

#### 10.4 VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL HEARINGS AND ACTIVITIES CARRIED OUT UNDER DELEGATION

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**File No:** CL/04/004

**Attachments:** Nil

#### SUMMARY

The following is a summary of planning activity before the Victorian Civil and Administrative Tribunal (VCAT) as well as a list of decisions on planning permit applications dealt with under delegated powers for the period detailed.

#### RECOMMENDATION

**THAT** Council receive and note the report on the Victorian Civil and Administrative Tribunal Hearings and Activities carried out under delegation.

#### Victorian Civil and Administrative Tribunal (VCAT) activity update.

##### Upcoming appeals

The following is an update of the upcoming VCAT appeals.

APPEAL DATE	REFERENCE NOS.	ADDRESS	PROPOSAL	APPEAL AGAINST
27 July 2020	VCAT – P125/2019 Council – PLP206/18	8 Eden Place, Wallan	Development of the land for multiple dwellings	Appeal against Council's refusal to grant a planning permit
Compulsory Conference – 13 May 2020, Hearing – 22 July 2020	VCAT – P1542/2019 Council – TP93/100	Hillview Drive, Broadford	Subdivision of the land into 25 lots and the removal of native vegetation	Appeal against Council's refusal to extend the completion date of the permit
7 July 2020	VCAT – P2492/2019 Council – PLP012/19	Hogan's Hotel, 88-94 High Street, Wallan	Construction of an extension, reduction in car parking, increase in licensed area and patron numbers	Conditions Appeal by applicant
10 July 2020	VCAT – P9/2020 Council – PLP205/19	8 C Emily Street, Seymour	Major Promotion Sign	Appeal against Council's refusal to grant a planning permit
3 August 2020	VCAT – P93/2020 Council – P307127/12	160 Scotts Road, Tallarook	Use of the land for camping and use of existing buildings for a host farm and function centre	Appeal against Council's refusal to approve an amendment to a planning permit

VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL HEARINGS AND ACTIVITIES CARRIED OUT UNDER DELEGATION (CONT.)

Compulsory Conference – 15 June, Hearing – 17 August 2020 (5 days)	VCAT – P49/2020 Council – P307044/12	210 Tallarook Pyalong Road, Tallarook	Place of Assembly (music Festival) and a reduction of car parking requirements	Appeal against Council's approval of an amendment to a planning permit
9 July 2020	VCAT – P417/2020 Council – PLP268/19	175 Northern Highway, Wallan	Use and development of the land for stone extraction and creation of access to a Road Zone Category 1	Appeal against extent of advertising proposed

### VCAT decisions since last report

No decisions made since last report.

### Activities Carried out Under Delegation

A list of planning permit applications dealt with under delegated powers for the month of May 2020 is included below.

Permit No.	Address	Description of Permit	Decision	Date Approved
<b>South Ward</b>				
PLP023/19	15 Whiteside Street BEVERIDGE	Staged multi-lot subdivision	Planning Permit (Delegate Committee)	05/05/20
PLP047/20	2 Stag Place WALLAN	Development of the land for a single dwelling	Planning Permit	06/05/20
PLP057/20	203 Wallara Waters Boulevard WALLAN	Development of the land for a single dwelling	Planning Permit	06/05/20
PLP179/19	6A Butler Court WALLAN	Multi-lot subdivision of the land and creation of a reserve	Planning Permit (Delegate Committee)	07/05/20
PLP046/20	51 Blue Lake Drive WALLAN	Development of the land for a single dwelling	Planning Permit	08/05/20
PLP050/20	3 Astelia Lane WALLAN	Buildings and works for the construction of a dwelling on a lot less than 300 square metres.	Planning Permit	12/05/20
PLP150/18.01	27 Junction Road HEATHCOTE JUNCTION	2 Lot subdivision and removal of native vegetation SPEAR S123915J	Amended Planning Permit	11/05/20

## VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL HEARINGS AND ACTIVITIES CARRIED OUT UNDER DELEGATION (CONT.)

PLP074/19.01	51 Stanley Street WALLAN	2 lot subdivision and alteration to an existing easement	Amended Planning Permit	12/05/20
PLP300/19	1370 Wallan Whittlesea Road UPPER PLENTY	Development of the land for a replacement dwelling and removal of native vegetation	Planning Permit	18/05/20
PLP337/19	5 Sir Leo Curtis Drive WANDONG	Use and development of the land for a dwelling, outbuilding and native vegetation removal	Planning Permit	19/05/20
<b>Central Ward</b>				
PLP014/20	285 Sunday Creek Road SUNDAY CREEK	Use and Development of the land for a dwelling and outbuilding	Planning Permit	05/05/20
PLP274/19	Balance of Land 2 Tootle Street KILMORE	Staged multi-lot subdivision, creation of restrictions, and subdivision of land adjacent to a Road Zone Category 1	Planning Permit (Delegate Committee)	06/05/20
PLP078/20	19 Parade Street KILMORE	Subdivision of the land into two-lots.	Planning Permit - VicSmart	21/05/20
PLP042/20	22 Violet Lane BROADFORD	Buildings and works associated with the use and development of the land for a single dwelling within the Bushfire Management Overlay	Planning Permit	22/05/20
PLP085/19	480 & 490 Broadford Kilmore Road KILMORE EAST	Boundary realignment; use and development of the land for a dwelling and rural industry; waiver of the required number of car spaces and bicycle facilities; and alteration of access to a road in a Road Zone, Category 1	Planning Permit	22/05/20
PLP292/19	44 Hamilton Street BROADFORD	2 Lot Subdivision	Planning Permit	28/05/20
<b>North Ward</b>				
PLP005/20	1 The Avenue SEYMOUR	Two lot boundary re-subdivision SPEAR S151739C	Planning Permit	20/05/20

VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL HEARINGS AND ACTIVITIES CARRIED OUT UNDER DELEGATION (CONT.)

**CHARTER OF HUMAN RIGHTS IMPLICATIONS**

The rights protected in the *Charter of Human Rights and Responsibilities Act 2006* were considered in preparing this report. Failure to comply with the Child Safe Standards and associated legal responsibilities would be a breach of human rights.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.