

#### 9.4 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
Hearing Date 28 May 2018 (7 days)	VCAT – P2885/2017 Council – PLP027/16	2330 Epping- Kilmore Road, Wallan	Use and development of the land for an earth and energy resources industry (clay extraction) and alteration to a category 1 road	Appeal against Council's refusal to grant a planning permit
13 July 2018	VCAT – P29/2018 Council – PLP228/17	6 Kooralinga Drive, Wandong	2 lot subdivision	Appeal against Council's refusal to grant a planning permit
23 July 2018	VCAT – P127/2018 Council – PLP036/17	104-106 High Street, Wallan	Use and development of the land for a telecommunicatio ns facility	Appeal against Council's refusal to grant a planning permit

#### Decisions since last report

No decisions have been received since the last 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 April 2018 are included below.

Permit No.	Address	Description of Permit	Decision	Date Approved
<b>South Ward</b>				
PLP043/18	17 Booligal Lane WANDONG	Use and development of the land for a dwelling	Planning Permit	10/04/18
PLP318/17.01	130-132 High Street WALLAN	Installation and display of business identification and promotional signage (including internally illuminated signage).	Amended Planning Permit	10/04/18
PLP012/18	4 Pavonia Avenue WALLAN	Buildings and works for the construction of a dwelling on a lot under 300sqm	Planning Permit	10/04/18
P306185/10.02	155 Camerons Lane BEVERIDGE	Staged residential subdivision	Amended Planning Permit	10/04/18
PLP097/17	Northern Highway WALLAN	Business identification signage	Delegated Refusal (prohibited)	17/04/18
PLP331/17	63 Wombat Avenue HEATHCOTE JUNCTION	Buildings and works for the construction of a dwelling and consent to construct works and dispose of effluent or wastewater outside the areas shown hatched on PS728640D	Planning Permit	17/04/18
PLP315/17	80 North Mountain Road HEATHCOTE JUNCTION	Buildings and works for the construction of a domestic shed	Planning Permit	18/04/18
PLP361/17	71 Wellington Street WALLAN	Use and development of the land for a medical centre	Planning Permit	27/04/18
PLP101/17	9 Kangaroo Run WALLAN	Animal Breeding (dog breeding)	Planning Permit	27/04/18
PLP299/13.02	13 High Street WALLAN	Construction of buildings and works for a supermarket, alteration to access to a road zone category 1 and the display of advertising signage (amendment to hours of deliveries)	Amended Planning Permit	27/04/18
PLP025/16.02	95 Junction Road HEATHCOTE JUNCTION	Use and development of a dwelling and subdivision (re-subdivision 5 to 3 lots)	Amended Planning Permit	30/04/18

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

<b>Central Ward</b>				
PLP023/18	37 Sydney Street KILMORE	Buildings and works for a takeaway food premises, display of signage and reduction in car parking requirements	Planning Permit	03/04/18
PLP029/18	39 Mountford Crescent KILMORE	Buildings and works comprising extension to existing dwelling	Planning Permit	03/04/18
PLP344/17	1550 Northern Highway KILMORE	Buildings and works for the construction of a car port	Planning Permit	04/04/18
PLP199/17	530 Arkells Lane BYLANDS	Use and development of the land for a transfer station	Notice of Decision to approve	06/04/18
PLP086/18	5 Kilbennen Court KILMORE	Use and development of the land for a dwelling	Planning Permit	09/04/18
PLP325/17	275 Tantaraboo Road WILLOWMAVIN	Use and development of the land for a dwelling and associated structures	Notice of Decision to approve	09/04/18
PLP348/17	410 Three Chain Road BROADFORD	Use of the land for intensive animal husbandry	Notice of Decision to approve	12/04/18
PLP050/18	14 Elizabeth Court WATERFORD PARK	Development of the land for a dwelling	Planning Permit	27/04/18
PLP093/18	51-53 High Street BROADFORD	Buildings and works for the construction of a toilet block	Planning Permit	30/04/18
<b>North Ward</b>				
PLP349/17	59 Redbank Road SEYMOUR	2 lot subdivision SPEAR S114915M	Planning Permit	04/04/18
PLP084/18	254 Highlands Road SEYMOUR	Buildings and works for the construction of a domestic shed	Planning Permit	09/04/18
PLP070/18	118 Redbank Road SEYMOUR	Buildings and works for the construction of an outbuilding	Planning Permit	11/04/18
PLP265/14.01	26 Station Street SEYMOUR	Use of the land for the purpose of the sale of liquor and buildings and works associated with the existing Tavern and Nightclub (modifications to the rear portion of the Terminus Hotel, external painting and the amalgamation of the existing two liquor licences held for the Terminus Hotel and the Railway Club Hotel)	Amended Planning Permit	13/04/18

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

PLP082/18	58 Tallarook Street SEYMOUR	Buildings and works for the construction of a disability access ramp	Planning Permit	17/04/18
PLP065/18	1305 Broadford Glenaroua Road GLENAROUA	Buildings and works to extend an existing dwelling	Planning Permit	17/04/18
PLP049/18	16 Bush Pea Drive SEYMOUR	Use and development of the land for a dwelling	Planning Permit	17/04/18
PLP042/18	8 Delhi Street SEYMOUR	Development of the land for a dwelling	Planning Permit	18/04/18
PLP058/17	65-71 Emily Street SEYMOUR	Use and development of the land for a motor vehicle sales, motor repairs, alteration to a road zone and a reduction in car parking and display of Business Identification	Planning Permit	18/04/18
PLP312/17	6 Halpin Court PYALONG	Use and development of the land for a dwelling	Planning Permit	23/04/18
PLP040/18	700 Broadford Pyalong Road GLENAROUA	Use and development of the land for a dwelling	Planning Permit	11/04/18

**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.