

9.7 VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL HEARINGS AND ACTIVITIES CARRIED OUT UNDER DELEGATION

Author: James McNulty - Manager Development Approvals

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 – P264/2020 Council – P307044/12	210 Tallarook Pyalong Road, Tallarook	Place of Assembly (music Festival) and a reduction of car parking requirements	Conditions Appeal by applicant
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

VCAT decisions since last report

No decisions since last report.

Activities Carried out Under Delegation

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

Permit No.	Address	Description of Permit	Decision	Date Approved
South Ward				
PLP010/20	4 Staple Street WALLAN	Construction of a single dwelling in a flood zone	Planning Permit	06/03/20
PLP003/20	10 Ram Circuit WALLAN	Development of a single dwelling	Planning Permit	06/03/20
PLP283/16.01	Northern Highway WALLAN	Multi lot staged residential subdivision and removal of native vegetation	Amended Planning Permit	17/03/20
PLP245/19	153 Raglan Street WALLAN	Development of the land for eight (8) dwellings and reduction of visitor car space	Notice of Decision to Issue a Planning Permit	19/03/20
PLP084/19	85 Lithgow Street BEVERIDGE	2 lot subdivision and creation of an easement.	Planning Permit	11/03/20
PLP250/19	73 North Mountain Road HEATHCOTE JUNCTION	Development of the land for an outbuilding	Planning Permit	27/03/20
PLP327/19	175 Northern Highway WALLAN	Subdivision of land into two (2) lots and buildings and works associated with the construction of a dwelling	Planning Permit	31/03/20
PLP033/19	1-3 Rankin Street BEVERIDGE	Subdivision of the land (669 lots – Delegate Committee)	Planning Permit	31/03/20

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Central Ward				
PLP267/19	2-12 Mill Road KILMORE	2 lot subdivision	Planning Permit	06/03/20
PLP045/15.03	10 Reservoir Road BROADFORD	Staged multi lot subdivision and removal of native vegetation	Amended Planning Permit (minor technical amendment)	10/03/20
PLP242/19	64 High Street BROADFORD	Buildings and works for the construction of a shop, reduction in the car parking requirement, display of signage and alteration of access to a road in a Road Zone, Category 1	Planning Permit	19/03/20
PLP308/14.01	32 Mia Mia Road BROADFORD	Buildings and works for the construction of a warehouse, use of part of the land as a restricted retail premises and the display of business identification signage and the use of the land for a caretaker's house.	Amended Planning Permit	25/03/20
PLP253/18	178 High Street BROADFORD	Construction of three (3) dwellings and three lot subdivision	Planning Permit	30/03/20
PLP306411	1 Union Street KILMORE	AMENDMENT - To subdivide the land into sixteen lots	Amended Planning Permit	31/03/20
North Ward				
PLP321/19	Bassett Lane HILLDENE	Earthworks associated with the construction of two (2) dams	Planning Permit	02/03/20
PLP307/19	500 Seymour Pyalong Road HILLDENE	Development of the land for a replacement dwelling	Planning Permit	03/03/20
PLP241/19	850 The Bridle Track GLENAROUA	Use of the land for domestic animal husbandry	Planning Permit	10/03/20
PLP341/19	2 Grey Box Court SEYMOUR	Variation of Restrictive Covenant	Planning Permit	12/03/20
PLP325/19	20 Darcy Street SEYMOUR	Development of the land for storage units	Planning Permit	17/03/20
PLP044/20	70 Ashes Bridge Road TALLAROOK	Development of the land for an outbuilding	Planning Permit	27/03/20

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.