

Town Planning Committee Meeting

Minutes

Monday 7 August 2023

Commenced at 7:00 PM

**Council Chambers
20 Siding Avenue, Officer
Victoria**

Members: Cr Tammy Radford Mayor
Cr Jack Kowarzik Deputy Mayor
Cr Kaye Cameron
Cr Stephanie Davies
Cr Jeff Springfield
Cr Graeme Moore
Cr Collin Ross
Cr Brett Owen
Cr Carol Ryan

Officers:

Peter Benazic	General Manager Infrastructure and Environment
Lili Rosic	General Manager Liveable Communities
Wayne Mack	General Manager Customer, People and Performance
Doug Evans	Manager Governance

Meeting opened at 7.00pm.

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1 Opening And Prayer

I would ask those gathered to join us now for a few moments of silence as we reflect on our roles in this chamber. Please use this opportunity for reflection, Prayer or thought, to focus on our shared intention to work respectfully together for the well-being of our whole community.

2 Acknowledgements

Cardinia Shire Council acknowledges that we are on the traditional land of the Bunurong and Wurundjeri people and pay our respects to their elders past, present and emerging.

3 Apologies

Cr Ryan lodged an apology as she was unwell

4 Declaration Of Interests

Nil

5 Ordinary Business

5.1 Re-subdivision of land (house lot excision) - 4915 South Gippsland Highway, LANG LANG

Responsible GM: Lili Rosic
Author: Tim Heffernan

Recommendation

That Council resolve to issue a Notice of Decision to Refuse to Grant a Permit for Planning Permit Application T220375 for Re-subdivision of land (house lot excision) on the following grounds:

- 1) The proposal is inconsistent with Planning Policy Framework and Local Planning Policy Framework, specifically:
 - a. Clause 11.01-1S - Settlement
 - b. Clause 11.01-1R - Green Wedges – Metropolitan Melbourne
 - c. Clause 14.01-1S - Agriculture
 - d. Clause 14.01-1S - Protection of Agricultural Land
 - e. Clause 21.04-2 – Agriculture
 - f. Clause 21.08-1 - Lang Lang
 - g. Clause 22.05 – Western Port Green Wedge Policy
- 2) The proposal is inconsistent with relevant purposes and decision guidelines of the Green Wedge Zone. with the proposal that compromises the preservation, protection or enhancement of primary production, the Green Wedge or agriculture land, while resulting in a smaller rural living lot that may conflict with existing or future large-scale farming operations.
- 3) The proposal is inconsistent with Clause 52.01 - Metropolitan Green Wedge Land: Core Planning Provisions.
- 4) The proposal is inconsistent with the relevant considerations of Clause 65 Decision Guidelines and the orderly planning of the area.

Attachments

1. T220375 Locality Map [5.1.1 - 1 page]
2. T220375 - Plan of Subdivision [5.1.2 - 3 pages]
3. T220375 Officer Report [5.1.3 - 14 pages]

Application Details

APPLICATION NO.:	T220375
APPLICANT:	Nobelius Land Surveyors

LAND:	4915 South Gippsland Highway, Lang Lang 3984 VIC (Lot 1 and 2 PS441991)
PROPOSAL:	Re-subdivision of land (house lot excision)
PLANNING CONTROLS:	Zone: Green Wedge Zone Schedule 1 (GWZS1) Overlays: Land Subject to Inundation Overlay (LSIO)
NOTIFICATION & OBJECTIONS:	Pursuant to Section 52 of the <i>Planning and Environmental Act</i> , the application was advertised by sending notices in the mail to nearby property owners. No objections were received.
KEY PLANNING CONSIDERATIONS:	Creation of fragmented agricultural land and subdivision layout Potential for land use conflicts – ‘right to farm’ impeded Inconsistent with Green Wedge provisions Protection of agricultural land
REASON FOR MEETING:	Planning officer recommendation for refusal
RECOMMENDATION:	Notice of Decision to Refuse to Grant a Permit

Executive Summary

Planning permission is sought for the re-subdivision of land, to facilitate a house lot excision.

The proposed allotments, as part of PS 907566 R, are as follows:

Lot 1- Proposed area of 121.18ha to retain the existing dwelling on Lot 2 and continue to be accessible from the South Gippsland Highway.

Lot 2 - Proposed area of 1891m², to retain the existing single storey dwelling on Lot 1 while retaining current access from Stanlakes Road.

The proposal seeks an excision of an existing dwelling, therefore, the number of dwellings will remain unchanged as a result of the subdivision.

The subject site is zoned Green Wedge Schedule and a Land Subject to Inundation Overlay.

The proposal does not appropriately respond to both the site and surrounds, instead proposing a fragmented subdivision, comprising a much larger agricultural lot and very small rural residential lot, that is not orderly or in-keeping with the wider Lang Lang area. Furthermore, proposed Lot 2 is concluded to be a poor layout that increases rural residential living within a Green Wedge and adjacent Rural Conservation Zoning area, leading to potential land use conflict.

In considering the overall intent and purpose of the Green Wedge Zone, proposed Lot 1 at 121.18ha facilitates the potential for an increase in overall lots and/or dwellings, at odds with the Zoning and character of the area.

Resolution

Moved Cr Stephanie Davies, seconded Cr Collin Ross.

That Council resolve to issue a Notice of Decision to Refuse to Grant a Permit for Planning Permit Application T220375 for Re-subdivision of land (house lot excision) on the following grounds:

- 1) The proposal is inconsistent with Planning Policy Framework and Local Planning Policy Framework, specifically:
 - a. Clause 11.01-1S - Settlement
 - b. Clause 11.01-1R - Green Wedges – Metropolitan Melbourne
 - c. Clause 14.01-1S - Agriculture
 - d. Clause 14.01-1S - Protection of Agricultural Land
 - e. Clause 21.04-2 – Agriculture
 - f. Clause 21.08-1 - Lang Lang
 - g. Clause 22.05 – Western Port Green Wedge Policy
- 2) The proposal is inconsistent with relevant purposes and decision guidelines of the Green Wedge Zone. with the proposal that compromises the preservation, protection or enhancement of primary production, the Green Wedge or agriculture land, while resulting in a smaller rural living lot that may conflict with existing or future large-scale farming operations.
- 3) The proposal is inconsistent with Clause 52.01 - Metropolitan Green Wedge Land: Core Planning Provisions.
- 4) The proposal is inconsistent with the relevant considerations of Clause 65 Decision Guidelines and the orderly planning of the area.

Carried

5.2 T210808 PA - Development of the land for five (5) dwellings and a reduction in car parking requirements

Responsible GM: Lili Rosic
Author: Dean Haeusler

Recommendation

That Council resolve to issue a Notice of Decision to Refuse to Grant a Permit for Planning Permit Application T210808 for development of the land for five (5) dwellings and a reduction in car parking requirements on the following grounds:

1. The proposal does not respect or respond to the established neighbourhood character, contrary to:
 - a. Clause 15.01-5S (Neighbourhood character);
 - b. Clause 21.03-1 (Housing);
 - c. Clause 32.08 (General Residential Zone) and;
 - d. Clause 55 (Two or More Dwellings on a Lot).
2. The proposal does not appropriately respond to the standards and/or objectives of Clause 55, including front setback and landscaping.
3. The design is not site responsive and results in an excessive bulk, scale and massing to neighbouring properties.
4. The proposal has not justified the reduction of visitor car parking requirements and is not supported due to the location, size of the site and the loss of a street parking space.

Attachments

1. T210808 PA Council report refusal [5.2.1 - 21 pages]
2. T 210808 PA - Development plans [5.2.2 - 11 pages]
3. CONFIDENTIAL REDACTED - T 210808 PA - Objections (unredacted) [5.2.3 - 8 pages]
4. T 210808 PA - Locality map [5.2.4 - 1 page]

Application Details

APPLICATION NO.:	T210808
APPLICANT:	Planning Property Partners
LAND:	L15 LP62861 V8531 F034, 10 Gardenia Street, Pakenham VIC 3810
PROPOSAL:	Buildings and works associated with the construction of five (5) dwellings and a reduction in car parking requirements (visitor space)
PLANNING CONTROLS:	General Residential Zone – Schedule 1

NOTIFICATION & OBJECTIONS:	The application was put on public notice in accordance with Section 52 of the Planning and Environment Act; three objections have been received.
KEY PLANNING CONSIDERATIONS:	<ul style="list-style-type: none"> • Response to neighbourhood character; • Compliance with objectives and standards of Clause 55; • Impacts associated with car parking reduction; • Site-responsiveness of built form
REASON FOR MEETING:	Officer recommendation for refusal.
RECOMMENDATION:	Notice of Decision to Refuse to Grant a Permit

Executive Summary

The purpose of this report is to consider an application to develop 10 Gardenia Street, Pakenham with five dwellings and reduce the number of parking spaces required by the Cardinia Planning Scheme.

The planning permit application initially submitted to Council proposed the construction of six dwellings but was later amended in response to concerns raised by the Planning Department relating to overdevelopment. The application was subsequently amended to five dwellings and proceeded to public notice where three objections were received.

An assessment against the relevant policy that applies to the subject site has revealed that the land is capable of in-fill residential development but that the response ultimately results in a design that does not adequately respond the existing character of Gardenia Street and does not address the reduction in car parking.

Relevance to Council Plan

[{council-plan}](#)

Application withdrawn from Agenda

The Mayor advised that the applicant for this permit had lodged amended plans for consideration and therefore the matter was not able to be resolved by the Committee at this meeting

5.3 Use and development of the land for a dwelling - 550 Scanlons Drain Road, CATANI

Responsible GM: Lili Rosic
Author: Tim Heffernan

Recommendation

That Council resolve to issue a Notice of Decision to Refuse to Grant a Permit for Planning Permit Application T220366 for Use and development of the land for a dwelling on the following grounds:

1. The proposal is inconsistent with Planning Policy Framework and Local Planning Policy Framework, that seeks to discourage non-agricultural and non-soil-based uses that are established on soil of high agricultural valued land, specifically:
 - a. Clause 13.07-1S - Land Use Compatibility
 - b. Clause 14.01-1S - Protection of Agricultural Land
 - c. Clause 14.01-1R - Protection of Agricultural Land – Metropolitan Melbourne
 - d. Clause 14.01-2S - Sustainable Agricultural Land Use
 - e. Clause 21.04-2 - Agriculture
 - f. Clause 22.05 - Westernport Green Wedge Policy
2. The proposal is inconsistent with relevant purposes and decision guidelines of the Special Use Zone – Schedule 1.
3. The proposal is inconsistent with Clause 51.02 - Metropolitan Green Wedge Land: Core Planning Provisions
4. The proposal does not comply with the relevant considerations of Clause 65 and the orderly planning of the area.

Attachments

1. T220366 Locality Map [5.3.1 - 1 page]
2. T220366 Development Plans [5.3.2 - 7 pages]
3. T220366 Officer Report [5.3.3 - 16 pages]

Application Details

APPLICATION NO.:	T220366
APPLICANT:	Sonya Boloski- Lakeside Building Consultants
LAND:	550 Scanlons Drain Road, Catani VIC 3981 (L1 PS326504)

PROPOSAL:	Use and development of the land for a dwelling
PLANNING CONTROLS:	Zoning: Special Use Zone Schedule 1 (SUZS1) Overlay: Land Subject to Inundation Overlay (LSIO)
NOTIFICATION & OBJECTIONS:	Pursuant to Section 52 of the <i>Planning and Environmental Act</i> , the application was advertised by sending notices in the mail to nearby property owners. No objections were received.
KEY PLANNING CONSIDERATIONS:	Inconsistent with Special Use Zone provisions. The land use does <u>not</u> utilise the high-quality soils to their highest capacity. The proposed dwelling would not support and enhance agricultural production. The proposed dwelling is not reasonably required. Potential for land use conflicts – ‘right to farm’ impeded. The proposal is not responsive to Western Port Green Wedge Policy (Clause 22.05).
REASON FOR MEETING:	Recommended for refusal
RECOMMENDATION:	Notice of Decision to Refuse to Grant a Permit

Executive Summary

Planning permission is sought for the use and development of the land for a dwelling, comprising four bedroom, meals, family area, lounge, double garage and veranda.

The owners intend to plant crops for the use of making hay and silage, with the crops used to feed the cattle accommodated on their combined sites.

The subject site comprises over 24 hectares of highly productive agricultural land, with the proposed dwelling not supporting or enhancing the agricultural productivity of the land and resulting in the loss and fragmentation of productive agricultural land. The proposed dwelling, positioned in proximity to Scanlon Road streetscape may also induce amenity concerns with nearby farming enterprises.

Relevance to Council Plan

{council-plan}

Resolution

Moved Cr Stephanie Davies, seconded Cr Collin Ross.

That Council resolve to issue a Notice of Decision to Refuse to Grant a Permit for Planning Permit Application T220366 for Use and development of the land for a dwelling on the following grounds:

1. The proposal is inconsistent with Planning Policy Framework and Local Planning Policy Framework, that seeks to discourage non-agricultural and non-soil-based uses that are established on soil of high agricultural valued land, specifically:
 - a. Clause 13.07-1S - Land Use Compatibility
 - b. Clause 14.01-1S - Protection of Agricultural Land
 - c. Clause 14.01-1R - Protection of Agricultural Land – Metropolitan Melbourne
 - d. Clause 14.01-2S - Sustainable Agricultural Land Use
 - e. Clause 21.04-2 - Agriculture
 - f. Clause 22.05 - Westernport Green Wedge Policy
2. The proposal is inconsistent with relevant purposes and decision guidelines of the Special Use Zone – Schedule 1.
3. The proposal is inconsistent with Clause 51.02 - Metropolitan Green Wedge Land: Core Planning Provisions
4. The proposal does not comply with the relevant considerations of Clause 65 and the orderly planning of the area.

Carried

5.4 Planning Scheme Amendment Activity Report

Responsible GM: Lili Rosic
Author: Anita Ransom

Recommendation(s)

That Council note the report.

Executive Summary

The report provides an update on the status of active planning scheme amendments and planning scheme amendment requests received.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Status of Active Amendments

The following table provides details relating to planning scheme amendments that are currently being processed.

Resolution

Moved Cr Jack Kowarzik, seconded Cr Collin Ross.

That Council note the report.

Carried

5.5 Planning Matters Dealt with by Officers Under Delegated Authority - August 2023

Responsible GM: Lili Rosic
Author: Jason Gilbert

Recommendation(s)

That Council note the report.

Executive Summary

The following matters have been dealt with under delegated powers since the last report to Council.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Planning Matters Report

The below is for the period between 6 June 2023 and 7 July 2023.

Beacon Hills Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
21/06/2023	T230015	44 Quamby Avenue, Guys Hill VIC 3807	Buildings and Works (Construction of a Garage)	Issued	17 January 2023
28/06/2023	T230165	48 Studd Road, Pakenham VIC 3810	Buildings and works (dwelling and outbuilding) within the Significant Landscape Overlay – Schedule 6	Issued	13 April 2023
6/06/2023	T220668	65 Mount Shamrock Road, Pakenham VIC 3810	Use and development of the land for a dwelling and outbuilding and associated earthworks	Issued	04 October 2022
23/06/2023	T220258	1230 Pakenham Road, Mount Burnett VIC 3781	Subdivision of the land into two (2) lots and creation of access to a Transport Zone 2	Issued	04 April 2022
19/06/2023	T230065	20 Valley Drive, Beaconsfield Upper VIC 3808	Buildings and Works (Construction of a Carport)	Issued	16 February 2023
30/06/2023	T230200	36-38 Old Princes Highway, Beaconsfield VIC 3807	Buildings and Works (Extension of an Existing Building)	Issued	02 May 2023
29/06/2023	T230023	74A Stoney Creek Road, Beaconsfield Upper VIC 3808	Use and development of the land for a dwelling	NOD	19 January 2023
6/06/2023	T220492	70 Woods Street, Beaconsfield VIC 3807	Development of the land for a Community Care Accommodation and subdivision of the land in to two (2) lots	NOD	20 July 2022

Bunyip Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
13/06/2023	T230263	120 Yarrabubba Road, Nar Nar Goon North VIC 3812	Alterations and Additions to an Existing Dwelling	Issued	26 May 2023
7/06/2023	T220365	21 Broadhurst Road, Pakenham VIC 3810	Development of Land for a Second Dwelling, additions to the existing dwelling and Variation of Restrictive Covenant P758526L	NOD	27 May 2022
23/06/2023	T070023 - 2	190 A'Beckett Road, Bunyip VIC 3815	To develop the land for the purpose of constructing dwelling extensions & a shed generally in accordance with approved plans	Issued	06 March 2022
13/06/2023	T220466	177 McInnes Road, Tynong North VIC 3813	Development of the land for one (1) outbuilding (shed)	Issued	01 July 2022
29/06/2023	T230180	30 Racecourse Road, Nar Nar Goon VIC 3812	Boundary realignment between Lot 1 PS3638596, 30 Racecourse Road and Lot 2 PS524512, 9 Nar Nar Goon-Longwarry Road, Nar Nar Goon	Issued	21 April 2023
23/06/2023	T230162	39 Main Street, Garfield VIC 3814	Development of the land associated with a Restaurant	Issued	12 April 2023

Central Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
19/06/2023	T230203	1 Ronald Court, Pakenham VIC 3810	Subdivision of the land into two (2) lots	Issued	02 May 2023

Henty Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
6/06/2023	T220839	174 Princes Highway, Pakenham VIC 3810	To display floodlight signage	Issued	22 December 2022
21/06/2023	T000898 - 2	88-90 & 82-86 & 76-80 & CM1 PS435535 & 74 Princes Highway and 1 Deveney Street, Pakenham VIC 3810	Use and development of the land for seven (7) convenience restaurants, sale and consumption of liquor, to display business identification and illuminated signage and alteration to access to a road in a Road Zone Category 1, generally in accordance with the substituted plans known as TP1.P and TP2-J and the endorsed plans.	Issued	15 March 2023
6/06/2023	T220014	15 Katjusha Court, Pakenham VIC 3810	Development of a Second Dwelling and Alterations & Additions to the Existing Dwelling	Issued	12 January 2022

Officer Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
7/06/2023	T210855	1, 4, 5 & 87 Starling Road, Officer VIC 3809	Subdivision of land in stages, removal and creation of easements and works within the Land Subject to Inundation Overlay	Issued	16 November 2021
21/06/2023	T220611	18 Station Street, Officer VIC 3809	Use and development of the land for a Child Care Centre	Lapsed	15 September 2022

Pakenham Hills Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
29/06/2023	T220546	9 Altitude Way, Pakenham VIC 3810	Development of the land for a dwelling, fence and removal of vegetation	Issued	11 August 2022
5/07/2023	T220655	152 Army Road, Pakenham VIC 3810	Subdivision of the land (in accordance with approved development permit T180200) and removal of easement E-1 from PC379769E	Issued	28 September 2022

Ranges Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
15/06/2023	T220308	16 Amphlett Avenue, Cockatoo VIC 3781	Buildings and Works (Construction of a Shed)	Issued	12 May 2022
15/06/2023	T220744	24-26 Boronia Crescent, Cockatoo VIC 3781	Buildings and works associated with alterations and additions to a dwelling, construction of a non-habitable outbuilding, earthworks, and water tank	Issued	14 November 2022
5/07/2023	T220604	1530 Pakenham Road, Cockatoo VIC 3781	Buildings and works for an outbuilding	Issued	08 September 2022
28/06/2023	T230132	2 Heather Avenue, Emerald VIC 3782	Development of the land for an outbuilding (carport)	Issued	24 March 2023
28/06/2023	T230045	4 Haven Court, Cockatoo VIC 3781	Construction of an Agricultural Building (Shed)	Issued	05 February 2023
20/06/2023	T210883	225 Ure Road, Gembrook VIC 3783	Subdivision of the land into two (2) lots	Issued	25 November 2021
16/06/2023	T230092	19 Station Road, Gembrook VIC 3783	5 Lot Staged Subdivision	Issued	01 March 2023
23/06/2023	T230187	39 Macclesfield Road, Emerald VIC 3782	Development of the land for an outbuilding (carport) and associated earthworks	Issued	28 April 2023
6/06/2023	T220438	1 Como Street, Emerald VIC 3782	Development of the land associated with an existing dwelling	Issued	27 June 2022

Toomuc Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
3/07/2023	T230224	111 Timberline Parkway, Pakenham VIC 3810	Construct buildings and works (dwelling and outbuilding) located within a Significant Landscape Overlay - Schedule 6	Issued	11 May 2023
21/06/2023	T230239	35 Rush Lily Drive, Officer VIC 3809	Construction of a Verandah	Issued	19 May 2023
14/06/2023	T230211	29 Avondale Street, Officer VIC 3809	Planning permit to build a house	Issued	08 May 2023
5/07/2023	T230303	19 Grattan Way, Pakenham VIC 3810	Buildings and works for an outbuilding (shed) within a Significant Landscape Overlay (SLO6)	Issued	21 June 2023

Westernport Ward

Date Issued	Permit Number	Address	Proposal	Decision	Date Lodged
26/06/2023	T230042	230 Milners Road, Lang Lang East VIC 3984	Development of the land for a building (shed) associated with agriculture	Issued	01 February 2023
7/06/2023	T220398	565 Murray Road, Vervale VIC 3814	Buildings and Works (Construction of a Farm Shed, Earthworks)	NOD	08 June 2022
7/06/2023	T220745	11 Exchange Drive, Pakenham VIC 3810	Buildings and Works associated with a Warehouse	Issued	14 November 2022
8/06/2023	T220822	100 Greenhills Road, Pakenham VIC 3810	Use and development of the land for a Contractors Depot	Issued	15 December 2022
6/06/2023	T220733	130 McDonalds Track, Lang Lang VIC 3984	Use and Development of Land for a Child Care Centre and Alteration of Access to a Road in a Transport Zone 2	Issued	04 November 2022
28/06/2023	T230006	515 Temby Road, Modella VIC 3816	Buildings and Works (Construction of a Farm Shed)	Issued	11 January 2023
27/06/2023	T220819	1005 McDonalds Drain Road, Pakenham VIC 3810	Buildings and works for an agricultural shed	Issued	15 December 2022
19/06/2023	T200471	2 Tango Circuit, Pakenham VIC 3810	Signage exceeding 8m2	Lapsed	01 August 2020
30/06/2023	T220832	Southeast Business Park, 4 Capital Avenue, Pakenham VIC 3810	Development of the land for two (2) warehouses and display direction signage	Issued	30 January 2023
26/06/2023	T220683	160 Milners Road, Lang Lang East VIC 3984	Buildings and works for an outbuilding (agricultural shed)	Issued	12 October 2022
21/06/2023	T230055	330 Tooradin Station Road, Dalmore VIC 3981	Buildings and works for an outbuilding	Issued	09 February 2023
29/06/2023	T230126	540 Koo Wee Rup Road, Pakenham South VIC 3810	Development of the land for an agricultural building (farm shed)	NOD	22 March 2023
23/06/2023	T220834	110 Eight Mile Road, Nar Nar Goon VIC 3812	Buildings and works associated with extensive animal husbandry (dairy shed)	Issued	19 December 2022
30/06/2023	T230135	95 & 105 Ellett Road, Pakenham South VIC 3810	Two (2) lot subdivision (boundary realignment)	Issued	28 March 2023
29/06/2023	T220435	740 Main Drain Road, Koo Wee Rup North VIC 3981	Buildings and works to construct a new dwelling	Lapsed	25 June 2022
19/06/2023	T230145	4 Sette Circuit, Pakenham VIC 3810	Development of the land for one (1) warehouse	Issued	03 April 2023

16/06/2023	T220498	345 Fourteen Mile Road, Garfield VIC 3814	The use and development of the land for a dwelling with a Green Wedge Zone (GWZ).	Refused	25 July 2022
29/06/2023	T230293	28 Milla Way, Koo Wee Rup VIC 3981	Construction of a Shed	Issued	15 June 2023
26/06/2023	T220676	230 Cameron Road, Yannathan VIC 3981	Buildings and works for an outbuilding(outbuilding)	Issued	10 October 2022
19/06/2023	T220348	165 O'Briens Road, Bayles VIC 3981	Development of the land for an agricultural building	Issued	23 May 2022
20/06/2023	T230081	23 Sette Circuit, Pakenham VIC 3810	Development of the land for three (3) warehouses	Issued	20 February 2023
21/06/2023	T220691	300 and 304 McGregor Road, Pakenham VIC 3810	Creation of easements	Issued	14 October 2022
20/06/2023	T230082	21 Sette Circuit, Pakenham VIC 3810	Development of the land for two (2) warehouses	Issued	20 February 2023

Resolution

Moved Cr Brett Owen, seconded Cr Graeme Moore.

That Council note the report.

Carried

5.6 Planning Matters VCAT Report - August 2023

Responsible GM: Lili Rosic
Author: Jason Gilbert

Recommendation(s)

That Council note the report.

Executive Summary

The following list is presented to keep Council informed of applications that are currently the subject of appeals proceedings and recent decisions from the Victorian Civil and Administrative Tribunal (VCAT). This list is current as of 7 July 2023.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Applications Recently Lodged at VCAT

Hearing Date	App. No.	Address	Proposal	Council Decision	Appealed By
TBD	T220813	375 Rossiter Road, Koo Wee Rup 3981	Buildings and works for the construction of twenty-one (21) warehouses; Creation or alteration of access to a road in a Transport Zone 2	FTD*	Applicant
TBD	T220666	8/18 Racecourse Road, Pakenham 3810	Use of land for a shop	Refusal	Applicant

*FTD denotes an application for review of Council's failure to issue a decision within the prescribed timeframe.

Matters Currently the Subject of VCAT Appeal

Hearing Date	App. No.	Address	Proposal	Council Decision	Appealed By
23-25 October 2023	T220501	74-76 Ahern Road Pakenham	Construction of Seventeen (17) Dwellings on a Lot	FTD*	Applicant
16/06/2023	T210567	28 Hill Street, Pakenham	Use and development of the land for a place of worship	Refusal	Applicant
18/07/2023	T210643	44 Paternoster Road, Cockatoo	Use and Development of the Land for a Telecommunications facility	Notice of Decision to Grant a Permit	Objector
3/08/2023	T220221	205 Seven Mile Road Nar Nar Goon	Use and development of the land for a Contractors Depot	Refusal	Applicant

*FTD denotes an application for review of Council's failure to issue a decision within the prescribed timeframe.

Matters Recently Decided at VCAT

No matters recently decided.

Resolution

Moved Cr Jack Kowarzik, seconded Cr Stephanie Davies.

That Council note the report.

Carried

6 Meeting Closure

Meeting closed at 7.19pm.

Minutes confirmed
Chairman