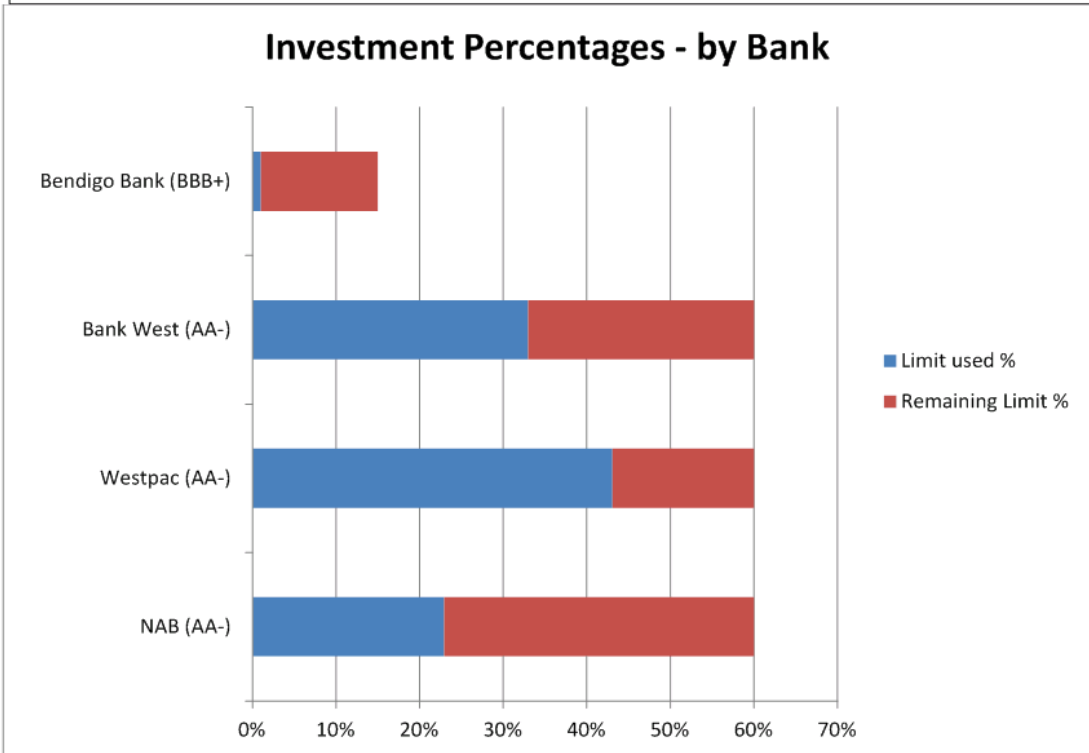
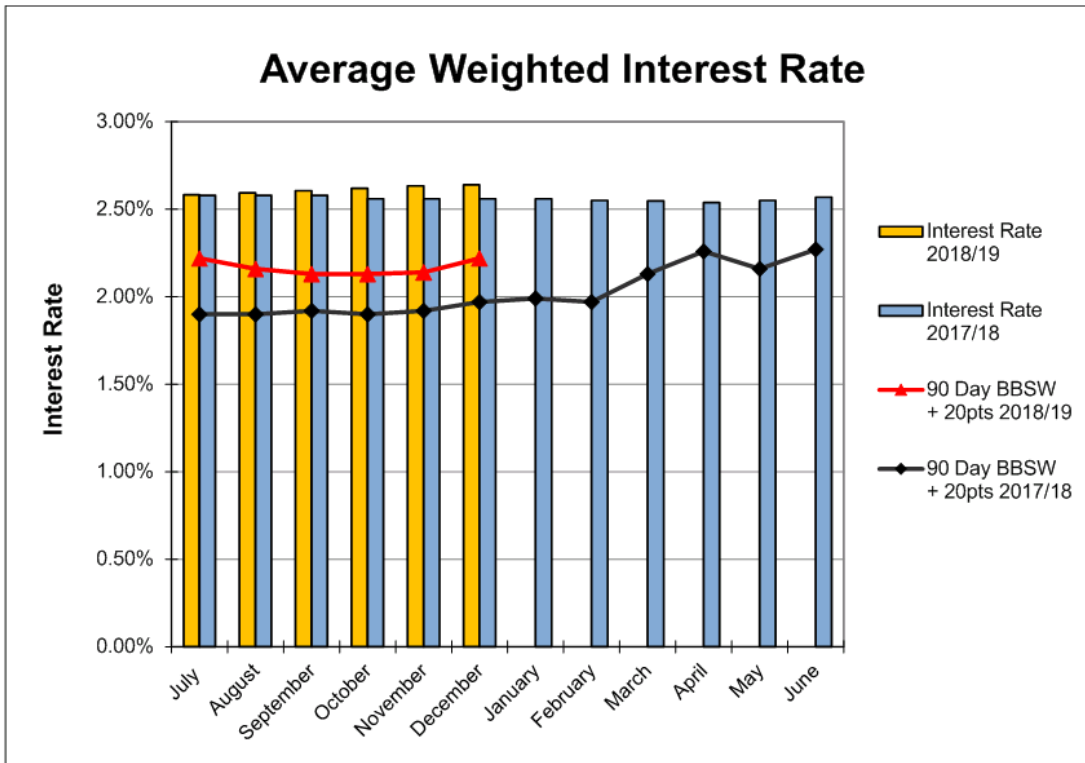
Interest Income received on investments at 31st December 2018 totals \$1.6 million (December 2017: \$1.4 million) and is \$0.5 million favourable to budget (December 2017: \$0.6 million favourable to budget).

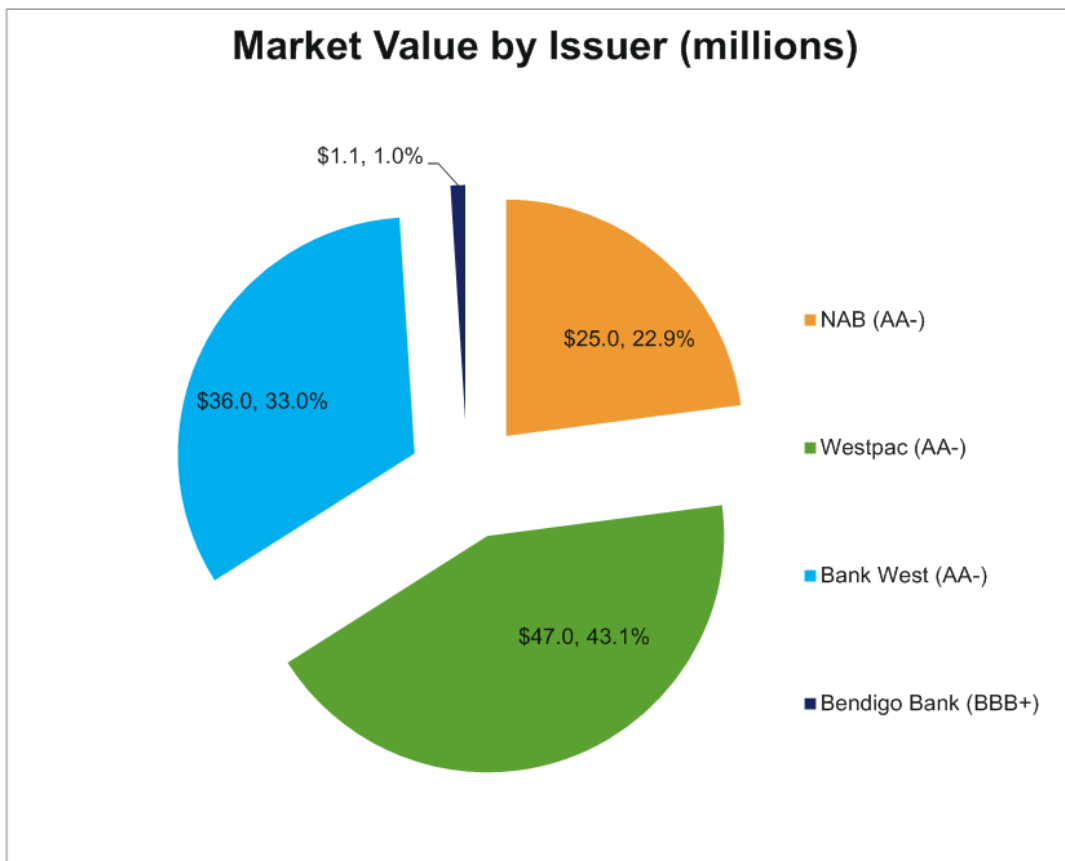
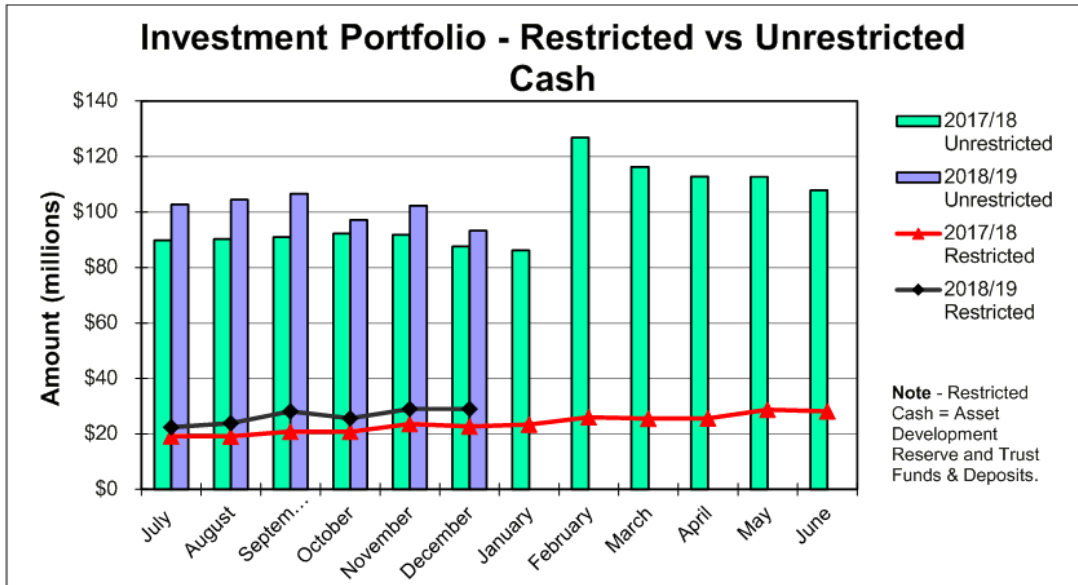
We are holding a higher than usual amount of cash on hand as at December 2018 (\$13.2 million compared to \$8.1m at December 2017) to facilitate a number of property purchases that are due for payment.

Summary and Conclusion

Council has made investments for fixed term periods from 3 months to 24 months. The interest rates achieved as at 31st December 2018 are in the range of 2.30% (Bendigo Bank) to 2.75% p.a (Bank West). Council has invested with 4 financial institutions and meets all risk management guidelines of its Investment Policy. Westpac represented 43.1% of overall investment valued at \$47.0 million, followed by Bank West at 33.0% valued at \$36.0 million and NAB at 22.9% valued at \$25.0 million. Investment decisions are made based on a combination of the highest return, the risk rating and the projected future cash flow.

Only \$1.1 million (1.0%) of Investments are held with BBB+ rated Financial Institutions. The remaining \$108.0 million (99.0%) is held with Financial Institutions rated AA-. Of the 4 major banks, we don't hold any investments with ANZ or CBA as they offer a relatively low return.






Snap Shot of Investments

Issue Date	Transaction Reference	BANK	Product	Rate	Maturity Date	Principal
27-Sep-18	GMI-DEAL-10568471	NAB	Fixed Rate, One Payment	2.65%	02-Jan-19	\$4,000,000.00
24-Jul-18	GMI-DEAL-10551418	NAB	Fixed Rate, One Payment	2.64%	08-Jan-19	\$3,000,000.00
08-Oct-18	GMI-DEAL-10570877	NAB	Fixed Rate, One Payment	2.64%	15-Jan-19	\$3,000,000.00
29-Jan-18	Account 141205112	Bendigo Bank	Fixed Rate, One Payment	2.30%	29-Jan-19	\$500,000.00
04-Jun-18	GMI-DEAL-10537357	NAB	Fixed Rate, One Payment	2.65%	30-Jan-19	\$2,000,000.00
31-Jan-18	KINGSTONCC-MEL-6672446	Westpac	Fixed Rate, Quarterly Interest	2.64%	31-Jan-19	\$8,000,000.00
12-Feb-18	KINGSTONCC-MEL-6699129	Westpac	Fixed Rate, Quarterly Interest	2.58%	12-Feb-19	\$4,000,000.00
14-Feb-18	KINGSTONCC-MEL-6704709	Westpac	Fixed Rate, Quarterly Interest	2.59%	14-Feb-19	\$10,000,000.00
26-Feb-18	KINGSTONCC-MEL-6730040	Westpac	Fixed Rate, Quarterly Interest	2.60%	26-Feb-19	\$4,000,000.00
04-Jun-18	GMI-DEAL-10537358	NAB	Fixed Rate, One Payment	2.66%	01-Mar-19	\$1,000,000.00
02-Mar-18	KINGSTONCC-MEL-6748200	Westpac	Fixed Rate, Quarterly Interest	2.60%	04-Mar-19	\$5,000,000.00
14-Aug-18	GMI-DEAL - 10556637	NAB	Fixed Rate, One Payment	2.65%	12-Mar-19	\$4,000,000.00
17-Aug-18	KINGSTONCC-MEL-6938850	Westpac	Fixed Rate, One Payment	2.63%	19-Mar-19	\$3,000,000.00
17-Aug-18	KINGSTONCC-MEL-6938851	Westpac	Fixed Rate, One Payment	2.63%	26-Mar-19	\$3,000,000.00
04-Oct-18	Deal - 4762658	Bank West	Fixed Rate, One Payment	2.70%	03-Apr-19	\$3,000,000.00
30-Oct-18	Deal - 4770005	Bank West	Fixed Rate, One Payment	2.65%	09-Apr-19	\$3,000,000.00
05-Nov-18	Deal - 4772671	Bank West	Fixed Rate, One Payment	2.65%	16-Apr-19	\$3,000,000.00
09-Nov-18	Deal - 4774450	Bank West	Fixed Rate, One Payment	2.65%	23-Apr-19	\$3,000,000.00
14-Nov-18	Deal - 4775559	Bank West	Fixed Rate, One Payment	2.65%	30-Apr-19	\$3,000,000.00
16-Nov-18	Deal - 4776476	Bank West	Fixed Rate, One Payment	2.65%	07-May-19	\$3,000,000.00
12-May-18	Account 140074758	Bendigo Bank	Fixed Rate, One Payment	2.30%	12-May-19	\$50,000.00
28-Nov-18	Deal - 4779982	Bank West	Fixed Rate, One Payment	2.65%	14-May-19	\$3,000,000.00
30-Nov-18	Deal - 4780691	Bank West	Fixed Rate, One Payment	2.65%	21-May-19	\$3,000,000.00
25-May-17	GMI-DEAL-10444244	NAB	Floating Rate; Ref. rate 1.78%; Margin 0.71%	2.55%	27-May-19	\$5,000,000.00
30-May-18	KINGSTONCC-MEL-6947757	Westpac	Fixed Rate, Quarterly Interest	2.70%	30-May-19	\$1,000,000.00
04-Dec-18	Deal - 4780691	Bank West	Fixed Rate, One Payment	2.65%	04-Jun-19	\$3,000,000.00
04-Dec-18	Deal - 4780691	Bank West	Fixed Rate, One Payment	2.65%	11-Jun-19	\$3,000,000.00
04-Dec-18	Deal - 4780691	Bank West	Fixed Rate, One Payment	2.65%	18-Jun-19	\$3,000,000.00
22-Jun-18	Account 136052511	Bendigo Bank	Fixed Rate, One Payment	2.65%	22-Jun-19	\$500,000.00
07-Dec-18	GMI-DEAL-10556637	NAB	Fixed Rate, One Payment	2.72%	25-Jun-19	\$3,000,000.00
04-Oct-18	Deal - 4762659	Bank West	Fixed Rate, One Payment	2.75%	02-Jul-19	\$3,000,000.00
25-Sep-18	KINGSTONCC-MEL-7203709	Westpac	Fixed Rate, Quarterly Interest	2.70%	01-Oct-19	\$3,000,000.00
25-Sep-18	KINGSTONCC-MEL-7203733	Westpac	Fixed Rate, Quarterly Interest	2.70%	08-Oct-19	\$3,000,000.00
25-Sep-18	KINGSTONCC-MEL-7203739	Westpac	Fixed Rate, Quarterly Interest	2.70%	15-Oct-19	\$3,000,000.00
26-Oct-18	Account 114951361	Bendigo Bank	Fixed Rate, One Payment	2.30%	26-Oct-19	\$50,000.00
Term Deposits maturing in the next month						Total \$109,100,000.00



City of
KINGSTON

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Ordinary Meeting of Council

29 January 2019

Agenda Item No: 11.6

PROPOSED CHANGES TO STRATEGIC ADVISORY COMMITTEES

Contact Officer: Stephanie O'Gorman, Governance Officer

Purpose of Report

This report responds to the resolution relating to Item 11.1 - *Ward Advisory Committees* at the 24 September 2018 Ordinary Meeting of Council to address potential changes to Strategic Advisory Committees and outlines the implications of implementing such changes.

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 notes:

1. The ongoing recruitment processes for Strategic Advisory Committees with a view to increasing membership numbers to 21 per committee as per the resolution of Council;
2. The continuation of the Strategic Advisory Committees as per the existing Terms of Reference for each committee, with a review of the Committees being undertaken to align with the new Council Plan; and
3. That retainer payments for Strategic Advisory Committee members will be considered as part of the review of Strategic Advisory Committees outlined in part 2 of this resolution.

1. Executive Summary

In accordance with the Council resolution of 24 September 2018, officers have considered the implications of increasing the maximum membership numbers of Strategic Advisory Committees and providing a retainer payment of \$200 per annum to all Strategic Advisory Committee members.

Whilst the effect of the proposed changes would be largely beneficial given the resulting increased levels of community participation in Council business and the incentive of remuneration for committee members, there are practical implications which require consideration.

Officers recently advertised for applications to fill vacancies on Council's Strategic Advisory Committees, which was met with very few applications.

Further, the provision of a retainer payment would conflict with the established voluntary nature of strategic advisory committees and require amendment to the conditions set out in the Terms of Reference for receipt of the payment.

Additionally, Council should be mindful of the public perception of providing retainer payments to already pre-selected members of Strategic Advisory Committees and therefore a fully open and transparent recruitment process should be undertaken, perhaps by an independent consultant as per the Ward Committees. A change to the recruitment process would require a review of the Terms of Reference for each Strategic Advisory Committee.

The Community Safety Advisory Committee (CSAC) and Youth Advisory Committee (YAC) also pose challenges in relation to retainer payments. For instance, CSAC is comprised of representatives and/or staff members of service organisations such as Victoria Police and it is questionable as to whether it would be appropriate to provide payment to such individuals. Similarly, YAC members are as young as 12 years old and consideration would be required about the appropriateness of paying children to participate in a committee. The Business Advisory Committee may see the \$200 as tokenistic given the credentials of those participants. This raises the issue of equity among members of each of the Strategic Advisory Committees

It is evident that at a minimum, any proposed changes will require an amendment to each of the Terms of Reference documents for the Strategic Advisory Committees. In light of the extent of the considerations outlined, it is recommended that these matters be brought to Council as part of the scheduled overall review of Council's Strategic Advisory Committees.

2. Background

At the Ordinary Meeting of Council on 24 September 2018, it was resolved:

That Council:

1. Establish a demographically representative advisory committee in each ward to be known as the North Ward Advisory Committee, the Central Ward Advisory Committee and the South Ward Advisory Committee.
2. Adopt the Ward Advisory Committee Terms of Reference and Ward Advisory Committee Guidelines attached to this report.
3. Commence operation of the Ward Advisory Committees in February 2019.
4. Clearly distinguish the purposes of the two categories of Advisory Groups, they be described as Strategic Advisory Committees and Ward Committees.
5. Reconsider the numbers of members of the Strategic Advisory Committees and Ward Committees with a view to all committees having a maximum 21 members.
6. Consider and receive a report on the implications of providing the same retainer payment to members of Strategic Advisory Committees as to Ward Committees.

This report addresses points 5 and 6 of the above resolution.

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

Council's Strategic Advisory Committees provide an opportunity for community participation in Council business.

3.2 Consultation/Internal Review

Not applicable.

3.3 Operation and Strategic Issues

3.3.1 Increased Membership Numbers

Maximum membership numbers vary for each Strategic Advisory Committee in accordance with each Terms of Reference and were set in consultation with Advisory Committee officers.

The most recent recruitment process for existing Strategic Advisory Committee vacancies was undertaken in September 2018, with extensive advertising across Council's website, local newspapers and Council's social media platforms with few appointments made to date.

It is therefore recommended by officers that the recruitment process for Strategic Advisory Committees be ongoing to allow for increased community participation and to give practical effect to the resolution of Council.

Membership numbers will also be considered as part of the overall review of Strategic Advisory Committees scheduled for 2020.

3.3.2 Retainer Payments

Financial Implications

Providing a retainer payment of \$200 for each Strategic Advisory Committee member could result in additional membership applications and provide existing members with financial recognition of their time commitment. However, this expenditure has not been accounted for in the current budget and at current membership levels, Council would be facing a minimum of \$12,800 expenditure.

This amount would increase if maximum membership numbers were altered. Council would need to consider whether the retainer payment should be included in the Terms of Reference for each Advisory Committee and whether there should be any conditions upon which members receive the payment, such as whether there are minimum attendance requirements.

Voluntary Nature of Committees

Strategic Advisory Committees have been developed to provide an opportunity for community participation and engagement on a voluntary basis and it is arguable that provision of a retainer payment is in conflict with the voluntary nature of committee membership.

CSAC and YAC

Additionally, CSAC and YAC pose potential problems with the general provision of retainer payments for all Strategic Advisory Committee members. CSAC is comprised of representatives from emergency service providers, including:

- Victoria Police
- Ambulance Victoria
- Melbourne Fire Brigade
- Country Fire Authority
- State Emergency Services
- Life Saving Victoria
- Australian Volunteer Coast Guard
- Sheriff's Department Melbourne
- Department of Justice and Regulation
- Water Police Williamstown
- St. John Ambulance (local unit at Mordialloc)

It is questionable as to whether representatives and staff members of these organisations should receive a retainer payment for participating. Further, it is anticipated that given the public service nature of many of these roles, representatives would be unable to accept payment.

In accordance with the current Terms of Reference, YAC members range in age from 12 to 25 years of age. Given the very young age of some members of the YAC, Council must consider the appropriateness of payments to children for committee involvement.

In light of the implications of the retainer payment for the CSAC and YAC, it is apparent that further consideration is required as to whether payments should be provided and whether the payment should be extended to the CSAC and the YAC. Given that at the very least the CSAC should be exempted from the retainer payment, it is recommended that payments not be provided at this time so that there is consistency across all Strategic Advisory Committees.

Recruitment Process

It is proposed that as part of the review of Strategic Advisory Committees, consideration be given to the recruitment process and whether the selection of members should be undertaken independently. This would guard against any possible perceptions of bias within the community if committee members were receiving a retainer payment.

4. Conclusion

4.1 Environmental Implications

Not applicable.

4.2 Social Implications

Increasing membership numbers on Strategic Advisory Committees would provide greater opportunities for community participation in Council affairs.

4.3 Resource Implications

Retainer payments for all Strategic Advisory Committee members would have a minimum annual cost of \$12,800.

4.4 Legal / Risk Implications

Not applicable.

Author/s: Stephanie O'Gorman, Governance Officer
Reviewed and Approved By: Phil DeLosa, Manager Governance
Paul Franklin, General Manager Corporate Services

12. Notices of Motion

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 12.1

NOTICE OF MOTION NO. 1/2019 - CR GLEDHILL - IBAC

Following the recent decision of Council to proceed with a version of the Beach Road BayTrail that 90 percent of the community do not want, residents and stakeholders alike believe they have been ignored and disrespected.

The decision has resulted in outrage and resentment toward the Council itself. Councillors, Officers and VicRoads. Questions have also been raised in relation to the apparent lack of transparency on the part of the decision makers and the processes they have adopted, as such:

I move :

That Council refer the matter to the Independent Broad Based Anti - Corruption Commission (IBAC) and ask them to undertake an investigation into whether any improper or illegal actions by any participants may have influenced the outcome in this matter. The request to IBAC should be made within the next 30 days and officers are to report back to Councillors through the CIS cycle.

It is hoped that such an investigation will provide an appropriate level of comfort and reassurance to residents and stakeholders and also reinforce and support the integrity of all involved in the decision making process.

Cr Geoff Gledhill

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 12.2

NOTICE OF MOTION NO. 2/2019 - CR GLEDHILL - VIC OMBUDSMAN

Following the recent decision of Council to proceed with a version of the Beach Road BayTrail that 90 percent of the community do not want, residents and stakeholders alike believe they have been ignored and disrespected.

The decision has resulted in outrage and resentment toward the Council itself, Councillors, Officers and VicRoads. Questions have also been raised in relation to the apparent lack of transparency on the part of the decision makers and the processes they have adopted, as such:

I move :

That Council refer this matter to the Office of the Victorian Ombudsman seeking specifically a determination of whether ratepayers and residents have been treated fairly and reasonably by Kingston Council, Vic Roads and the Office of the Victorian Roads Minister. The investigation would also seek to determine that at all times the City of Kingston and individual Councillors have acted in accordance with the Local Government Act. Similarly, the investigation would seek to determine if Vic Roads have at all times acted in accordance with the Roads Act together with its own Consumer Engagement Strategy .

The request to the Victorian Ombudsman should be made within the next 30 days and officers are to report back to Councillors through the CIS cycle.

It is hoped that such an investigation will provide an appropriate level of comfort and reassurance to residents and stakeholders and also reinforce and support the integrity of all involved in the decision making process.

Cr Geoff Gledhill

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 12.3

NOTICE OF MOTION NO. 3/2019 - CR WEST - NEW PARKS ON MELBOURNE WATER LAND

I move that Council:

1. Negotiate with Melbourne Water for the development of the Southern Road and Warrigal Road retarding basins to provide publicly accessible parkland similar to the Namatjira Park project.
2. Officers to provide a report to Council on the costs, benefits and other relevant issues relating to such projects and on the progress of negotiations by the March Ordinary Meeting.

Cr Rosemary West

Ordinary Meeting of Council

29 January 2019

Agenda Item No: 12.4

NOTICE OF MOTION NO. 4/2019 - CR WEST - CHAIN OF PARKS TRAIL

I move that Council:

1. Engage 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. Consider 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.

Cr Rosemary West

Background

1. In July 2017, as part of a motion to implement Kingston's 2012 Green Wedge Management Plan, Council resolved to ask officers for the *"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."*

This has not yet been completed, nor even commenced as far as I am aware.

2. State Government has committed to spend \$150 million to create new parkland and upgraded parklands throughout the State, including Kingston's
 - Sandbelt Parklands, a 355 hectare chain of parks running from Moorabbin to Dingley Village with walking and bike trails, conservation and adventure play areas; and
 - the Frankston Greenbelt, which will link together 1,881 hectares of parks and reserves between the Seaford wetlands and Mornington.
 - As well as substantial parks in Clyde and Cardinia and 25 pocket parks across many municipalities.
3. It will be important for Kingston to get underway with its Chain of Parks trail planning so that we are not at a disadvantage with regard to funding compared to municipalities where planning for parkland trails and habitat links has been completed.
4. Kingston Council officers had input into the Frankston Fauna Linkages report which has identified habitat linkages leading into Kingston, so it makes sense for Kingston to plan complementary corridors along similar lines.

https://www.frankston.vic.gov.au/Environment_and_Waste/Environment/Biodiversity/Fauna_Linkages

Appendices

Appendix 1 - Resolution - Implementation of the Green Wedge Plan - 24 July 2017
(Ref 19/13648) [↓](#)

Appendix 2 - The Age Article - Pocket parks and new parklands for outer Melbourne
(Ref 19/13681) [↓](#)

12.4

NOTICE OF MOTION NO. 4/2019 - CR WEST - CHAIN OF PARKS TRAIL

1	Resolution - Implementation of the Green Wedge Plan - 24 July 2017	223
2	The Age Article - Pocket parks and new parklands for outer Melbourne	225

12.4 Notice of Motion No. 29/2017 - Cr Staikos - Implementation of the Green Wedge Plan

Moved: Cr Staikos

Seconded: Cr West

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

CARRIED

A Division was Called:

DIVISION:

FOR: Crs Eden, Brownlees, Staikos, West, Bearsley, Gledhill, Barth and Oxley
(8)

AGAINST: Nil (0)

CARRIED

Age: Pocket parks for marginal seats and new parklands for outer Melbourne



By [Craig Butt](#)

4 November 2018 – 11:16am

Melbourne's most marginal seats have been promised new parks in Labor's multi-million dollar pledge to create more open space in an increasingly crowded city.

A total of \$35 million would go towards acquiring land to build 25 small parks in built-up areas, largely in inner-city electorates where Labor may be hoping the promise of more green space will hold back the Greens.

Of the 18 "pocket parks" that have been announced, 14 will be located in marginal electorates.

Two new parks have been promised in the state's smallest electoral district, Prahran, which is also the state's most marginal, held by just 0.4 per cent by the Greens.

The districts of Bentleigh (0.8 per cent margin), Richmond (1.9 per cent), Eltham (2.7 per cent) and Albert Park (3.0 per cent), all of which are held by Labor by slim percentages, have also been promised two new parks each. The marginal Labor seats of Brunswick (2.2 per cent) and Ivanhoe (3.4 per cent) and the Greens-held seat of Northcote (5.6 per cent) have been promised one more park each.

"Pocket parks" have also been announced for the safe Labor seats of Footscray, Williamstown, Essendon, and Oakleigh, and the Liberal marginal seat of Caulfield (4.9 per cent) while seven more locations will be announced in future.

The pocket parks were part of Premier Daniel Andrews's \$150 million promise to create new parkland and improving existing reserves throughout the state if re-elected later this month.

Most of this funding would go towards new parkland on Melbourne's growing fringe, such as in Officer, Clyde and Carrum in the city's south-east, Craigieburn and South Morang in the city's north, and Sunbury, Melton and Wyndham in the city's west.



Premier Daniel Andrews and his family tour the Seaford Wetlands Park. *Credit: Luis Enrique Ascuí*

Mr Andrews said the promise represented the biggest boost to suburban parks in the state's history and would create 6500 hectares of new parkland, which was equivalent to more than 170 Royal Botanic Gardens.

“It’s exactly what we need so families have a place that belongs to them, where they can share the company of friends and family at no cost,” he said.

Mr Andrews said open space was at a premium in the inner city and that small parks had not been properly planned there “for a very long time”.

The government has also pledged \$10 million to partner with local councils on improving existing parks with new playgrounds, toilets and picnic spaces.

Mr Andrews announced the funding on Sunday morning at Seaford wetlands, which will be allocated \$5 million towards landscaping and environmental works.

The wetlands are in the seat of Carrum, which is the district Labor currently holds by the second slimmest margin behind Frankston.

The other suburban fringe new parklands will be in less marginal or safe Labor or Liberal seats.

Where the new parks will be established

Promises for Melbourne's south-eastern suburbs:

- To establish Cardinia Creek South Parkland, a 508 hectare parkland near Officer
- To create the Sandbelt Parklands, a 355 hectare chain of parks running from Moorabbin to Dingley Village with walking and bike trails, conservation and adventure play areas
- To complete Clyde Regional Park, creating a 120 hectare parkland
- To plan for the Frankston Greenbelt, which will link together 1,881 hectares of parks and reserves between the Seaford wetlands and Mornington

Promises for Melbourne's north and north-eastern suburbs:

- To create a new 2,778 hectare Upper Merri Park, near Craigieburn
- To expand the Quarry Hills Parkland to cover 1,088 hectares, near South Morang
- To complete the Plenty River Trail, building another 17 kilometres of walking and cycling trail stretching from Mernda to the Western Ring Road at Greensborough
- To invest in new bike and walking trails across Nillumbik, Moreland, Banyule, Darebin, Hume and Whittlesea council areas
- To do a feasibility study for a new Wallan Regional Park

Promises for Melbourne's west and north-western suburbs:

- To create a new 1,008 hectare Jackson Creek Park, near Sunbury
- To complete Kororoit Creek Park, creating a 260 hectare parkland
- To complete Werribee Township Regional Park, creating a 340 hectare parkland
- To complete planning for a new 130 hectare Toolern Regional Park at Melton
- To complete planning for a new 223 hectare Werribee River Park at Wyndham

The districts where the 25 pocket parks in built-up areas will be created:

- Two in Prahran
- Two in Richmond
- Two in Albert Park
- Two in Eltham
- Two in Bentleigh
- One in Footscray
- One in Brunswick
- One in Northcote
- One in Williamstown
- One Essendon
- One in Oakleigh
- One in Caulfield
- One in Ivanhoe
- Seven locations are yet to be determined.

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)

Confidential Appendices

11.2 Appointment of Members to Strategic Advisory Committees

Appendix 1, Summary of Applications – Strategic Advisory Committees - January 2019 is designated confidential as it relates to (s89 2h)

11.4 Authorised Officers Audit - Planning and Environment Act 1987

Appendix 2, Instruments of Appointment and Authorisation to be revoked - 29 January 2019 is designated confidential as it relates to (s89 2a)

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)

Confidential Appendices

11.2 Appointment of Members to Strategic Advisory Committees

Appendix 1, Summary of Applications – Strategic Advisory Committees - January 2019

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2h)

11.4 Authorised Officers Audit - Planning and Environment Act 1987 Appendix 2, Instruments of Appointment and Authorisation to be revoked - 29 January 2019

This appendix is confidential in accordance with the Local Government Act s89(2) as it relates to (s89 2a)