

9.3 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
8 July 2019	VCAT – P481/2019 Council – PLP358/17	45 & 75 Willowmavin Road, Kilmore	4 lot subdivision (re-subdivision) and creation of easement	Appealing conditions included in the permit
19 July 2019	VCAT – P2664/2018 Council – PLP027/18	51 Tootle Street, Kilmore	Multi lot subdivision & removal of native vegetation	Appealing conditions included in the permit
24 July 2019	VCAT – P57/2019 Council – PLP207/18	5 Springridge Boulevard, Wallan	2 lot subdivision	Appeal against Council's refusal to grant a planning permit
6 August 2019	VCAT – P323/2019 Council – PLP252/18	127A Northern Highway, Kilmore	Installation and display of a major promotion sign	Appeal against Council's refusal to grant a planning permit
11 August 2019	VCAT – P510/2019 Council – PLP003/18	38-50 Mill Road, Kilmore	Staged multi-lot subdivision and removal of native vegetation	Appeal against Council's refusal to grant a planning permit
13 August 2019	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

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

APPEAL DATE	REFERENCE NOS.	ADDRESS	PROPOSAL	APPEAL AGAINST
10 October 2019	VCAT – P668/2019 Council – PLP129/18	63 High Street, Broadford	Buildings and works for the construction of an office building, 2-lot re-subdivision, reduction of car parking requirements and alteration of access to a Road Zone Category 1	Appeal against Council's refusal to grant a planning permit
28 November 2019	VCAT – P1085/2019 Council – PLP344/18	7 McCarthy Court, Wallan	Buildings and works for the construction of 7 dwellings	Appeal against Council's refusal to grant a planning permit

VCAT decisions since last report

No decisions received in the period since the last report

Activities Carried out Under Delegation

A list of planning permit applications dealt with under delegated powers for the month of June 2019 is included below.

Permit No.	Address	Description of Permit	Decision	Date Approved
South Ward				
PLP116/19	7 Astelia Lane WALLAN	Buildings and works for the construction of a single dwelling on a lot less than 300sqm	Planning Permit	03/06/19
PLP008/19	2910 Epping Kilmore Road HEATHCOTE JUNCTION	Use and development of the land for a dwelling and creation of access to Road Zone Category 1	Notice of Decision to issue a Planning Permit	06/06/19
PLP168/15.01	27 Station Street WALLAN	Staged subdivision (SPEAR S070019E)	Amended Planning Permit	14/06/19
PLP077/19	4 Stanley Sreet WALLAN	Staged six lot subdivision SPEAR S137564H	Planning Permit	25/06/19
PLP151/19	59 Charles Street WALLAN	Development of the land for a dwelling	Planning Permit	26/06/19
PLP152/19	67 Charles Street WALLAN	Development of the land for a dwelling	Planning Permit	26/06/19
PLP149/19	71 Charles Street WALLAN	Development of the land for a dwelling	Planning Permit	24/06/19

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

Permit No.	Address	Description of Permit	Decision	Date Approved
Central Ward				
PLP004/19	7 High Street BROADFORD	Development of the land for two (2) dwellings on a lot, subdivision of the land and creation of access to a Road Zone Category 1	Notice of Decision to issue a Planning Permit	17/06/19
PLP210/18	54-56 Sydney Street KILMORE	Buildings and works for the installation of solar panels (retrospective)	Planning Permit	19/06/19
North Ward				
PLP186/18	8 Ridd Court SEYMOUR	Subdivision of the land SPEAR S125069S	Planning Permit	24/06/19
PLP140/19	255 Landscape Road TALLAROOK	Buildings and works associated with an agricultural shed	Planning Permit	26/06/19

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.