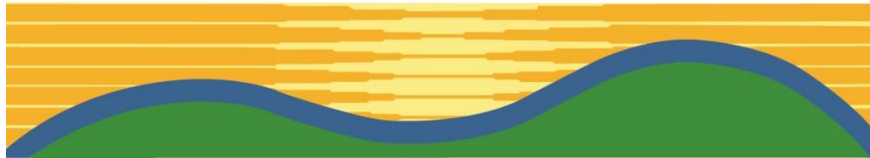


MITCHELL SHIRE COUNCIL



**HEARINGS COMMITTEE
MINUTES**

Monday 8 August 2016

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**MINUTES OF THE HEARINGS COMMITTEE OF THE
MITCHELL SHIRE COUNCIL HELD AT THE CIVIC CENTRE
113 HIGH STREET BROADFORD ON
MONDAY 8 AUGUST 2016**

THE MEETING OPENED: 7.00pm

COUNCILLORS PRESENT

Cr Rodney Parker	Central Ward
Cr Ross Lee	Central Ward
Cr Des Callaghan	Central Ward
Cr Bill Melbourne	North Ward
Cr Bill Chisholm	North Ward
Cr Rhonda Sanderson	North Ward
Cr Sue Marstaeller	South Ward (Chairperson)

OFFICERS PRESENT

Mr David Turnbull	Chief Executive Officer
Mrs Nicole Maxwell	Acting Director Corporate Services
Mr Travis Heeney	Director Sustainable Communities
Mr Jeff Saker	Director Engineering and Infrastructure
Mr Niall Sheehy	Manager Planning and Compliance
Mr Lee McSweeney	Governance Advisor

1. GOVERNANCE DECLARATION

The declaration was read by Cr. B. Melbourne.

2. APOLOGIES AND LEAVE OF ABSENCE

COUNCIL RESOLUTION

MOVED: CR. B. CHISHOLM
SECONDED: CR. R. SANDERSON

THAT the apologies from Cr Cornish and Cr Mulroneu be accepted.

UNANIMOUSLY CARRIED

3. DISCLOSURE OF CONFLICTS OF INTEREST

In accordance with Section 79 of the Local Government Act 1989.

No disclosure of conflicts of interest were received for this meeting.

4. CONFIRMATION OF MINUTES

COUNCIL RESOLUTION

MOVED: CR. R. SANDERSON

SECONDED: CR. D. CALLAGHAN

THAT the minutes of the Hearings Committee meeting held 11 July 2016 as circulated, be confirmed.

UNANIMOUSLY CARRIED

5. SUBMISSIONS

5.1 PLANNING PERMIT APPLICATION PLP061/14 FOR AN AMENDMENT TO A PERMIT FOR AN EDUCATION CENTRE (FOOD PREPARATION CLASSES) TO ALLOW THE USE OF THE LAND FOR A PLACE OF ASSEMBLY (FUNCTION CENTRE), ASSOCIATED BUILDINGS AND WORKS, LIQUOR LICENCE, ADVERTISING SIGNAGE AND A REDUCTION TO CAR PARKING

Author: Nathan Aikman – Senior Statutory Planner

File No: PLP061/14

SUMMARY

An application has been received by Council which seeks to amend an existing permit that allows for use the land for the purpose of an education centre. The application was advertised and four objections were received.

SITE DETAILS

The subject site is located on the north side of an unmade Government Road, which is located off O'Gradys Road between properties No. 25 and 27 O'Gradys Road. Access to the site is provided via this unmade Government Road which abuts the southern boundary of the site. The site is located 150 metres west of Kilmore Railway Station and has a total area of 5058sqm.

A locality plan of the site is provided for the information of the Councillors:



HEARING AND CONSIDERATION OF SUBMISSIONS

Council has established the Hearings Committee to hear and report to Council on submissions received by Council under section 223 of the *Local Government Act 1989* and on objections and submissions received in relation to planning permit applications under the *Planning and Environment Act 1987*.

The applicant and the four objectors to this Planning Permit application have been invited to attend this meeting of the Hearings Committee to make a brief presentation in support of their application and submission.

A schedule of submissions to be heard will be tabled at the meeting.

The process for hearing the submissions is outlined in the Hearings Committee Charter adopted by the Council on 10 November 2014. Following hearing of submissions by the Committee, a report on the proposal will be submitted to Council for consideration.

Council is required to consider all submissions received before deciding on the matter.

PRESENTATIONS

At the invitation of the Mayor, the following submitters took the opportunity to present to the Hearings Committee in support of their submission:

- Mrs M Watkinson
- Mrs M Coad
- Mr and Mrs McAleer

Submissions highlighted a range of concerns relating to amenity impacts associated with the proposed increase in hours of operation to midnight from increased patrons, music and serving of liquor. Concerns were also raised in relation to carparking and safety of traffic flow on O'Grady Road and the current site-zoned residential and not suitable for a commercial operation.

Planet Rural – Mrs A Docking (representative)

Mrs Docking took the opportunity to present to the Hearings Committee on the key elements of the proposal highlighting the local benefits to tourism, community and suppliers in educating people on safe food preparation and techniques.

The business owner also took the opportunity to present on the proposed plan to expand the business.

A time extension was granted by the Committee to the business owner, moved Cr Melbourne and Seconded Cr Callaghan.

COUNCIL RESOLUTION

MOVED: CR. D. CALLAGHAN
SECONDED: CR. W. MELBOURNE

THAT Council Officers provide a report to Council in relation to Planning Permit Application PLP061/14 for an amendment to a permit for an education centre (food preparation classes) to allow the use of the land for a place of assembly (function centre), associated buildings and works, liquor licence, advertising signage and a reduction to car parking requirements at 26 O'Gradys Road, Kilmore.

UNANIMOUSLY CARRIED

Cr Sanderson left the meeting at 7.28pm.

PUBLIC PARTICIPATION FORUM

In accordance with Clause 65 of the Meeting Procedure Local Law 2014.

6. QUESTION TIME

No public questions were received.

7. COMMUNITY PRESENTATIONS**7.1 WALLAN SECONDARY COLLEGE**

Ms Sally Lasslett, Principal for Wallan Secondary College presented an overview of the college's learning program from Year 7 to 12, pathways for students and individual learning programs. Ms Lasslett also provided an overview of the colleges culture and community programs including breakfast club and plans for expansion and upgrade of facilities.

8. DATE OF NEXT MEETING

Meetings of the Hearings Committee are scheduled for the second Mondays (when Mondays are unavailable due to a scheduled public holiday the meeting will be moved to the Tuesday) of the month. If no submissions are scheduled to be heard at a particular meeting of the Committee, the meeting will be cancelled.

The next meeting of the Hearings Committee is scheduled for Monday 12 September 2016.

9. CLOSE OF MEETING

The Chair declared the meeting closed at 7.54pm.