

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

Author: James McNulty - Statutory Planning Coordinator

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
14 December 2017	VCAT - P1329/2017	Wallara Waters Estate, Wallara Waters Boulevard, Wallan VIC 3756	Staged subdivision of the land for the Wallara Waters Estate	Application for review under section 149 of the Act – seeking a decision on the suitability of the Traffic Impact Assessment Report.
8 January 2018	VCAT – P1326/2017	86 Albert Street Kilmore	6 lot subdivision	Appeal against conditions of approval relating to heritage requirements to adjust size of one lot, amount of public open space contribution and engineering conditions relating to road and footpath construction.
5 February 2018	VCAT – P2375/2017	430 Hall Lane Whiteheads Creek	Shed (agricultural purposes)	In accordance with conditions of Planning Permit PLP072/17, the permit holder is applying to cancel the previously approved planning permit.

Decisions since last report

No decisions have been received since the previous report.

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

Activities Carried out Under Delegation

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

Permit No.	Address	Description of Permit	Decision	Date Approved
South Ward				
PLP238/17	Reserve 3 Mandalay Circuit BEVERIDGE	Use and development of the land for a community centre with integrated early learning centre, maternal and child health consulting rooms and a reduction of car parking requirements	Planning Permit	04/10/17
PLP096/17	35 Raglan Street WALLAN	Building and works for the construction of two new dwellings and relocation of existing dwelling	Notice of Decision	04/10/17
PLP148/17	21 Hanson Road WALLAN	Use and development of the land for a second dwelling	Planning Permit	06/10/17
PLP231/17	755 O'Gradys Road WANDONG	Development of the land for a dwelling extension and shed	Planning Permit	06/10/17
PLP134/17	Mitchell Creek Road HILLDENE	Use and development of a dwelling	Planning Permit	06/10/17
PLP272/17	Station Street WALLAN	Buildings and works for the construction of 4 dwellings	Planning Permit	19/10/17
PLP181/17	28 Red Gate Lane HEATHCOTE SOUTH	Buildings and works for the construction of a dwelling	Planning Permit	20/10/17
PLP189/17	6 Pavonia Avenue WALLAN	Buildings and works for the construction of a dwelling	Planning Permit	26/10/17
PLP184/17	10 Pavonia Avenue WALLAN	Buildings and works for the construction of a dwelling	Planning Permit	26/10/17
PLP183/17	8 Pavonia Avenue WALLAN	Buildings and works for the construction of a dwelling	Planning Permit	26/10/17
PLP274/17	Station Street WALLAN	Development of the land for the construction of 5 dwellings	Planning Permit	27/10/17

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PLP273/17	Station Street WALLAN	Development of the land for the construction of 4 dwellings	Planning Permit	27/10/17
PLP245/17	105 Wallan Heights Road WALLAN	Use and development of the land for a dwelling (dwelling rebuild)	Planning Permit	30/10/17
PLP096/17	35 Raglan Street WALLAN	Building and works for the construction of two new dwellings and relocation of existing dwelling	Planning Permit	31/10/17
PLP254/17	38 Sir Leo Curtis Drive WANDONG	Buildings and works for the construction of a shed	Planning Permit	31/10/17
Central Ward				
PLP150/17	19 Union Street KILMORE	3 lot subdivision (re-subdivision) SPEAR S104650A	Planning Permit	03/10/17
PLP230/17	190 Saunders Road KILMORE EAST	Buildings and works for additions and alterations to an existing building	Planning Permit	04/10/17
PLP155/17	17 Glanville Drive KILMORE	Development of the land for the construction of a warehouse	Planning Permit	12/10/17
PLP279/16	13-15 Pinniger Street BROADFORD	Multi unit development comprising of the construction of 5 dwellings	Planning Permit	13/10/17
PLP076/17	245 Old Lancefield Kilmore Road FORBES	Use of the land for animal keeping	Planning Permit	16/10/17
PLP084/17	285 Gehreys Lane FORBES	2 lot subdivision	Planning Permit	17/10/17
PLP270/17	26 Sydney Street KILMORE	VICSMART Buildings and works (installation of a shipping container for use as a cafe)	Planning Permit	20/10/17
PLP191/17	1 Fleming Drive BROADFORD	Development of the land for a shed	Planning Permit	23/10/17
PLP093/15.01	195 Strath Creek Road BROADFORD	Use and development of a dwelling	Amended Planning Permit	26/10/17
PLP265/17	130 Ryans Road CLONBINANE	Use of the land for a place of assembly	Planning Permit	31/10/17
PLP342/16	230 Mill Road KILMORE	Two lot subdivision (re subdivision)	Planning Permit	31/10/17

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North Ward				
PLP224/17	360 The Bridle Track GLENAROUA	Development of the land for a dwelling and the creation of access to a Road Zone Category 1	Planning Permit	PLP224/17
PLP232/17	3770 Northern Highway PYALONG	Buildings and works for the construction of a shed	Planning Permit	PLP232/17
PLP111/17	8301 Goulburn Valley Highway Trawool	2 lot subdivision (re-subdivision) and creation of access to a Road Zone category 1	Planning Permit	PLP111/17
PLP233/17	200 Anzac Avenue SEYMOUR	Construction of a temporary access to a Road Zone 1	Planning Permit	PLP233/17
PLP079/17.01	195 Delatite Road SEYMOUR	Removal of native vegetation	Amended Planning Permit	PLP079/17.01
PLP137/17	450 Highlands Road SEYMOUR	Development of a second dwelling	Notice of Decision	PLP137/17
PLP247/17	3 Foley Place SEYMOUR	Removal of vegetation (within Road Reserve)	Planning Permit	PLP247/17
PLP217/17	37-39 Emily Street SEYMOUR	Demolition of an existing service station, buildings and works to construct a new service station and display of signage	Planning Permit	PLP217/17
PLP136/17	Seymour Tooborac Road HILLDENE	Use and development of the land for a dwelling	Planning Permit	PLP136/17
PLP210/17	555 West Road PYALONG	Use and development for a caretaker's residence and extension to existing dwelling	Planning Permit	PLP210/17

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.