



**GREATER  
DANDENONG**  
*City of Opportunity*

# **MINUTES**

**ORDINARY COUNCIL MEETING**

**TUESDAY, 28 JANUARY 2020**  
Commencing at 7:00 PM

**COUNCIL CHAMBERS**  
225 Lonsdale Street, Dandenong VIC 3175

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## **1 MEETING OPENING**

### **1.1 ATTENDANCE**

#### **Apologies**

Nil.

#### **Councillors Present**

Cr Jim Memeti (Chairperson)

Cr Peter Brown, Cr Youhorn Chea, Cr Tim Dark, Cr Matthew Kirwan, Cr Angela Long, Cr Zaynoun Melhem, Cr Sean O'Reilly, Cr Maria Sampey, Cr Sophie Tan, Cr Loi Truong.

#### **Officers Present**

John Bennie PSM, Chief Executive Officer, Mick Jaensch, Director Corporate Services, Tilla Buden, Acting Director Community Services, Jody Bosman, Director City Planning, Design and Amenity, Paul Kearsley, Director Business, Engineering and Major Projects.

### **1.2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS OF THE LAND**

Council acknowledges and pays respect to the past, present and future Traditional Custodians and Elders of this nation and the continuation of cultural, spiritual and educational practices of Aboriginal and Torres Strait Islander peoples.

### **1.3 OFFERING OF PRAYER**

All present remained standing as Mrs Agnes Kean, from the Spiritual Assembly of the Baha'is, a member of the Greater Dandenong Interfaith Network, read the opening prayer:

" Prejudices of all kinds whether religious, racial, patriotic or political are destructive of divine foundations in man. All the warfare and bloodshed in human history have been the outcome of prejudice. This earth is one home and native land. God has created mankind with equal endowment and right to live upon the earth. As a city is the home of all its all inhabitants although each may have his individual place of residence therein, so the earth's surface is one wide native land or home for all races of humankind."

#### **1.4 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

Ordinary Meeting of Council held 9 December 2019.

##### **Recommendation**

**That the minutes of the Ordinary Meeting of Council held 9 December 2019 be confirmed.**

##### **MINUTE 1308**

Moved by: Cr Loi Truong  
Seconded by: Cr Sean O'Reilly

**That the minutes of the Ordinary Meeting of Council held 9 December 2019 be confirmed.**

**CARRIED**

## 1.5 ASSEMBLIES OF COUNCIL

The following assemblies of Council occurred in the period 9 December 2019 to 20 January 2020:

Date	Meeting Type	Councillors Attending	Councillors Absent	Topics Discussed & Disclosures of Conflict of Interest
09/12/19	Pre-Council Meeting	Peter Brown, Youhorn Chea, Tim Dark (part) Matthew Kirwan, Angela Long, Zaynoun Melhem, Jim Memeti, Sean O'Reilly, Maria Sampey, Sophie Tan, Loi Truong	Nil.	<ul style="list-style-type: none"><li>- Format for Councillor profiles in the Council News for 2020.</li><li>- Scope of Notice of Motion No. 74 – Noble Park Community Centre.</li><li>- Update on Metropolitan Waste Management Group recent activities (CONFIDENTIAL).</li><li>- Agenda items for the Council Meeting of 9 December 2019 (Cr Zaynoun Melhem disclosed a conflict of interest in Item 4.3.5 of the Agenda and Cr Jim Memeti disclosed a Conflict of Interest in Item 4.1.1 of the Agenda).</li></ul>

**1.5 ASSEMBLIES OF COUNCIL (Cont.)**

Date	Meeting Type	Councillors Attending	Councillors Absent	Topics Discussed & Disclosures of Conflict of Interest
12/12/19	Positive Ageing Advisory Committee	Maria Sampey	-	- Positive Ageing Advisory Committee Meeting.
20/01/20	Councillor Briefing Session	Peter Brown, Youhorn Chea, Tim Dark (part) Matthew Kirwan, Angela Long, Zaynoun Melhem (part), Jim Memeti, Sean O'Reilly, Maria Sampey, Sophie Tan (part), Loi Truong		<ul style="list-style-type: none"> <li>- Springvale Community Precinct Naming Considerations.</li> <li>- Election Period Policy.</li> <li>- Response to Notice of Motion No. 71– Springvale North East Quarter Traffic Issues.</li> <li>- Coordinated CGD Response to Victoria’s Bushfires.</li> <li>- Draft Melbourne Industrial and Commercial Land Use Plan (MICLUP).</li> <li>- ALGA Call for Motions for 2020 National General Assembly.</li> <li>- Planning Scheme Amendment C213 resident concerns.</li> <li>- Solar Farm Planning Application Update.</li> <li>- Update on Town Planning Application No. 70 Ordish Road, Dandenong South.</li> <li>- Strategic property acquisitions (CONFIDENTIAL). Cr Tim Dark disclosed a conflict of interest in this item and left the meeting during discussion.</li> <li>- Agenda items for the Council</li> </ul>

**Recommendation**

**That the assemblies of Council listed above be noted.**

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**1.5 ASSEMBLIES OF COUNCIL (Cont.)**

**MINUTE 1309**

Moved by: Cr Sophie Tan  
Seconded by: Cr Sean O'Reilly

**That the assemblies of Council listed above be noted.**

**CARRIED**



## **1.6 DISCLOSURES OF INTEREST**

Nil.

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**Councillor Tim Dark left the Chamber at 7.03pm.**

## 1.7 ADOPTION OF AUDIT ADVISORY COMMITTEE MEETING MINUTES

The Audit Advisory Committee held a meeting on 22 November 2019. Minutes of this meeting are presented to Council for adoption.

### Recommendation

**That the unconfirmed minutes of the Audit Advisory Committee meeting held on 22 November 2019 be adopted.**

Item	Audit Advisory Committee Meeting Agenda Topic
1.	The Risk Management report was tabled to the Committee providing an update on several aspects of risk, including the status of Council's insurances and claims.
2.	The Emergency Management Update report was tabled to the Committee to provide an update on the Emergency Management activities for 2019.
3.	Council's Internal Auditor Crowe presented a status update on the Internal Audit program, which included a progress report and a summary of recent reports and publications which may have an impact on local government. Crowe tabled an Internal Audit Report on Building Maintenance Essential Safety Measures for the Audit Advisory Committees consideration.
4.	The outcomes of the September 2019 quarterly financial report were tabled.
5.	Reports were presented to the Committee on the implementation of recommendations arising from the IT Annual Penetration test results and an Information Security Review.
6.	The Audit Advisory Committee received a follow up report in respect of Internal Audit Risk Recommendations.
7.	The Committee considered and endorsed the Follow up of outstanding actions arising from Integrity Body Reports.
8.	The Committee discussed two forthcoming Audit Scopes relating to Climate Change and Contract Management.
9.	The Committee received a verbal presentation on the key waste issues and the risks associated with these that Council is managing.

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**1.7 ADOPTION OF AUDIT ADVISORY COMMITTEE MEETING MINUTES (Cont.)**

**MINUTE 1310**

Moved by: Cr Matthew Kirwan  
Seconded by: Cr Zaynoun Melhem

**That the unconfirmed minutes of the Audit Advisory Committee meeting held on 22 November 2019 be adopted.**

<b>Item</b>	<b>Audit Advisory Committee Meeting Agenda Topic</b>
1.	The Risk Management report was tabled to the Committee providing an update on several aspects of risk, including the status of Council's insurances and claims.
2.	The Emergency Management Update report was tabled to the Committee to provide an update on the Emergency Management activities for 2019.
3.	Councils Internal Auditor Crowe presented a status update on the Internal Audit program, which included a progress report and a summary of recent reports and publications which may have an impact on local government. Crowe tabled an Internal Audit Report on Building Maintenance Essential Safety Measures for the Audit Advisory Committees consideration.
4.	The outcomes of the September 2019 quarterly financial report were tabled.
5.	Reports were presented to the Committee on the implementation of recommendations arising from the IT Annual Penetration test results and an Information Security Review.
6.	The Audit Advisory Committee received a follow up report in respect of Internal Audit Risk Recommendations.
7.	The Committee considered and endorsed the Follow up of outstanding actions arising from Integrity Body Reports.
8.	The Committee discussed two forthcoming Audit Scopes relating to Climate Change and Contract Management.
9.	The Committee received a verbal presentation on the key waste issues and the risks associated with these that Council is managing.

**CARRIED**

## **2 OFFICERS' REPORTS - PART ONE**

### **2.1 DOCUMENTS FOR TABLING**

#### **2.1.1 Documents for Tabling**

File Id: qA228025  
Responsible Officer: Director Corporate Services

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#### **Report Summary**

Council receives various documents such as annual reports and minutes of committee meetings that deal with a variety of issues that are relevant to the City.

These reports are tabled at Council Meetings and therefore brought to the attention of Council.

#### **Recommendation Summary**

This report recommends that the listed items be received.

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**2.1.1 Documents for Tabling (Cont.)**

**List of Reports**

<b>Author</b>	<b>Title</b>
Springvale Neighbourhood House	Annual Report 2019 in Summary
Concern Australia	Annual Report 2018-2019
Scouts Victoria	Report to Victoria 2019
Municipal Association of Victoria	Annual Report Summary 2019
Greening Australia	Year in Review 2019

A copy of each report is made available at the Council meeting or by contacting the Governance Unit on telephone 8571 5235.

**Recommendation**

**That the listed items be received.**

**MINUTE 1311**

Moved by: Cr Youhorn Chea  
Seconded by: Cr Loi Truong

**That the listed items be received.**

**CARRIED**

## 2.1.2 Petitions and Joint Letters

### 2.1.2.1 Petitions and Joint Letters

File Id:	qA228025
Responsible Officer:	Director Corporate Services
Attachments:	Petitions and Joint Letters

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### Report Summary

Council receives a number of petitions and joint letters on a regular basis that deal with a variety of issues which have an impact upon the City.

Issues raised by petitions and joint letters will be investigated and reported back to Council if required.

A table containing all details relevant to current petitions and joint letters is provided in Attachment 1. It includes:

1. the full text of any petitions or joint letters received;
2. petitions or joint letters still being considered for Council response as pending a final response along with the date they were received; and
3. the final complete response to any outstanding petition or joint letter previously tabled along with the full text of the original petition or joint letter and the date it was responded to.

**Note: On occasions, submissions are received that are addressed to Councillors which do not qualify as petitions or joint letters under Council's current Meeting Procedure Local Law. These are also tabled.**

## **Petitions and Joint Letters Tabled**

Council received two new petitions, no joint letters, no submissions and one petition update prior to the Council Meeting of 28 January 2020.

- A new petition was received from 305 proponents opposing the proposal for waste to energy facility at 70 Ordish Road, Dandenong South due to its close location to local residents, schools and health centres in the area. This petition has been forwarded to the relevant Council Business Unit/s for action.
- A new petition has been received via change.org from 743 signatories (at time of printing) opposing the building of a waste to energy facility at 70 Ordish Road, Dandenong South due to its negative effects on the local community health and its close proximity to the local community. This petition has been forwarded to the relevant Council Business Unit/s for consideration.

***N.B: Where relevant, a summary of the progress of ongoing change.org petitions and any other relevant petitions/joint letters/submissions will be provided in the attachment to this report.***

## **Recommendation**

**That the listed items detailed in Attachment 1 and the current status of each, be received and noted.**

## **MINUTE 1312**

Moved by: Cr Angela Long  
Seconded by: Cr Zaynoun Melhem

**That the listed items detailed in Attachment 1 and the current status of each, be received and noted.**

**CARRIED**

**2.1.2.1 Petitions and Joint Letters (Cont.)**

**DOCUMENTS FOR TABLING**

**PETITIONS AND JOINT LETTERS**

**ATTACHMENT 1**

**PETITIONS AND JOINT LETTERS**

**PAGES 6 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 1000.*



ORDINARY COUNCIL MEETING - MINUTES

**2.1.2.1 Petitions and Joint Letters (Cont.)**

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
13/01/20	<p>• <b>Petition Text (Prayer)</b></p> <p>LET'S GO AGAINST the build-up of waste-to-energy facility close to residential area.</p> <p>Waste-to- energy facility has huge negative effects on the local community health.</p> <p>The proposed plan is within a very close proximity to our community.</p> <p>A more suitable location will be a better option.</p> <p>Please stand up and against the decision if you don't want to breathe the toxic air which may be leaking from the waste facility.</p> <p>Please spread the word in your community, it's all for you, your family and your community.</p> <p>Updates: Proposed location- 70 Ordlish Road, Dandenong South Vic 3175</p>	743 (as at 22/01/20)	New	<p>Tabled Council Meeting 28 January 2020</p> <p>7/01/20 Responsible Officer – Director City Planning, Design and Amenity.</p> <p>7/01/20 Acknowledgement Email sent to the head petitioner by Governance.</p>

*If the details of the attachment are unclear, please contact Governance on 8571 1000.*

ORDINARY COUNCIL MEETING - MINUTES

2.1.2.1 Petitions and Joint Letters (Cont.)

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
18/12/19	<p>WASTE TO ENERGY FACILITY AT ORDISH ROAD, DANDENONG SOUTH PETITION</p> <p>Hi,</p> <p>I am a local resident living in Keysborough. This is on behalf of over 280 local residents' formal submission opposes the proposal for waste to energy facility at 70 Ordish Road, Dandenong South. The project no. 30041688.</p> <p>As the location for this facility is only 1.4 km from the closest local residents and school (Mt. Hira college) and there are 2 primary schools, 2 colleges, 3 kindergartens and 1 maternal and child health centre are within 5 km radius from this location, over 280 local residents have signed a petition as attached to stop this happening.</p> <p>In the past 5 years, Keysborough has become such a vibrant suburb with so many young families moving here and planning to raise our kids here. However, with the existing 2 waste related facilities, an organics garden at 80-82 Ordish Road and a commercial and industrial waste facility on 59A Ordish Rd, local residents have already made numerous complaints and reports to local council and EPA regarding the weird smells around our area. This proposed new waste-to-energy facility is planning to process over \$100,000.00 tonnes of municipal solid waste and commercial and industrial waste per year. This will definitely make the situation worse.</p> <p>Please take locals opinion into consideration when you arrange the next meeting regarding this.</p> <p>We are looking forward to hearing from you soon.</p> <p>Best regards,</p>	305	New	<p>Tabled Council Meeting 28 January 2020</p> <p>7/01/20 Responsible Officer – Director City Planning, Design and Amenity.</p> <p>7/01/20 Acknowledgement Email sent to the head petitioner by Governance.</p>

*If the details of the attachment are unclear please contact Governance on 8571 1000.*

ORDINARY COUNCIL MEETING - MINUTES

2.1.2.1 Petitions and Joint Letters (Cont.)

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
19/11/19	<p>• <b>LINK PATTERSON LAKES TO RIVER END ROAD, BANGHOLME PETITION</b></p> <p>In 2017, I emailed you all regarding the construction of an underpass beneath the MP Freeway, between Patterson Lakes and the National Water Sports Centre. Thank you for supporting this project!</p> <p>Since this time, I have been working with Martin on your Walking, Cycling and Equestrian Trails consultation. My submission for a connecting path from the underpass, running up River End Road and west along Thames Promenade received support from Cornish College.</p> <p>It will regionally connect the suburbs of Patterson Lakes and Chelsea Heights with the River End Road precinct, providing direct access to the National Water Sports Centre, Melbourne Cable Park, Jolong Park, Cornish College and the Craft and Co winery. River End Road is a lumpy, country like road and a footpath is of great importance to the college, who currently do not have the infrastructure to enable students to safely ride or walk to school.</p> <p>I have a petition with 800 signatures supporting this proposed path, which I would like presented at your next council meeting. The outcome being sought is for the 2km path to be included in your budget to enable it to progress. Can you please assist with the inclusion of the petition in your next meeting?</p> <p>At this meeting would it be possible for councillors to support a motion to budget this project?</p> <p>Please find attached the petition, with the comments and signatures themselves. I would greatly appreciate your support and look forward to hearing from you.</p> <p>.....</p> <p>We request that you support a footpath linking the Patterson Lakes underpass recently completed to River End Road, Bangholme and Thames Promenade, Chelsea Heights.</p>	860 (as at 22/01/20)	Completed	<p>Tabled Council Meeting 25 November 2019</p> <p>19/11/19 Responsible Officer – Director Business, Engineering and Major Projects.</p> <p>20/11/19 Acknowledgement Email sent to the head petitioner by Governance.</p> <p><b>Response provided 27/11/19:</b> Following on from the Green Wedge Trails Planning work undertaken last year, Council will be considering a number of projects from this Plan within future budgeting processes from the 2020/21 budget onwards.</p> <p>Given the costs and complexity of delivering some projects in the Green Wedge, several of these will be considered for delivery alongside road reconstruction projects in the area. Also, given that the beneficiaries of the proposed trail network within the Green Wedge will come from across the south east, and not just be Greater Dandenong residents, Council will also be undertaking advocacy to the Victorian Government and others for contribution to the implementation of some of these trails.</p>

*If the details of the attachment are unclear, please contact Governance on 8571 1000.*

ORDINARY COUNCIL MEETING - MINUTES

2.1.2.1 Petitions and Joint Letters (Cont.)

Date Received	Petition Text (Prayer)	No. of Petitioners	Status	Responsible Officer Response
19/11/19	<ul style="list-style-type: none"> <li>LINK PATTERSON LAKES TO RIVER END ROAD, BANGHOLME PETITION (CONTD)</li> </ul>	860 (as at 15/01/20)	Completed	<p><b>(Response contd)</b>                      One of the projects that will be considered by Council within the 2020/21 budget is for the detailed design of both the Riverend Road Recreational Trail Loop (the works you have identified) and Riverend Road carriageway (which is starting to fail) - as the design of each could affect the other. It is desirable that this occurs one budget cycle prior to delivery of the path. As you are aware, Council budgets are very tight at the moment, and this project will be considered against many other projects throughout the municipality.</p> <p>I note that you have copied the Red Gum Ward Councillors into your e-mail and trust they will acknowledge the petition and consider this in the process of making an informed decision around the budget.</p>

*If the details of the attachment are unclear, please contact Governance on 8571 1000.*

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**2.1.2.1 Petitions and Joint Letters (Cont.)**

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*If the details of the attachment are unclear, please contact Governance on 8571 1000.*

## **2.2 STATUTORY PLANNING APPLICATIONS**

### **2.2.1 Planning Decisions Issued by Planning Minister's Delegate - November and December 2019**

File Id: qA280444  
Responsible Officer: Director City Planning Design & Amenity

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#### **Report Summary**

This report provides Council with an update on the exercise of delegation by Planning Minister's delegate.

No decisions were reported for the months of November and December 2019.

#### **Recommendation**

**That the report be noted.**

#### **MINUTE 1313**

Moved by: Cr Zaynoun Melhem  
Seconded by: Cr Youhorn Chea

**That the report be noted.**

**CARRIED**

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## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019

File Id:	qA280
Responsible Officer:	Director City Planning, Design and Amenity
Attachments:	Planning Delegated Decisions Issued November 2019 Planning Delegated Decisions Issued December 2019

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### Report Summary

This report provides Council with an update on the exercise of delegation by Council officers.

It provides a listing of Town Planning applications that were either decided or closed under delegation or withdrawn by applicants in November 2019 and December 2019.

It should be noted that where permits and notices of decision to grant permits have been issued, these applications have been assessed as being generally consistent with the Planning Scheme and Council's policies.

Application numbers with a PLN#.01 or similar, are applications making amendments to previously approved planning permits.

The annotation 'SPEAR' (Streamlined Planning through Electronic Applications and Referrals) identifies where an application has been submitted electronically. SPEAR allows users to process planning permits and subdivision applications online.

### Recommendation

**That the items be received and noted.**

### MINUTE 1314

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Angela Long

**That the items be received and noted.**

**CARRIED**

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**2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)**

**STATUTORY PLANNING APPLICATIONS**

**PLANNING DELEGATED DECISIONS ISSUED NOVEMBER 2019 AND  
DECEMBER 2019**

**ATTACHMENT 1**

**PLANNING DELEGATED DECISIONS ISSUED  
NOVEMBER 2019**

**PAGES 9 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*



ORDINARY COUNCIL MEETING - MINUTES

2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

City of Greater Dandenong

Planning Delegated Decisions Issued from 01/11/2019 to 30/11/2019

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
2271.01	No	5/10-12 Elliott Road DANDENONG SOUTH VIC 3175	Building Permit Solutions	Change of Use (Indoor Recreation Facility)	Amend permit to allow serving of alcohol	Delegate	AmendPerm	27/11/2019	RedGum
PLIN14/0072.01	No	Parkmore Shop P01 1P/317-321 Cheltenham Road KEYSBOROUGH VIC 3173	Commonwealth Bank Corporation	AMENDMENT TO: Display of business identification, illuminated signage and other signage	Amend endorsed plans to remove and replace existing cladding and ATM and relocate existing sign	Delegate	AmendPerm	22/11/2019	Paperbark
PLIN14/0558.01	No	20 Hughes Crescent DANDENONG NORTH VIC 3175	Fablum Property Group	AMENDMENT TO: Multi Dwelling Development x 2 (1 New Single Storey and 1 Existing Single Storey)	Amend endorsed plans to reflect changes to roof pitch, front entrance and numerous rooms	Applicant	Withdrawn	04/11/2019	RedGum
PLIN15/0390.01	No	48 Windsor Avenue SPRINGVALE VIC 3171	Studio A2 Architects	AMENDMENT TO: Planning Permit PLN15/0390, dwelling 4 amended from a single storey to a double storey dwelling and creation of a communal garden	Amend endorsed plans to allow design of townhouse 4 from single storey to double storey	Delegate	AmendPerm	18/11/2019	Lightwood
PLIN15/0849.01	No	Noble Park Special Development School 41-43 Callander Road NOBLE PARK VIC 3174	The Bridge Incorporated	AMENDMENT TO: Development of the land for 37 dwellings, removal of native vegetation and drainage and sewerage registered on the titles of the land.	Amend permit to allow changes to the staging plan	Delegate	AmendPerm	26/11/2019	Paperbark
PLIN16/0225.01	No	9-11 Berends Drive DANDENONG SOUTH VIC 3175	Veolia Environmental Services Pty Ltd	AMENDMENT TO Buildings and works (2 x Shipping Containers)	Delete permit condition 1.3 relating to acoustic noise barrier	Delegate	AmendPerm	01/11/2019	RedGum
PLIN17/0605	No	232-234 Corrigan Road NOBLE PARK VIC 3174	KMT Design Pty Ltd	Development of the land for eight (8) new dwellings comprising seven (7) double storey dwellings and one (1) single storey dwelling with a reduction of the car parking requirement (waiver of one on-site visitor car parking space)	General Residential 1 Zone,	Delegate	PlantPermit	29/11/2019	Lightwood

02/12/2019

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN17/0605	No	232-234 Corrigan Road NOBLE PARK VIC 3174	KMT Design Pty Ltd	Development of the land for eight (8) new dwellings comprising seven (7) double storey dwellings and one (1) single storey dwelling with a reduction of the car parking requirement (waiver of one on-site visitor car parking space)	General Residential 1 Zone, 1826.74sqm	Delegate	PlanPermit	29/11/2019	Lightwood
PLIN18/0164	No	61 Noble Street NOBLE PARK VIC 3174	Low Cost Draftsman	Development of the land for three (3) double storey dwellings	General Residential 1 Zone, 720sqm	Delegate	PlanPermit	04/11/2019	Lightwood
PLIN18/0193	No	45-47 Lawn Road NOBLE PARK VIC 3174	Veki Build Pty Ltd	Development of the land for four (4) double storey dwellings	General Residential 1 Zone, 929sqm	Delegate	NOD	29/11/2019	Lightwood
PLIN18/0631	No	20-22 Princes Highway DANDENONG VIC 3175	Drive by Developments Pty Ltd	To display and erect an electronic major promotional sign DECLARED AREA	Comprehensive Development 2 Zone, electronic major promotional sign	Delegate	FTD	11/11/2019	RedGum
PLIN19/0043	No	26-30 Parsons Avenue SPRINGVALE VIC 3171	Fife Capital C/- KLM Spatial	For the use of the land for warehouse, the subdivision of the land into seventeen (17) lots and the removal of easements	Industrial	Delegate	NOD	12/11/2019	Lightwood
PLIN19/0115.01	Yes	26 Wilma Avenue DANDENONG VIC 3175	Nilsson Noel & Holmes (Surveyors) Pty Ltd	AMENDMENT TO: Subdivision of the land into two (2) lots VICSMART	Delete permit Condition 1.1 and 1.2 relating to creation of cartageway easement	Delegate	AmendPermit	28/11/2019	RedGum
PLIN19/0131	No	Church 3 Albert Avenue SPRINGVALE VIC 3171	German Lutheran Church	Staged development of the land for additions and alterations to existing Place of Worship	Residential Growth 1 Zone, 284.3sqm, alterations and additions to existing place of worship	Delegate	PlanPermit	22/11/2019	Lightwood
PLIN19/0142	No	B6 291-303 Frankston Dandenong Road DANDENONG SOUTH VIC 3175	Michael Alfordal	Use the land for Transfer Station	No response to further information requested	Delegate	Lapsed	01/11/2019	RedGum
PLIN19/0190	No	1/14 Hartnett Way DANDENONG SOUTH VIC 3175	RetPro Management Pty Ltd	The use of part of the land for a place of assembly and to alter access to a road in a road zone, category 1	Commercial 2 Zone, car show	Delegate	PlanPermit	04/11/2019	RedGum
EANTOS				2				02/12/2019	

## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0191	No	3/30 Healey Road DANDENONG SOUTH VIC 3175	M Halem Barat Ali	Use of the land for Auto Parts Recycling (Materials Recycling)	Industrial 1 Zone, 1953sqm, motor vehicle wreckers	Applicant	Withdrawn	18/11/2019	RedGum
PLIN19/0202.01	No	138 Chandler Road NOBLE PARK VIC 3174	Raw Drafting & Design	AMENDMENT TO: Development of the land for two (2) double storey dwellings and alteration of access to a Road Zone, Category 1	Amend permit condition 1 to allow reduction in floor size	Delegate	AmendPerm	29/11/2019	Paperbark
PLIN19/0260	No	960-966 Heatherton Road SPRINGVALE SOUTH VIC 3172	Cadcon Enterprises Pty Ltd	Change of Use (Car Park)	General Residential 1 Zone, formal car parking spaces	Applicant	Withdrawn	27/11/2019	Lightwood
PLIN19/0272	No	116 Corrigan Road NOBLE PARK VIC 3174	Koemteng Taing	Development of the land for four (4) double storey dwellings and construction of a front fence exceeding 1.2 metres in height.	General Residential 1 Zone, 910sqm	Delegate	PlanPermit	28/11/2019	Lightwood
PLIN19/0278	No	38 Jesson Crescent DANDENONG VIC 3175	Marchi Design Group	Development of the land for one (1) double storey dwelling and one (1) single storey dwelling	General Residential 1 Zone, 502sqm	Delegate	PlanPermit	11/11/2019	RedGum
PLIN19/0287	No	6 Marna Court NOBLE PARK VIC 3174	Allan Armstrong & Associates	Development of the land for three (3) dwellings, (two double storey dwellings and one single storey dwelling to the rear)	General Residential 1 Zone, 882sqm	Delegate	PlanPermit	21/11/2019	Paperbark
PLIN19/0297	No	42 Healey Road DANDENONG SOUTH VIC 3175	Change Of Plan	Variation to a restrictive covenant (Covenant J115635) and construct buildings and works comprising a silo and 2 storage tanks	Industrial 1 Zone, 51,48sqm, construction of one silo and two storage tanks	Delegate	PlanPermit	06/11/2019	RedGum
PLIN19/0300	No	B 11/2A Westall Road SPRINGVALE VIC 3171	Vege Health Foods Pty Ltd	Development of the land for a cool room associated with an existing warehouse	There is no permit trigger for an internal coolroom as internal works and associated exhaust fans are exempt under Clause 62.02-2	Delegate	NotRequire	21/11/2019	Lightwood
EANTOS				3				02/12/2019	

## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0314	No	16 Flynn Street SPRINGVALE VIC 3171	ARB Design	Development of the land for a double storey dwelling to the rear of an existing single storey dwelling and alterations and additions to the existing dwelling	The proposal fails to comply with Clause 15 (Built Form), Clause 21 (Land Use), Clause 32 (Neighbourhood Character), Clause 22 (Design Principles) and Clause 55 (Standards & Objectives)	Delegate	Refusal	01/11/2019	Lightwood
PLIN19/0321	No	1/77-79 Kingsclere Avenue KEYSBOROUGH VIC 3173	Urban Solutions	To construct alterations and additions (two carports) and first floor additions to three (3) existing single storey dwellings	The proposal fails to comply with Clause 11.02-1S (Supply of Urban Land) Clause 15 (Built Form) Clause 16 (Housing) and Clause 21.04 (Land Use)	Delegate	Refusal	29/11/2019	Paperbark
PLIN19/0322	No	9 Tudor Crescent NOBLE PARK NORTH VIC 3174	Urban Solutions	Development of the land for one (1) single storey to the rear of an existing dwelling, together with alterations and additions to the existing dwelling	General Residential 1 Zone, 747sqm	Delegate	PlanPermit	29/11/2019	Silverleaf
PLIN19/0343.01	Yes	95 Indian Drive KEYSBOROUGH VIC 3173	TW (Vic) Pty Ltd	AMENDMENT TO: Subdivision of the land into two (2) lots SPEAR VICSMART	Delete permit condition 1.2 relating to common property	Delegate	AmendPerm	25/11/2019	RedGum
PLIN19/0346	No	7 Digby Court SPRINGVALE SOUTH VIC 3172	Strak-Line Builders & Drafters Pty Ltd	Development of the land into two (2) double storey dwellings	General Residential 1 Zone, 350sqm	Delegate	PlanPermit	21/11/2019	Lightwood
PLIN19/0352	No	26 Sapphire Place SPRINGVALE VIC 3171	Prestigious Millennium Design Pty Ltd	Use and Development of the land for a rooming house	General Residential 1 Zone, 400sqm, student accommodation 13 rooms	Applicant	Withdrawn	21/11/2019	Lightwood
PLIN19/0359	No	34 MacPherson Street DANDENONG VIC 3175	Dzafer & Fata Omerovic	Development of the land for a single storey dwelling to the rear of an existing dwelling	General Residential 1 Zone, 1011sqm	Delegate	NOD	21/11/2019	RedGum
PLIN19/0362	No	51 Noble Street NOBLE PARK VIC 3174	Adnan Rizvanovic	The development of the land for four (4) double storey dwellings	Residential Growth 1 Zone, 728sqm	Delegate	PlanPermit	22/11/2019	Paperbark
EANTOS				4				02/12/2019	

## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0396	No	90 Fox Drive DANENONG SOUTH VIC 3175	Quality First Designs Pty Ltd	Development of the land for two (2) warehouses	Industrial 1 Zone, 1208sqm	Delegate	PlanPermit	29/11/2019	RedGum
PLIN19/0398	No	232 Kirkham Road West KEYSBOROUGH VIC 3173	Vibrent Pty Ltd	Use of the land for the sale and consumption of liquor associated with a Food and Drink Premises	Industrial 1 Zone, restaurant, 50 patrons	Delegate	PlanPermit	13/11/2019	Paperbark
PLIN19/0405	No	141 Buckley Street NOBLE PARK VIC 3174	Biju Mathew Philip	Development of the land for a double storey dwelling to the rear of an existing single storey dwelling and alterations and additions to the existing dwelling	No response to further information request	Delegate	Lapsed	18/11/2019	Paperbark
PLIN19/0416	No	10 Rosa Avenue SPRINGVALE VIC 3171	Michael Edward Matthew Vaughan	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 586sqm	Delegate	PlanPermit	13/11/2019	Lightwood
PLIN19/0418	No	293-295 Hammond Road DANENONG SOUTH VIC 3175	BDC Building Design Compliance Pty Ltd	Buildings and Works (Canopy), Signage & Reduction in Car Parking Requirements	Industrial 1 Zone, 375sqm, canopy extension, business identification sign and car park waiver	Delegate	PlanPermit	21/11/2019	RedGum
PLIN19/0420	No	1/4 Olympic Avenue SPRINGVALE SOUTH VIC 3172	Modarc	Development of the land for two double storey dwellings	General Residential 1 Zone, 368sqm	Delegate	PlanPermit	26/11/2019	Lightwood
PLIN19/0435	No	22 Wilma Avenue DANENONG VIC 3175	M.J.Reddie Surveyors Pty Ltd	Subdivision of the land into twelve (12) lots SPEAR	Residential	Applicant	Withdrawn	25/11/2019	RedGum
PLIN19/0438	No	118 Logis Boulevard DANENONG SOUTH VIC 3175	Stephen D'Andrea Pty Ltd	Construction of two (2) warehouses and associated buildings and works; Reduction to the number of car spaces required	Industrial 3 Zone, 4922sqm, construct two warehouses with ancillary office and reduce number of car parking spaces by 3	Delegate	PlanPermit	21/11/2019	RedGum
PLIN19/0441	No	264-266 Springvale Road SPRINGVALE VIC 3171	Commonwealth Banking Corporation	To display one (1) electronic-promotional sign, in accordance with the plans submitted	Commercial 1 Zone, electronic business identification	Delegate	PlanPermit	08/11/2019	Lightwood

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0443	No	270-272 Railway Parade NOBLE PARK VIC 3174	Ten & 10 Indian Restaurant Pty Ltd	Buildings and Works (Roller Shutters & External Lighting)	Commercial 1 Zone, 378sqm, retain existing signage, roller shutter and lighting	Delegate	PlanPermit	27/11/2019	Paperbark
PLIN19/0460	No	27 Hemmings Street DANDENONG VIC 3175	Nenad Putnikovic	Development of the land for a single storey dwelling to the rear of an existing single storey dwelling	Residential Growth 2 Zone, 585sqm	Delegate	PlanPermit	19/11/2019	RedGum
PLIN19/0463	No	2 Vision Street DANDENONG SOUTH VIC 3175	Pellicano Investments 4 Pty Ltd	Development of the land for an industrial building	Industrial 1 Zone, 4891sqm, warehouse and ancillary office	Delegate	PlanPermit	18/11/2019	RedGum
PLIN19/0476	No	18 Rey Street DANDENONG VIC 3175	Trevor Homes	Development of the land for two dwellings (one (1) double storey dwelling and one (1) single storey dwelling)	General Residential 1 Zone, 587sqm	Delegate	PlanPermit	22/11/2019	RedGum
PLIN19/0486	No	6 Egan Road DANDENONG VIC 3175	La Tune Food Solution Pty Ltd	Use of the land for Industry (Food Production)	Industrial 1 Zone, production and packaging of food and drinks	Delegate	PlanPermit	29/11/2019	RedGum
PLIN19/0489	No	1 Cleary Street SPRINGVALE SOUTH VIC 3172	J D Chiam Enterprises Pty Ltd	Subdivision of the land into four (4) lots SPEAR	Residential	Delegate	PlanPermit	07/11/2019	Lightwood
PLIN19/0496	No	796-798 Princes Highway SPRINGVALE VIC 3171	Webster Survey Group	Subdivision of the land into two (2) lots SPEAR	Residential	Delegate	PlanPermit	12/11/2019	Lightwood
PLIN19/0499	No	13/18-22 Williams Road DANDENONG SOUTH VIC 3175	Classic Funeral Services	Use of the land for a Funeral Services Facility (Montuary)	Industrial 1 Zone, 20 bodies	Delegate	PlanPermit	21/11/2019	RedGum
PLIN19/0500	Yes	49 Assembly Drive DANDENONG SOUTH VIC 3175	Novas Architectural	Buildings and Works (Mezzanine & Office) and Reduction in Car Parking Requirements VICSMART	Commercial 2 Zone, mezzanine 150sqm, reduction in car parking	Delegate	PlanPermit	01/11/2019	RedGum
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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0502	No	23 Hope Street SPRINGVALE VIC 3171	Niison Noel & Holmes (Surveyors) Pty Ltd	Subdivision of the land into three (3) lots SPEAR	Residential	Delegate	PlanPermit	12/11/2019	Lightwood
PLIN19/0505	No	55 Keys Road KEYSBOROUGH VIC 3173	Procart Plant Solutions Pty Ltd	Buildings and Works (Earthworks)	Green Wedge A Zone & Urban Floodway Zone	Applicant	Withdrawn	27/11/2019	RedGum
PLIN19/0509	Yes	124-128 Williams Road DANDENONG SOUTH VIC 3175	Lakeside Building Consultants Pty Ltd	Buildings and Works (Storage shed) VICSMART	Industrial 1 Zone, 63sqm, shed for storage of materials associated with the use of the building	Delegate	PlanPermit	20/11/2019	RedGum
PLIN19/0510	No	48 Leonard Avenue NOBLE PARK VIC 3174	B R Smith & Associates Surveyors	Subdivision of the land into six (6) lots SPEAR	Residential	Delegate	PlanPermit	21/11/2019	Paperbark
PLIN19/0514	No	57 Bowmore Road NOBLE PARK VIC 3174	Nobellus Land Surveyors Pty Ltd	Subdivision of the land into four (4) lots SPEAR	Residential	Delegate	PlanPermit	21/11/2019	Paperbark
PLIN19/0520	No	392-399 South Gippsland Highway DANDENONG SOUTH VIC 3175	Stephen D'Andrea Pty Ltd	The development of the land for six (6) warehouse buildings and the creation of access to a road in a road zone, category 1 PRIORITY PAID	Commercial 2 Zone, 12390sqm, warehouse with ancillary office, display, car parking and access to a Road Zone Category 1	Delegate	PlanPermit	04/11/2019	RedGum
PLIN19/0522	Yes	1/1-5 Brought Street SPRINGVALE VIC 3171	ABP Architecture Pty Ltd	Development of the land for an extension to an existing warehouse VICSMART	Commercial 2 Zone, 52.2sqm, warehouse extension and reduction in car parking requirement	Delegate	PlanPermit	06/11/2019	Lightwood
PLIN19/0529	Yes	1/270-280 Hammond Road DANDENONG SOUTH VIC 3175	Askin Pty Ltd	Buildings and Works (Factory Over) VICSMART	Industrial 2 Zone, 203sqm, factory oven for drying and finishing of insulation products	Delegate	PlanPermit	01/11/2019	RedGum
PLIN19/0531	No	12 Buirapike Avenue SPRINGVALE VIC 3171	Arie Cafe & Associates Pty Ltd	Subdivision of land into two (2) lots SPEAR	Residential	Delegate	PlanPermit	25/11/2019	Lightwood

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0532	Yes	25/2 Kirkham Road West KEYSBOROUGH VIC 3173	Change Of Plan	Development of the land for a mezzanine level VICSMART	Industrial 1 Zone, 61sqm, construction of mezzanine floor	Delegate	PlanPermit	29/11/2019	Paperbark
PLIN19/0533	Yes	24-26 Arctic Court KEYSBOROUGH VIC 3173	Creative Living Innovations Pty Ltd	Buildings and Works (Warehouse) VICSMART	Industrial 1 Zone, 603sqm, warehouse and ancillary office	Delegate	PlanPermit	27/11/2019	RedGum
PLIN19/0534	No	Dandenong Park 174 Lonsdale Street DANDENONG VIC 3175	City of Greater Dandenong	Removal of one (1) tree (DECLARED AREA)	Public Park and Recreation Zone, Urban Floodway Zone	Delegate	PlanPermit	26/11/2019	RedGum
PLIN19/0537	No	38 Dunblane Road NOBLE PARK VIC 3174	Oday Alsharabati	Multi Dwelling Development x 3 (Double Storey) New	Duplicate application - please refer to application PLN19/0540	Delegate	Closed	18/11/2019	Paperbark
PLIN19/0542	No	62 Stephenson Street SPRINGVALE VIC 3171	M J Reddie Surveys Pty Ltd	Subdivision of the land into three (3) lots SPEAR	Residential	Delegate	PlanPermit	25/11/2019	Lightwood
PLIN19/0555	Yes	10/578-598 Princes Highway NOBLE PARK NORTH VIC 3174	Caleb Steen	Development of the land (mezzanine floor level to an existing warehouse) VICSMART	Commercial 2 Zone, 106sqm	Delegate	PlanPermit	20/11/2019	Silverleaf
PLIN19/0564	No	78 Regent Avenue SPRINGVALE VIC 3171	Cui Chen & Yan Li	Subdivision of the land into two (2) lots SPEAR	Residential	Delegate	PlanPermit	26/11/2019	Lightwood
PLIN19/0586	No	7 Birdwood Avenue DANDENONG VIC 3175	Rayneel Krish Sharma	Subdivision of the land into two (2) lots SPEAR	Residential	Delegate	PlanPermit	29/11/2019	RedGum

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**2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)**

**STATUTORY PLANNING APPLICATIONS**

**PLANNING DELEGATED DECISIONS ISSUED NOVEMBER 2019 AND  
DECEMBER 2019**

**ATTACHMENT 2**

**PLANNING DELEGATED DECISIONS ISSUED  
DECEMBER 2019**

**PAGES 9 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

ORDINARY COUNCIL MEETING - MINUTES

2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

City of Greater Dandenong

Planning Delegated Decisions Issued from 01/12/2019 to 31/12/2019

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN07/0323.02	No	64-68 Ordish Road DANDENONG SOUTH VIC 3175	Ace Waste c/- KLM Spatial	AMENDMENT TO: Buildings & Works (Waste Incineration Facility) Alterations to existing buildings and existing incinerator	Amend endorsed plans to include the development of a building for the purpose of storing waste liquid associated with the existing use	Delegate	AmendPerm	20/12/2019	RedGum
PLIN09/0460.01	No	42 Kimberly Road DANDENONG SOUTH VIC 3175	A1 House Plans	Amendment to PLN09/0460 for modifications to the existing warehouse extension.	Amend endorsed plans to reduce the warehouse area	Delegate	AmendPerm	04/12/2019	RedGum
PLIN09/0862.01	No	133 Corrigan Road NOBLE PARK VIC 3174	Modarc	AMENDMENT TO: PLN09/0862 which allowed for development of a two storey building comprising seven (7) dwellings. The amendment proposes to amend the endorsed plans.	Amend permit to allow development of a building comprising 4 x double storey and 3 x single storey dwellings	Applicant	Withdrawn	03/12/2019	Paperbark
PLIN12/0429.02	No	2A Carmen Street DANDENONG VIC 3175	Templeton Family Funerals Pty Ltd	AMENDMENT TO: The use of the land for the temporary storage and preparation (embalming) of deceased persons	Amend permit to allow temporary storage of deceased to associated property	Delegate	Closed	09/12/2019	RedGum
PLIN14/0503.01	No	129-131 Cheltenham Road DANDENONG VIC 3175	SHA Premier Constructions Pty Ltd	AMENDMENT TO planning permit PLN14/0503 which granted permission To use and develop the land for the purpose of two convenience restaurants, a retail premises, to construct a service station, display signage (major promotion sign, business identification). The amendment seeks to amend the preamble, amend the permit conditions and amend the endorsed plans	Amend Condition 6 relating to amend endorsed plans to reduce the scale of the development	Delegate	AmendPerm	18/12/2019	RedGum
PLIN15/0416.04	No	42 Homeleigh Road KEYSBOROUGH VIC 3173	Keysborough Living Pty Ltd	AMENDMENT TO: Multi Dwelling Development x 59 (Double Storey) New and Removal of Native Vegetation	Delete permit condition 9 to maintain consistency with subdivision permit	Delegate	AmendPerm	17/12/2019	RedGum

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN16/0647.01	No	17 Ross Street DANDENONG VIC 3175	Aru Design	Amendment to Planning Permit PLIN16/0647, which allows for the construction of two double storey dwellings.	Amend permit to allow tree removal and replacement, relocation of clothes line and rainwater tank and addition of retaining walls	Delegate	AmendPerm	06/12/2019	RedGum
PLIN17/0093.01	No	1-7 Granite Court, DANDENONG SOUTH VIC 3175	NVK Properties Pty Ltd	Amendment to Planning Permit PLIN17/0093 to use and develop the land for a warehouse. The amendment seeks to change the endorsed plans to provide an additional two car parking spaces.	Amend endorsed plans to delete landscaping and provide additional car parking	Delegate	AmendPerm	13/12/2019	RedGum
PLIN17/0220	No	935-935 Heatherton Road SPRINGVALE VIC 3171	Silverpoint Building Designer & Planning Consultants	The development of the land for ten (10) dwellings (eight double storey dwellings and two single storey dwellings) and alteration of access to a road in a Road Zone Category 1.	General Residential 1 Zone, 1190.86sqm	Delegate	NOD	20/12/2019	Lightwood
PLIN17/0360.03	No	74 Indian Drive KEYSBOROUGH VIC 3173	Plans In Motion Pty Ltd	AMENDMENT TO: The use and development of the land for an office and restaurant, the development of land for forty-two (42) warehouses and the sale and consumption of liquor.  AMENDED TO READ: The use and development of the land for the purpose of office and restaurant, the development of land for forty-two (42) warehouses and the sale and consumption of liquor.	This application has been re-advertised.  Amend permit preamble	Delegate	AmendPerm	13/12/2019	RedGum
PLIN18/0487.01	No	Noble Park Special Development School 41-43 Callander Road NOBLE PARK VIC 3174	The Bridge Inc	AMENDMENT TO Subdivision x 37 SPEAR	Delete permit condition 3 relating to certification and a new condition requiring a section 173 agreement to be included	Delegate	AmendPerm	05/12/2019	Paperbark
PLIN19/0151	No	E 11/2A Westall Road SPRINGVALE VIC 3171	Belinda Szalinski	Use of the land for a Restricted Recreation Facility (Gymnasium)	Industrial 1 Zone, F45 gym, 22 patrons	Delegate	PlanPermit	04/12/2019	Lightwood

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0152	No	Office 5-6/279-281 Springvale Road SPRINGVALE VIC 3171	Global Communications Australia Pty Ltd	To display electronic business identification signage	Proposal fails to comply with Clauses 22.11 and 52.05	Delegate	Refusal	19/12/2019	Lightwood
PLIN19/0221	No	26 Rodd Street DANDENONG VIC 3175	Rodd Close Pty Ltd	Development of the land for eleven (11) dwellings (eight double-storey dwellings and three triple-storey dwellings) DECLARED AREA	Residential Growth 1 Zone, 1291sqm	Delegate	Plan/Permit	12/12/2019	RedGum
PLIN19/0266	No	10 Elray Avenue DANDENONG VIC 3175	Stefan Saint Design and Construction	Development of the land for one (1) single storey dwelling and alterations to an existing single storey dwelling	No response to further information request.	Delegate	Lapsed	06/12/2019	RedGum
PLIN19/0328	No	267-273 Perry Road KEYSBOROUGH VIC 3173	Texco Constructions (VIC) Pty Ltd C/- proUrban	Development of land for an industrial building and associated buildings and works; Reduction to the number of car parking spaces required	Industrial 1 Zone, 11,210sqm, construction of warehouse to be used for glass production	Delegate	Plan/Permit	05/12/2019	RedGum
PLIN19/0330	No	140 Colemans Road DANDENONG SOUTH VIC 3175	Leigh & Tarryn Naughton	Development of the land for a warehouse in stages	Industrial 1 Zone, 2799sqm, warehouse and removal of native vegetation	Delegate	Plan/Permit	30/12/2019	RedGum
PLIN19/0361	No	19 Hilton Street DANDENONG VIC 3175	Khaira Traders Pty Limited	Use of the land for materials recycling	Industrial 1 Zone, scrap metal	Delegate	Plan/Permit	12/12/2019	RedGum
PLIN19/0365	No	1/28-38 Frankston Dandenong Road DANDENONG SOUTH VIC 3175	Nizar Investments Pty Ltd	Development of the land for additions and alterations to existing buildings and associated works. Alteration of access to a road in a Road Zone Category 1	Industrial 1 Zone, 523.5sqm, reduction in car parking	Delegate	Plan/Permit	13/12/2019	RedGum
PLIN19/0381	No	49-97 Lightwood Road SPRINGVALE VIC 3171	VicTrack	Use and development of the land for a Car Park and the removal of native vegetation	Special Use 1 Zone, 18600sqm	Delegate	Plan/Permit	16/12/2019	Lightwood
PLIN19/0383	No	24 David Street NOBLE PARK VIC 3174	Philip Harvey & Associates Pty Ltd	Development of the land for three dwellings comprising two (2) double storey dwellings and one (1) single storey dwelling	General Residential 1 Zone, 834sqm	Delegate	Plan/Permit	31/12/2019	Paperbark

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## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0384	No	13 Norris Street NOBLE PARK VIC 3174	Westurban Group	Development of the land for three (3) dwellings (two double storey dwellings and one single storey dwelling to the rear)	General Residential 1 Zone, 693sqm	Delegate	PlanPermit	12/12/2019	Paperbark
PLIN19/0385	No	17 Raymond Street NOBLE PARK VIC 3174	KMT Design Pty Ltd	Development of the land for four (4) double storey dwellings	General Residential 1 Zone, 784sqm	Delegate	NOD	12/12/2019	Paperbark
PLIN19/0392	No	13 Sunline Avenue NOBLE PARK NORTH VIC 3174	Archiden Architecture	Development of the land for three (3) double storey dwellings	General Residential 1 Zone, 711sqm	Delegate	PlanPermit	30/12/2019	Silverleaf
PLIN19/0397	No	45 Benga Avenue DANDENONG VIC 3175	Archiden Architecture	Development of the land for three dwellings (comprising two double storey dwellings and one single storey dwelling to the rear).	General Residential 1 Zone, 870sqm	Delegate	PlanPermit	09/12/2019	RedGum
PLIN19/0404	No	2 Vision Street DANDENONG SOUTH VIC 3175	Pellicano Investments 4 Pty Ltd	Development of the land for a warehouse and associated buildings and works; alteration of access to a Road Zone Category 1	Industrial 1 Zone, 8493sqm, warehouse and ancillary office	Delegate	PlanPermit	19/12/2019	RedGum
PLIN19/0408	No	41 Bowman Lane KEYSBOROUGH VIC 3173	Zai Pty Ltd	Development of the land for one (1) double storey dwelling	Green Wedge A Zone and Urban Floodway Zone, 85390sqm, new double storey dwelling to replace existing	Delegate	PlanPermit	16/12/2019	RedGum
PLIN19/0424	No	115 Riverend Road BANGHOLME VIC 3175	George & Maria Petrakis	Alterations and additions for one (1) single storey dwelling on land in an Environmental Significance Overlay and associated earthworks	Green Wedge Zone, extension to existing dwelling	Delegate	PlanPermit	13/12/2019	RedGum
PLIN19/0432	No	14 Wall Street NOBLE PARK VIC 3174	Stockwood Building Group	Development of the land for three (3) dwellings (two double storey dwellings and one single storey dwelling to the rear)	General Residential 1 Zone, 780.7sqm	Delegate	NOD	23/12/2019	Paperbark
PLIN19/0434	No	8 Kilkenny Court DANDENONG SOUTH VIC 3175	Farace Holdings Pty Ltd	Use and development of the land for a Warehouse and to reduce the car parking requirements	Industrial 1 Zone, 777.80sqm, extension of warehouse and construction of ancillary office, reduce number of car parking spaces by 1	Delegate	PlanPermit	13/12/2019	RedGum
EANTOS								07/01/2020	

## ORDINARY COUNCIL MEETING - MINUTES

## 2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0450	No	145A South Gippsland Highway DANDENONG SOUTH VIC 3175	Sylvester Kroyherr	Use part of the land for a retail premises (car sales) and to alter access to a road in a Road Zone Category 1	Commercial 2 Zone, additional use of property for car sales	Delegate	PlanPermit	24/12/2019	RedGum
PLIN19/0475	Yes	18/820-828 Princes Highway SPRINGVALE VIC 3171	Asset Town Planning Consultants	Buildings and Works (Mezzanine) VICSMART	Commercial 2 Zone, 50sqm, mezzanine	Delegate	PlanPermit	02/12/2019	Lightwood
PLIN19/0480	No	1 Himbeck Court NOBLE PARK VIC 3174	Kumudunie Ramya Kanthi Liyanaage	Development of the land for two (2) double storey dwellings	General Residential 1 Zone, 638sqm	Delegate	PlanPermit	30/12/2019	Paperbark
PLIN19/0482	No	247-263 Greens Road DANDENONG SOUTH VIC 3175	Logis Property Investments Pty Ltd	Subdivision x 19 (Stage 1) in stages adjacent to a Road Zone Category 1 and to create, vary and remove easements SPEAR	Industrial	Delegate	PlanPermit	20/12/2019	RedGum
PLIN19/0483	No	247-263 Greens Road DANDENONG SOUTH VIC 3175	Logis Property Investments Pty Ltd	Subdivision x 40 (Stage 2) in stages adjacent to a Road Zone Category 1 and to create, vary and remove easements SPEAR	Industrial	Delegate	PlanPermit	20/12/2019	RedGum
PLIN19/0493	No	927-937 Springvale Road KEYSBOROUGH VIC 3173	Lighthouse Christian College	Buildings and Works (School access road)	General Residential 1 Zone, 42390sqm, school drop off and pick up access road	Delegate	PlanPermit	30/12/2019	RedGum
PLIN19/0507	No	86 Fox Drive DANDENONG SOUTH VIC 3175	Quality First Designs Pty Ltd	Building and Works (Warehouse)	Industrial 1 Zone, 1429sqm, Warehouse	Delegate	PlanPermit	19/12/2019	RedGum
PLIN19/0515	No	131-149 National Drive DANDENONG SOUTH VIC 3175	Pellicano Investments Pty Ltd	Buildings and Works (Warehouse) and reduction in car park requirements	Industrial 1 Zone, 11736sqm, warehouse and associated office and reduction in car parking requirements	Delegate	PlanPermit	12/12/2019	RedGum
PLIN19/0516	No	131-149 National Drive DANDENONG SOUTH VIC 3175	Pellicano Investments Pty Ltd	Buildings and Works (Warehouse) and reduction in car park requirements	Industrial 1 Zone, 5769sqm, warehouse and associated office and reduction in car parking requirements	Delegate	PlanPermit	11/12/2019	RedGum

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ORDINARY COUNCIL MEETING - MINUTES

2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0524	No	9-21 Foster Street DANDENONG VIC 3175	Development Victoria	Subdivision of the land (creation of a road R-1) SPEAR (DECLARED AREA)	Commercial	Delegate	PlanPermit	13/12/2019	RedGum
PLIN19/0546	No	52 Babbage Drive DANDENONG SOUTH VIC 3175	LT Property Holdings Pty Ltd	Boundary Re-Alignment SPEAR	Industrial	Delegate	PlanPermit	18/12/2019	RedGum
PLIN19/0551	No	247-263 Greens Road DANDENONG SOUTH VIC 3175	Logis Property Investments Pty Ltd	Subdivision x 9 (Stage 3) SPEAR	Industrial	Delegate	PlanPermit	23/12/2019	RedGum
PLIN19/0557	No	894-906 Taylors Road DANDENONG SOUTH VIC 3175	Mackay Rubber Industries Pty Ltd d/ Devon Planning Services Pty Ltd	Change of Use (Rubber Manufacturing), Buildings and Works (Warehouse) and Reduction in Car Parking Requirements	Industrial 1 Zone 11697.1sqm, rubber manufacturing, reduce number of car parking spaces by 127	Applicant	Withdrawn	27/12/2019	RedGum
PLIN19/0562	No	215-221 Greens Road DANDENONG SOUTH VIC 3175	Ratio Consultants Pty Ltd	Signage	Industrial 3 Zone, internally illuminated sign	Delegate	PlanPermit	17/12/2019	RedGum
PLIN19/0565	No	1/221-239 Browns Road NOBLE PARK NORTH VIC 3174	221 Browns Road Holdings Pty Ltd	Subdivision of the land into two (2) lots SPEAR	Commercial	Delegate	PlanPermit	17/12/2019	Silverleaf
PLIN19/0569	Yes	265-285 Greens Road DANDENONG SOUTH VIC 3175	Soccer5S (Dandenong) Pty Ltd	Signage (Promotional Sign) VICSMART	Industrial 3 Zone, promotional sign	Delegate	PlanPermit	04/12/2019	RedGum
PLIN19/0574	No	166 David Street DANDENONG VIC 3175	Nacha Moore Land Surveyors Pty Ltd	Subdivision of the land into three (3) lots SPEAR	Residential	Delegate	PlanPermit	30/12/2019	RedGum
PLIN19/0577	No	93 Herbert Street DANDENONG VIC 3175	Bala Family Property Pty Ltd	Multi Dwelling Development x 3 (Double Storey) New, Subdivision x 3	General Residential 1 Zone, 808sqm	Applicant	Withdrawn	11/12/2019	RedGum

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## ORDINARY COUNCIL MEETING - MINUTES

**2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)**

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PLIN19/0585	Yes	82 Noble Street NOBLE PARK VIC 3174	Brian Moxham Surveying Pty Ltd	Subdivision of the land for two (2) lots SPEAR (VICSMART)	Residential	Delegate	PlanPermit	18/12/2019	Lightwood
PLIN19/0587	No	13 Atlantic Drive KEYSBOROUGH VIC 3173	Linear Land Surveying Pty Ltd	Subdivision x 10 SPEAR	Industrial	Delegate	PlanPermit	19/12/2019	RedGum
PLIN19/0588	Yes	32 Atlantic Drive KEYSBOROUGH VIC 3173	TW (Vic) Pty Ltd	Subdivision of the land for two (2) lots SPEAR (VICSMART)	Industrial	Delegate	PlanPermit	06/12/2019	RedGum
PLIN19/0590	Yes	42 Atlantic Drive KEYSBOROUGH VIC 3173	TW (Vic) Pty Ltd	Subdivision of the land into two (2) lots SPEAR (VICSMART)	Industrial	Delegate	PlanPermit	04/12/2019	RedGum
PLIN19/0598	Yes	1/55 David Street DANDENONG VIC 3175	Peter Argyriou	Buildings and Works (Front Fence) VICSMART	General Residential 1 Zone, 938sqm	Delegate	PlanPermit	06/12/2019	RedGum
PLIN19/0611	Yes	12 Mediterranean Circuit KEYSBOROUGH VIC 3173	Bayside Architects	Development for the land for a mezzanine VICSMART	Industrial 1 Zone, 66sqm, construction of a mezzanine	Delegate	PlanPermit	18/12/2019	RedGum
PLIN19/0615	Yes	3 Sixth Avenue DANDENONG VIC 3175	Sandeep Kapoor	Subdivision of the land into two (2) lots SPEAR VICSMART	Residential	Delegate	PlanPermit	18/12/2019	RedGum
PLIN19/0619	Yes	15 Fireways Boulevard KEYSBOROUGH VIC 3173	Kadar & Bradley Pty Ltd	Buildings and works to alter an existing warehouse VICSMART	Commercial 1 Zone, Entry/Exit Doors & Signs	Delegate	PlanPermit	20/12/2019	Paperbark
PLIN19/0626	Yes	23 Tower Court NOBLE PARK VIC 3174	Sanint Australia Pty Ltd	Buildings and Works (Car Park Shade Sail) VICSMART	Industrial 1 Zone, construction of car park shade sail	Delegate	PlanPermit	31/12/2019	Paperbark

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ORDINARY COUNCIL MEETING - MINUTES

**2.2.2 Planning Delegated Decisions Issued November 2019 and December 2019 (Cont.)**

Application ID	VicSmart	Property Address	Applicant	Description	Notes	Authority	Decision	Date	Ward
PL19/0636	Yes	9 Amberley Crescent DANDENONG SOUTH VIC 3175	SP Building Surveyors	The development of the land for internal and external alterations to the existing warehouse building VICSMART	Industrial 1 Zone, 123sqm alterations to front facade and internal works	Delegate	PlanPermit	30/12/2019	RedGum
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### 3 QUESTION TIME - PUBLIC

#### Question

#### Eric Chen, Dandenong

Following the Victorian Planning Permit Report on C213 Amendment:

(1) How would Council adopt the panel report?

(2) A person at Fifth Avenue is a migrant. The landowner can speak English but not read and write. Should the landowner object? Many landowners like this landowner do not understand the jargon like "planning amendment, policy and strategy". How would Council engage/achieve more community engagement on policies to address those people who could not read and write in English on the matter?

(3) Will Council consult to the community for the matter we are concerned about?

(4) Would Council consider using Fifth Avenue as the General Residential Zone 3 (GRZ3) to General Residential Zone 1 (GRZ1) boundary?

Current submission was the back fence between Potter Street and Fifth Avenue.

***This question was paraphrased.***

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**Cr Tim Dark returned to the Chamber at 7.15pm.**

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#### Response

#### Jody Bosman, Director City Planning, Design and Amenity

The Victorian Planning Panel Report on this planning scheme amendment C213 was received by Council on 14 November 2019 in accordance with the process set out in the *Planning and Environment Act*. The Planning Panel's recommendations have been reviewed by the officers who have prepared the Council report with a recommendation requesting Councillors resolve to advance the Planning Scheme Amendment C213 in the amendment process. This report is being dealt with by the Councillors later this evening.

With regards to community members for whom English is not their first language, all Council correspondence has the Important Information panel which advises of the availability of interpreter service assistance in talking to Council officers. With the content of the correspondence this service facilitates the opportunity for the community to consider what is or is not relevant to them. Further, when the community wish to engage with Council, officers are always available to explain planning matters and assisting community members communicating their opinions formally to Council. Planning Scheme Amendment C213 was the final part of Council's residential zones review which was commenced with Planning Scheme Amendment C218.

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**3 QUESTION TIME - PUBLIC (Cont.)**

The public engagement of property owners in community affected by the residential zones review commenced in 2014 with the distribution of a brochure describing rezoning proposals. This brochure used an illustrative approach to communicating information designed to engage the community's interest, which also included the Important Information panel advising of the availability of interpreter service assistance should further information and explanation be required.

It is noted that, as a result of the initial consultation, submissions were received from several residents of Fifth Avenue supporting the removal of the Residential Growth Zone from that street. Planning Scheme Amendment C213 panel members who considered the question of submissions to the panel concluded that the General Residential Zone 1 area to the north-west of the proposed General Residential Zone 3 in Dandenong Precinct 1, including Fifth Avenue, is not included within the area covered by the amendment Planning Scheme Amendment C213 and should not be rezoned General Residential Zone 3 as part of the amendment.

For the purpose of the Council and the gallery, I note that the Greater Dandenong Planning Scheme of which the zoning maps are a key component are regularly reviewed for its relevance and appropriateness in accordance with the requirements of the Planning and Environment Act. Should the amending of zoning be identified in the future for Fifth Avenue and the general area surrounding identified by the questioner a consultative program would be initiated to inform and receive feedback prior to any action being undertaken in the future.

**Question**

**Gaye Guest, Keysborough**

The appearance of our city has been let down by:

(1) Neglected homes. In the older parts of our Local Government area homes are being left vacant or are occupied with residents who are not in the position to manage the upkeep of their properties and this could be attributed to mental health issues. Unkept gardens are a fire hazard, neighbouring fence boundaries are in disrepair and in fact dangerous, front fences are in danger of falling and after the city wall falling there was a moratorium on front fence lines but this seems to be a thing of the past.

(2) Too much emphasis has been put on allowing developers to swoop in and gobble up prime land and homes without a care for its history or aesthetics and squirrelling funds to the new estates and the rest of the poor old area gets neglected.

(3) Could a program be introduced where neighbours can report neglected areas of the municipality? It is a huge task now but identifying the needs has to start somewhere. Residents report having to send registered letters to owners of empty properties to try and contact them when neighbouring fences need replacing. One home has grass as high as the boundary fence and a derelict car in the driveway where it is resting on its rims as the tyres have perished. Speaking to neighbours over the fence is a thing of the past these days. What programs does the City of Greater Dandenong have in place to deal with these matters? It is timely, it is expensive and is it Big Brother watching or neighbourly concern?

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**3 QUESTION TIME - PUBLIC (Cont.)**

(4) Illegal hard rubbish dumps constantly in the same areas are unsightly, frustrating and a concern and all these duplex developments are just plain ugly with all their rubbish dumped outside complexes carelessly as there is no local pride by the tenants. How can we reinvigorate pride in our city and bring back the former glory of lovely gardens and green spaces?

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**Cr Loi Truong left the Chamber at 7.16pm.**

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**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

We acknowledge that derelict and neglected homes are an important issue within our City. Whenever Council is notified of a property in a state of disrepair we will take action to ensure the property is secure to remove any immediate danger to the community and, if need be, we will seek the assistance from the court for an unsafe property to be demolished. We currently have a number of these before the court. Many times this cannot happen without the assistance of our community. If there is any property in your area that is a safety risk, please bring it to the attention of Council immediately so that we can take the appropriate action. This is a partnership between Council officers and the community and where we have not picked them up ourselves as we are generally not able to pick those that are in the backyards of properties, if these can be brought to the attention of Council officers we will take the appropriate action.

**Question**

**Gaye Guest, Keysborough**

Planning permits versus building permits. Why do residents have to jump through hoops to get the above when they are not policed or governed by Council? When a homeowner flouts the conditions of a building permit twice why is the addition allowed to stand? Why are there not huge penalties? Where are the progress inspections to check compliance and certificates of compliance for a home handyman in relation to drainage, building regulations and materials that are up to code and electrical work when the homeowner carrying out the work is not qualified? The number of times you get quoted that everyone must have the right qualifications and up to date certificates to meet code and yet building permits allow cowboys to erect unsuitably whatever they darn well want to. Our suburban blocks are being treated abhorrently by homeowners who have no idea about aesthetics and use and abuse the system because it is not policed. It is disgusting what is being allowed to happen in this Local Government area because it is not policed. They, after the terms of the permit are up, a meccano set add-on is erected which is so unstable it comes down in less than 30 minutes once identified. It is not stable, braced nor concreted in and twice now it has been taken down only to be erected again when no one is watching. Why is Council allowing this to happen everywhere and please do not quote State Government laws when you issue or sign off on permits. Permits are an expensive joke not worth the paper they are written on.

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**3 QUESTION TIME - PUBLIC (Cont.)**

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

It is a criminal offence to contravene a building order that has required building work to be removed or rectified and Council will not hesitate to take legal action against landowners who undertake building works without the relevant permits. Again I say that we have a number of these cases in process either with lawyers or currently before the courts. Unlawful building works are a major focus of our Building Services team and regular inspections of properties are undertaken across the City every day. However, we cannot see into every backyard of every property across the City. As I mentioned earlier, without the assistance of our community many of these issues go unnoticed. If anyone becomes aware of any building work carried out in your neighbourhood and an owner/builder or registered builder licence number is not displayed at the front of the property, in other words if you have seen building work that is going on and there is no such certificate, no such display posted at the front where it says the name and the registered details of the owner/builder and their registered licence number at the front of the property, please contact Council and we will investigate immediately.

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**Cr Loi Truong returned to the Chamber at 7.20pm.**

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**Comment**

**Cr Peter Brown**

In relation to Mr Bosman's comments and also Mr Bennie's, could I have leave to add some further information which will highlight the matters that they have raised in relation to the question that has been asked?

**Comment**

**Cr Jim Memeti, Mayor**

Yes.

**Comment**

**Cr Peter Brown**

Councillors have received a list of miscreants, a service request function in relation to actions requested for a number of the areas in Dandenong or City of Greater Dandenong. I quote from this report we got last week. These have been things that have been actioned so it is not Council not doing anything but rather it reflects highly anti-social activity or lack of activity by unfortunately some of our residents in Dandenong. It is in the *Shame File No.1: 'Rubbish dumped and removed by Council, 314. Abandoned vehicle, unregistered, damaged, 188'*. This is the period 1 October to 31 December 2019. *'Unightly premises private property, 104'*. There are a couple of others but they are the most significant ones and the question related to unsightly premises. *'Noble Park. Abandoned vehicles, 61. Unightly premises elsewhere'*. The issue is not so much what Council is not doing but we are trying to play catch-up I think with the anti-social activities of many unfortunately, residents.

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**3 QUESTION TIME - PUBLIC (Cont.)**

**Comment**

**Cr Matthew Kirwan**

Can I just briefly add something to that? Thirty years ago, the Kennett Government privatised building inspections. The advantage of that was that buildings got developed much faster. The downside of that is that Council no longer has the role of inspecting every piece of building work. We have a small team of building inspectors and the State Government took away that responsibility from us 30 years ago and that is often why people find illegal building works that have happened during the last 30 years.

**Question**

**Gaye Guest, Keysborough**

Happy election year Councillors and welcome back.

On 1 January 2020 I spoke to the Mayor directly to ask if the City of Greater Dandenong (CGD) could call a meeting of all influential groups and leaders to have a municipal approach to help our nearest neighbours in East Gippsland in their time of absolute need. I felt a municipal approach would have the maximum bang for our buck in offering assistance and aid. To this date I am still waiting for a reply to my query. Was pleased and disappointed the next day to see how by 02/01/20, the whole world had sprung into action to help Australia and indeed some local community groups had already risen to the occasion but as yet no formal announcement from CGD. This city has an emergency management plan for our Local Government area to deal with dilemmas like the Commonwealth Bank of Australia Springvale Bank episode. Does it have an emergency management plan to help neighbouring regions? If so, why is it not in action and being spoken about? Readily this Council offers overseas support and recognition without blinking an eye, yet our state and country is in turmoil and it is up to the individual groups to show they care. If there is no plan in place maybe it is time to draft a response to help East Gippsland, rural Victoria and Australia in general in times of crisis. Programs like Shop With Them and Empty Esky are highlighting the need to support these local communities for years to come to help them rebuild and recover. Again I ask what can CGD as a municipality do to bring a combined approach to helping our nearest neighbours now that the dust is settling and reality is kicking in?

**Response**

**John Bennie PSM, Chief Executive Officer**

In response, I can advise Gaye that whether it is through her advocacy and efforts or in fact the processes that were already in place, we are strongly aligned with her thoughts. I am happy to meet with her and discuss the certain actions that we are taking on this occasion, but also to highlight the actions that this Council has taken over a long period of time, not just as she says to support overseas locations and municipalities in times of earthquake and flood and tornado sorts of events that she may read about, but this Council has a longstanding history of supporting Local Governments and communities throughout Australia.

For a number of years we had a direct relationship with the Gannawarra Shire Council that was impacted seriously by floods in 2012. Arising out of that was Council's direct financial support to the people of Gannawarra and a number of visits that the Mayor and Councillors and executive officers

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**3 QUESTION TIME - PUBLIC (Cont.)**

made to Gannawarra to provide them with moral support and technical advice and support. We entered into secondment arrangements and we continue to this day to help them, and any other Council in need.

We have strong standing and relationships in this Council with all other Local Government authorities and as far as I am concerned, it goes without saying that all Local Government authorities know that CGD exists to support them when they need it. It has been the position of this Council to not necessarily jump in at the outset and in the immediate response phase of the emergency when most of those municipalities and their communities are fighting fires, but to be here to support them in the recovery phase and that is where we align with Ms Guest's thinking.

The Mayor has convened over the last couple of weeks a meeting of community leaders, business leaders, not for profit leaders and others in the municipality to come together on 5 February 2020 to talk about how we as a city can come together. There is already significant funds that have been raised by this community, outstanding amounts of money that have been raised by this community, but there is potentially more to achieve in terms of the community, as she suggests, coming together, working together to identify things that might be other than cash donations and cash opportunities. It could be about organising and facilitating the facilitation of visits to those areas as we are now being encouraged to consider.

We have and I just cannot quite recall the exact number, but I think it is in the order of about 20 staff that have nominated through a program with Local Government support for Local Governments in fire affected areas that have offered their technical support to go and be seconded and/or to assist. Again, all of these things are standing procedures not in an emergency management plan and maybe we should document that but they are standing procedures that we have operated by over a long period of time.

And yes, it is only in the last two weeks that we have begun to communicate those things and I hope that she will now find that Council's webpage and Facebook page include some of those matters. But, again, whether it is accepted and understood or not, this Council takes the view that we are better to be out there doing something rather than necessarily just talking about it. But, in saying that, we are all on the same page in terms of sympathising with those communities and seeking to support them as much as we possibly can.

**Comment**

**John Bennie PSM, Chief Executive Officer**

The next set of questions were received this evening so the officers have only had a few minutes to consider them.

**Question**

**Janice Vass, Springvale**

I raised a question at the Council meeting on 9 December 2019 asking for an assurance from Councillors that rezoning decisions and planning permits have not been influenced by developers as IBAC has uncovered at Casey City Council. Mr Bennie requested that individual Councillors contact me directly to address my concerns. Not one Councillor has contacted me.



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**3 QUESTION TIME - PUBLIC (Cont.)**

**Response**

**John Bennie PSM, Chief Executive Officer**

I might add before moving to the next question that in fact on the night I outlined on behalf of Councillors the position that I interpreted as being Council's position and that I believe was reported, including in the local media, as a very sound position of this Council having a very clear understanding of its roles, responsibilities and from my point of view, the compliance with those roles and responsibilities. What I did in fact say is that Councillors may wish to respond if their opinion or view was any different to that.

**Question**

**Janice Vass, Springvale**

If Council minutes are said to be an accurate account, why are the names of Councillors voting on planning applications for and against not recorded in Minutes to ensure transparency and for future reference by residents, ratepayers and other interested parties?

**Response**

**Mick Jaensch, Director Corporate Services**

As Councillors will recall, we recently re-adopted our Meeting Procedure Local Law. One of the changes that we made to that Meeting Procedure Local Law was that for any motion that is debated where there is opposition, votes will be recorded for and against automatically for every motion so for anyone reading the minutes from October 2019 moving forward from this point onwards, the votes will be recorded if it is a debated motion. If it is not debated it can be taken that it was unanimously passed by Council. I accept the question that in the past that has not always been the case. Council has moved in this review of the Meeting Procedure Local Law to solve this issue.

**Question**

**Ace Vass, Springvale**

Was an Environment Protection Authority (EPA) audit of Site 173 to 191 Clark Road, Springvale South completed prior to the green wedge and urban growth boundary rezoning as required under s.8.2.2 of the Siting, Design, Operations and Rehabilitation of Landfills EPA document?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

I will have to take this question on notice and reply to the question in due course. I will copy all Councillors in that response.

**Question**

**Gaye Guest, Keysborough**

Authorities are asking that anyone who has recently returned from China to refrain from attending schools, workplaces and events for the incubation period of 14 days. What restrictions is Council going to put in place given we are the most multicultural city? Other municipalities are cancelling events.



**3 QUESTION TIME - PUBLIC (Cont.)****Response****John Bennie PSM, Chief Executive Officer**

I will respond but I will respond in a preliminary way. I think it is such an important matter that we do need to take advice on this. This is a new issue. It is not a new issue that of course Council interacts with its community, perhaps this Council more than any other and as recently as Australia Day we were taking preliminary cautions about the interaction that our local Members of Parliament had with any number of people in terms of handshaking and interaction in Dandenong Park and at the Australia Day service and all of those sorts of things. So we know about fundamental precautions to take, but we have more to learn and we will be looking to the State and Federal Departments of Health to give advice in terms of the conduct of these sorts of meetings. Cancelling a meeting is one option but of course the business of government needs to continue and I am sure this Council, without having even talked to them about it would prefer to think that the business of Council would continue but that we put in place appropriate precautions to protect both the Councillors and the community who participate. We will do some more work on that and advise Ms Guest of our consideration.

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**John Bennie PSM, Chief Executive Officer tabled a listing of responses to questions taken on notice/requiring further action at the previous Council meeting. A copy of the responses is provided as an attachment.**

**3 QUESTION TIME - PUBLIC (Cont.)**

**PUBLIC QUESTIONS TAKEN ON NOTICE/REQUIRING FURTHER ACTION**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 PQT3	Barry & Sylvia Russell, Springvale South	<p><b>Traffic Issues</b> Traffic, there is only one way out to go to the city. Lot more traffic departing at the new estate for all cars and extra cars.</p>	Director Business, Engineering and Major Projects/ Director City Planning Design and Amenity	17/12/19	<p><b>Initial Response 9/12/19:</b> It may be best that if the questioners are still around at the end of this meeting talk to with them separately on that particular matter so I can get some more details. I have Google mapped their property but I cannot quite see what the question might be referring to. If they are unable to stay for the meeting I have their contact details and can certainly contact them.</p> <p><b>Further Response 17/12/19:</b> There was no specific address provided in the question however, based on the questioners' location, they would be referring to the planning application at 15-29 Coomooro Road, Springvale South, which included a proposed access from Teddy Crescent, I can advise that this application was discussed at the 9 December Council meeting, where it was deferred for officers to consider the deletion of the access from Teddy Crescent, and only allow access from Coomooro Road. The removal of this access point would significantly reduce car movements in these surrounding streets. Furthermore, Council's traffic engineers have reviewed the potential traffic implications associated with this proposal and have advised that the existing road network is capable of accommodating the increase in traffic</p>

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

ORDINARY COUNCIL MEETING - MINUTES

**3 QUESTION TIME - PUBLIC (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 PQT6	A. De Silva & P. Ebert, Noble Park	<p><b>Process of Making Changes to Property in Block of Units</b>                      We live on a complex with 18 units there. Each person has a plot in front of their house. I would like to know who owns that plot? The reason I am asking that is because there is a group of people doing their own thing and making alterations on that block without my permission. I would like to know where I stand on this.</p>	Chief Executive Officer	9/12/19	<p><b>COMPLETED</b></p> <p><b>Initial Response 9/12/19:</b>                      I did not assign the question because I thought it needed some greater clarity and as Mr Kearsley indicated earlier, we might need to speak to the questioners after the meeting to get particular details. If the plot that they are referring to is part of the public highway, it is Council that has responsibility for the public highway. But it may not be, it may be private land, it might be common property shared by you and others in a strata subdivision of sorts. We will catch up with them after the meeting or we have their contact details. We will be in touch with them and we will explain the situation to them.</p> <p><b>Further Response 9/12/19:</b>                      Immediately after the meeting, the question was discussed further with the questioners. It was ascertained that the land is private land and not Council owned. The questioners were satisfied with the explanation given. There is no further action required.</p> <p><b>COMPLETED</b></p>

**At the Ordinary meeting of Council on Monday, 24 March 2014, Council resolved to change the way Councillors and Public questions taken on notice are answered and recorded from 14 April 2014 meeting of Council onwards.**

## **4 OFFICERS' REPORTS - PART TWO**

### **4.1 CONTRACTS**

#### **4.1.1 Contract 1920-19 Keysborough South Local Area Traffic Management (LATM)**

File Id:

Responsible Officer:

Director Business, Engineering and Major  
Projects

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#### **Report Summary**

This report outlines the tender process undertaken to select a suitably qualified and experienced contractor for the implementation of works associated with the Keysborough South Local Area Traffic Management (LATM).

#### **Recommendation Summary**

This report recommends that Council awards Contract 1920-19 to Blue Peak Constructions Pty Ltd for a fixed lump sum price of Seven Hundred and Seventy Four Thousand, Five Hundred and Thirty Three Dollars and Eighty Three Cents (\$774,533.83) including GST of \$70,412.17.

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#### 4.1.1 Contract 1920-19 Keysborough South Local Area Traffic Management (LATM) (Cont.)

### Introduction

The Keysborough South Area LATM will see traffic calming treatments introduced at seven (7) locations along Church Road, Westwood Boulevard and Perry Road in Keysborough South.

Treatments generally focus on raised pavements and platforms. The treatments will address high vehicle speeds that have been recorded on these roads. This is a high priority project on Council's LATM program due to the relatively high amount of pedestrian activity within the Keysborough South area.

### Tender Process

This tender was advertised on Saturday 14 September 2019 in the Age Newspaper, VendorPanel and Council's website. The tender closed at 2pm on Tuesday 9 October 2019.

At the close of the tender advertising period submissions were received from five (5) contractors as listed below:

1. Blue Peak Constructions Pty Ltd
2. MACA Infrastructure Pty Ltd
3. Prestige Paving Pty Ltd
4. Civilmart (non-conforming)
5. Total Tools Brooklyn (non-conforming)

### Tender Evaluation

The evaluation panel comprised of Council's Coordinator Civil Projects, Project Engineer, Student Engineer and a Contracts Officer.

The tenders were evaluated using Council's Weighted Attributed Value Selection Method. The advertised evaluation criteria and the allocated weightings for evaluation are as follows:

	<b>Evaluation Criteria</b>	<b>Weighting</b>
1	Price	40%
2	Relevant Experience and Past Performance	25%
3	Works Program & Methodology	25%
4	Social Procurement	5%
5	Local Industry	5%

Each criterion is ranked on a point score between 0 (fail) and 5 (excellent). These rankings are then multiplied by the weighting to give a weighted attribute ranking for each criterion and totalled to give an overall evaluation score for all criteria.

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#### 4.1.1 Contract 1920-19 Keysborough South Local Area Traffic Management (LATM) (Cont.)

Civilmar and Total Tools Brooklyn were non-conforming tenders, failing to include the tender schedules in their submission. They were therefore excluded from the tender evaluation process. The three (3) conforming submissions were assessed and the weighted attribute points scores resulting from the assessment are shown in the following table

The original tender sought pricing for an additional 4 sites within the Keysborough area. These are lower priority sites but were included to try and capture the economies of scale associated with undertaking many sites at once. The available budget was unable to cover these works, so these sites will be deferred and delivered as part of the 20/21 LATM program.

Following an evaluation of the tenders, the comparative point score based on the above criteria is as follows:

<b>Tenderer</b>	<b>Price Points</b>	<b>Non-Price Points</b>	<b>Total Score</b>	<b>OHS</b>	<b>EMS</b>
Blue Peak Constructions Pty Ltd	1.02	2.20	3.22	Pass	Pass
MACA Infrastructure Pty Ltd	1.00	1.95	2.95	Not assessed	
Prestige Paving Pty Ltd	0.80	1.60	2.40	Not assessed	

**Note 1: The higher the price score – lower the tendered price.**

**Note 2: The higher the non-price score – represents better capability and capacity to undertake the service.**

#### Financial Implications

The funding requirement associated with this report is \$704,121.00 ex GST, which is within the current available LATM budget.

**Lump Sum – A lump sum contract or a stipulated sum contract will require that the supplier agree to provide specified services for a stipulated or fixed price.**

#### Social Procurement

Social procurement was considered when assessing the tender responses.

#### Local Industry

Local industry was considered when assessing the tender responses. The recommended tenderer Blue Peak Constructions is located within the Greater Dandenong municipality and have indicated between 70 – 100% of contract spend will be made within the local area.

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#### 4.1.1 Contract 1920-19 Keysborough South Local Area Traffic Management (LATM) (Cont.)

### Consultation

During the tender evaluation process and in preparation of this report relevant Council officers have been consulted.

### Conclusion

At the conclusion of the tender evaluation process, the evaluation panel agreed that the tender submission from **Blue Peak Constructions Pty Ltd** represented the best value outcome for Council and should be accepted due to:

1. Their conforming tender, which is within Council's budget allocation.
2. The very good references received.
3. The demonstrated level of experience of staff and sub-contractor resources available.
4. Their experience working as a panel contractor for the City of Greater Dandenong and the high-quality project outcomes achieved on similar projects.

### Recommendation

#### That Council:

1. **accepts the tender submission from Blue Peak Constructions Pty Ltd for a revised fixed lump sum price of Seven Hundred and Seventy Four Thousand, Five Hundred and Thirty Three Dollars and Eighty Three Cents (\$774,533.83) including GST of \$70,412.17; and**
2. **signs and seals the contract documents when prepared.**

### MINUTE 1315

Moved by: Cr Matthew Kirwan  
Seconded by: Cr Angela Long

#### That Council:

1. **accepts the tender submission from Blue Peak Constructions Pty Ltd for a revised fixed lump sum price of Seven Hundred and Seventy Four Thousand, Five Hundred and Thirty Three Dollars and Eighty Three Cents (\$774,533.83) including GST of \$70,412.17; and**
2. **signs and seals the contract documents when prepared.**

**CARRIED**

## **4.2 FINANCE AND BUDGET**

### **4.2.1 Supplementary Valuation Return 2020-3**

File Id:	A6253379
Responsible Officer:	Director Corporate Services
Attachments:	SV2020-3 Final Report

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#### **Report Summary**

Contract valuer ProVal (Vic) Pty Ltd have assessed Supplementary Valuation Return 2020-3 that comprises a total of 317 supplementary valuations.

#### **Recommendation Summary**

This report recommends that Council note the new valuations in Supplementary Valuation Return 2020-3.



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#### **4.2.1 Supplementary Valuation Return 2020-3 (Cont.)**

### **Background**

Supplementary valuations are carried out from time to time to reflect the variation in valuation of properties in between General Valuations of the Municipality. Supplementary valuations may be made for any of the circumstances referred to in Section 13DF of the Valuation of Land Act 1960 and are to be assessed as at the date prescribed for the current valuation of the municipality ie. 1 January 2019. Supplementary valuations in this report have been formally processed and have received certification from the Valuer General. The new values are applied when certification is received.

### **Proposal**

It is proposed that Council note the new valuations listed in Supplementary Valuation Return 2020-3.

### **Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans**

This report has been made in consideration of the Council Plan and Strategic Objectives.

### **Financial Implications**

Most supplementary valuations in Return 2020-3 have been made effective from 1 November 2019. The 2019-20 Budget for supplementary rate incomes is \$1,000,000. The nett supplementary rates increase from this Return is approximately \$97,000. The year to date supplementary rates is approximately \$1,030,000.

### **Consultation**

The Valuer General Victoria has been notified of the supplementary adjustments and has forwarded a copy of the Return to the State Revenue Office and to South East Water. The Valuer General has advised Council that it has certified the supplementary valuations.

### **Conclusion**

It is recommended that Council note the new valuations in Return 2020-3.

### **Recommendation**

**That Council notes the new valuations in Supplementary Valuation Return 2020-3.**

### **MINUTE 1316**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Youhorn Chea

**That Council notes the new valuations in Supplementary Valuation Return 2020-3.**

**CARRIED**

**4.2.1 Supplementary Valuation Return 2020-3 (Cont.)**

**FINANCE AND BUDGET**

**SUPPLEMENTARY VALUATION RETURN 2020-3**

**ATTACHMENT 1**

**SUPPLEMENTARY VALUATION SV 2020-03**

**PAGES 9 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

ORDINARY COUNCIL MEETING - MINUTES

4.2.1 Supplementary Valuation Return 2020-3 (Cont.)

Council Report  
Supplementary Valuation  
SV 2020-3 - 1 November 2019

Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current SV	Current CIV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPPC	New AVPPC	FSP/L	Land Area
202035 17		Atterley Road	Springvale South	Demolition Of Improvements	01-Nov-2019	510000	700000	35000	510000	510000	25500 110.3	100	100	RAFSL	534 m²
202039 99		Ann Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	520000	520000	28000	0	0	0	100	010	RAFSL	716 m²
506950 1/99		Ann Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				280000	990000	28000	120.4	120.4	RAFSL	0 m²
506955 2/99		Ann Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				245000	490000	24500	100	100	RAFSL	0 m²
506961 17		Annabelle Boulevard	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24500	490000	860000	43000 100	110.2	110.2	RAFSL	400 m²
489129 16		Appleton Avenue	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24500	490000	790000	36500 100	110.2	110.2	RAFSL	409 m²
517630 2		Arbuckle Court	Springvale	Demolition Of Improvements	01-Nov-2019				780000	780000	39000	100	100	RAFSL	955 m²
101670 1/2		Ashfield Court	Springvale	Demolition Of Improvements	01-Nov-2019	390000	390000	19500	0	0	0	0131	010	RAFSL	0 m²
101675 2/2		Ashdale Court	Springvale	Demolition Of Improvements	01-Nov-2019	390000	390000	19500	0	0	0	0131	010	RAFSL	0 m²
507165 16		Aspect Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24500	490000	950000	47500 100	110.2	110.2	RAFSL	405 m²
507205 32		Aspect Drive	Keyborough	Houses Erected	01-Nov-2019	470000	470000	23500	470000	870000	43500 100	110.2	110.2	RAFSL	353 m²
507190 38		Aspect Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24000	490000	870000	43500 100	110.2	110.2	RAFSL	377 m²
241765 26		Avonlea Crescent	Dandenong North	Houses Erected	01-Nov-2019	440000	560000	28000	440000	670000	43500 110.3	110.2	110.2	RAFSL	534 m²
515925 1		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515926 2		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	670000	33500	120.4	120.4	RAFSL	0
515935 3		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515940 4		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515945 5		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515950 6		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515955 7		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515960 8		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515965 9		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515970 10		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515975 11		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515980 12		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515985 13		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				120000	530000	26500	120.4	120.4	RAFSL	0
515990 14		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515995 16		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515000 18		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
515005 20		Bawdale Place	Keyborough	Erection/Construction Of Buildings	01-Nov-2019				150000	650000	32500	120.4	120.4	RAFSL	0
489185 51		Bizalights Crescent	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	1850000	3950000	248000	1850000	3440000	253000 310.5	310.5	310.5	RAFSL	4,000 m²
287105 27		Blenbrook Drive	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	480000	810000	40500	480000	850000	42500 110.3	110.3	110.3	RAFSL	666 m²
506940 12		Bend Road	Keyborough	Houses Erected	01-Nov-2019	470000	470000	23500	470000	940000	47000 100	110.2	110.2	RAFSL	572 m²
506951 17		Bend Road	Keyborough	Houses Erected	01-Nov-2019	500000	500000	25000	500000	950000	47500 100	110.2	110.2	RAFSL	451 m²
506970 19		Bend Road	Keyborough	Houses Erected	01-Nov-2019	500000	500000	25000	500000	900000	45000 100	110.2	110.2	RAFSL	496 m²
202035 4		Blungra Drive	Keyborough	Houses Erected	01-Nov-2019	510000	610000	30500	510000	1010000	50500 110.3	110.2	110.2	RAFSL	534 m²
104219 42		Bournebrook Avenue	Springvale	Erection/Construction Of Buildings	01-Nov-2019	600000	710000	35500	600000	780000	39000 110.3	110.3	110.3	RAFSL	534 m²
286005 5		Boyd Street	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	460000	460000	23000	460000	910000	46500 100	130	130	RAFSL	675 m²
289465 20		Brierhurst Avenue	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	430000	620000	31000	430000	710000	35500 110.3	110.3	110.3	RAFSL	539 m²

ORDINARY COUNCIL MEETING - MINUTES

4.2.1 Supplementary Valuation Return 2020-3 (Cont.)

Council Report  
Supplementary Valuation  
SV 2020-3 - 1 November 2019

Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current SV	Current CIV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPPC	New AVPPC	FSPL	Land Area
294428/10		Byants Road	Dandenong	Demolition of Improvements	01-Nov-2019	620000	710000	36500	620000	620000	31000/110.3	100	100	RAFSL	790 m²
517425/3X		Callaghan Street	Noble Park	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	130000	230000	15800	684.2	684.2	RAFSL	0 m²
151260	Secondary Coil 3	Callaghan Street	Noble Park	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	0	0	0/721.3	721.3	721.3	NRNL	81,370 m²
205065/8		Callaghan Street	Springvale South	Erection/Construction Of Buildings	01-Nov-2019	510000	620000	31000	510000	1010000	50500/110.3	110.2	110.2	RAFSL	534 m²
135365/26		Chandler Road	Noble Park	Change Of Rating Category	01-Jul-2019	670000	970000	81100	670000	970000	81100/750	750	750	NRFSL	2,023 m²
135640/72		Chandler Road	Noble Park	Demolition of Improvements	01-Nov-2019	500000	540000	27000	500000	500000	29500/110.3	100	100	RAFSL	620 m²
135750/108		Chandler Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	510000	590000	28500	510000	0	0/110.3	010	010	RAFSL	659 m²
514620/1108		Chandler Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	250000	440000	22000	120.3	120.3	RAFSL	659 m²
514625/2108		Chandler Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	265000	470000	23500	120.3	120.3	RAFSL	0
501575/63		Ch Avenue	Keyborough	House Enfranchised	01-Nov-2019	460000	460000	24500	460000	460000	46500/100	110.2	110.2	RAFSL	405 m²
503060/126		Church Road	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24500	490000	490000	45000/100	110.2	110.2	RAFSL	402 m²
503065/124A		Church Road	Keyborough	House Enfranchised	01-Nov-2019	510000	510000	25500	510000	870000	43500/100	110.2	110.2	RAFSL	514 m²
458975/65		Clarendon Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	510000	990000	48500	510000	1020000	51000/110.3	110.3	110.3	RAFSL	512 m²
460115/131		Clarendon Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	490000	490000	24500	445000	980000	49000/100	110.2	110.2	RAFSL	448 m²
391029/168-222		Clarks Road	Springvale South	Arithmetic Error	01-Jul-2019	700000	700000	36000	360000	360000	19000/800	482	482	RAFSL	254,500 m²
515185/173-213		Clarks Road	Springvale South	Erection/Construction Of Buildings	01-Nov-2019	5280000	7500000	565000	5290000	12500000	970000/142.2	142.2	142.2	RAFSL	18,881 m²
460970/1716-46		Cleveland Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	100000	490000	46500	0	0	0/210.4	010	010	RAFSL	0 m²
516655/1A, 29M/16-46		Cleveland Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	100000	490000	40500	219	219	RAFSL	0
516550/16/16-46		Cleveland Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	70000	330000	27000	210.4	210.4	RAFSL	0
461095/46		Cleveland Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	70000	330000	27000	0	0	0/219	010	010	RAFSL	0 m²
517705	138	Cleveland Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	0	0	0	0	0	NRNL	726
517555/39		Clew Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	15190000	16800000	862900	763	763	NRFSL	0 m²
296195/31-39		Clew Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	23180000	25390000	1355100	0	0	0/7163	010	010	NRFSL	51,596 m²
517560/38A		Clew Street	Dandenong	Change In Occupancy/Affecting NAV	01-Nov-2019	0	0	0	8000000	8590000	473300	762	762	NRFSL	0 m²
418639/9		Colemans Road	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	6880000	6880000	349000	6880000	87690000	482000/300	320.6	320.6	RAFSL	39,894 m²
271515/11		Cook Court	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	470000	470000	25500	470000	870000	43500/100	110.2	110.2	RAFSL	651 m²
170425/2		Cooper Street	Springvale South	Demolition of Improvements	01-Nov-2019	560000	630000	31500	560000	560000	28000/110.3	100	100	RAFSL	636 m²
170405/9		Cooper Street	Springvale South	Erection/Construction Of Buildings	01-Nov-2019	560000	620000	31000	560000	930000	46500/110.3	110.2	110.2	RAFSL	637 m²
139875/112		Corrigan Road	Noble Park	Arithmetic Error	01-Jul-2019	610000	720000	36000	540000	640000	32000/110.3	110.3	110.3	RAFSL	715 m²
170740/163		Corrigan Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	590000	640000	32000	0	0	0/110.3	010	010	RAFSL	707 m²
516065/1763		Corrigan Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	200000	470000	23500	120.4	120.4	RAFSL	0
516070/2/163		Corrigan Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	210000	490000	24500	120.4	120.4	RAFSL	0
516075/3/163		Corrigan Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	180000	420000	21000	120.3	120.3	RAFSL	0
506775/10		Corrigan Run	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	470000	470000	23500	470000	840000	42000/100	110.2	110.2	RAFSL	350 m²
506780/11		Corrigan Run	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	510000	510000	25500	510000	1080000	54000/100	110.2	110.2	RAFSL	500 m²
138750/319		Crescent Street	Noble Park	Arithmetic Error	01-Jul-2019	240000	395000	19750	210000	330000	16000/120.3	120.3	120.3	RAFSL	0 m²
516650/32		Culler Avenue	Keyborough	Change Of Legal Description and/or Sale of Land	01-Nov-2019	455000	455000	22750	970000	1300000	65000	110.3	110.3	RAFSL	1,346 m²
467940/36		Culler Avenue	Keyborough	Change Of Legal Description and/or Sale of Land	01-Nov-2019	680000	1010000	59500	0	0	0/110.3	010	010	RAFSL	491 m²
483440/32-34		Culler Avenue	Keyborough	Change Of Legal Description and/or Sale of Land	01-Nov-2019	680000	1010000	59500	0	0	0/110.3	010	010	RAFSL	854 m²

ORDINARY COUNCIL MEETING - MINUTES

4.2.1 Supplementary Valuation Return 2020-3 (Cont.)

Council Report  
Supplementary Valuation  
SV 2020-3 - 1 November 2019

Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current SV	Current CIV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPC	New AVPC	FSP/L	Land Area
502561 11		Diamond Street	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	500000	500000	25000	500000	1000000	500000	100	110.2	RAFSL	454 m²
175000 89		Douglas Street	Noble Park	Change In Occupancy/Affecting the AVPC	01-Nov-2019	450000	520000	28000	450000	540000	27000	110.3	110.3	NRFSL	534 m²
140300 94		Dunfries Road	Noble Park	Demolition Of Improvements	01-Nov-2019	690000	740000	37000	690000	690000	34500	110.3	100	RAFSL	816 m²
50910 11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	800000	800000	40000	0	0	0	100	010	RAFSL	894 m²
28950 1/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	0	0	0	010	010	RAFSL	0 m²
509400 1/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	165000	480000	24000	120.4	120.4	RAFSL	0 m²
28950 2/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	165000	480000	24000	010	010	RAFSL	0 m²
509405 2/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	170000	490000	24500	120.4	120.4	RAFSL	0 m²
5094 10 3/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	170000	490000	24500	120.4	120.4	RAFSL	0 m²
5094 15 4/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	170000	490000	24500	120.4	120.4	RAFSL	0 m²
5094 20 5/11		Edith Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	170000	490000	24500	120.4	120.4	RAFSL	0 m²
140305 43		Elmfield Road	Noble Park	Demolition Of Improvements	01-Nov-2019	640000	640000	32000	640000	640000	32000	118	100	RAFSL	697 m²
507105 18		Emly Promenade	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	470000	470000	23500	470000	770000	38500	100	110.2	RAFSL	372 m²
5071 10 20		Emly Promenade	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	480000	480000	24000	480000	870000	43500	100	110.2	RAFSL	375 m²
1075 10 9		Erica Street	Springvale	Demolition Of Improvements	01-Nov-2019	640000	730000	36500	640000	640000	32000	110.3	100	RAFSL	636 m²
141660 47		Finbarr Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	560000	640000	32000	560000	860000	43000	110.3	110.2	RAFSL	602 m²
141700 57		Finbarr Road	Noble Park	Demolition Of Improvements	01-Nov-2019	560000	620000	31000	560000	590000	28000	110.3	100	RAFSL	673 m²
393195 6/2		Fireways Boulevarde	Keyborough	Arithmetical Error	01-Nov-2019	1233800	3050000	219000	1233800	1736000	128000	310.5	310.5	RAFSL	0 m²
374145 48		Fowler Road	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Sep-2019	1310000	2730000	193000	1310000	1560000	109700	310.5	310.5	RAFSL	4,045 m²
474140 86		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				725000	725000	36250	300	300	RAFSL	2,013 m²
474145 90		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				688000	688000	34400	300	300	RAFSL	1,912 m²
474260 94		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				604000	604000	30200	300	300	RAFSL	1,679 m²
474265 96		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				594000	594000	29700	300	300	RAFSL	1,651 m²
474260 98		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				612000	612000	30600	300	300	RAFSL	1,689 m²
474265 100		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				612000	612000	30600	300	300	RAFSL	1,689 m²
474300 102		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				612000	612000	30600	300	300	RAFSL	1,689 m²
474305 104		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				612000	612000	30600	300	300	RAFSL	1,689 m²
474310 106		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				612000	612000	30600	300	300	RAFSL	1,689 m²
474315 108		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				595000	595000	29500	300	300	RAFSL	1,648 m²
474325 96X		Fox Drive	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019				7000	12000	600	600	623	RAFSL	65 m²
503000 533,541		Franklin Dandenong Road	Dandenong South	Change Of Rating Category	01-Nov-2019	2560000	2560000	128000	2560000	2560000	128000	303	300	RAFSL	25,010 m²
514750 Land 385		Franklin Dandenong Road	Dandenong South	Change In Occupancy Affecting NAV	01-Nov-2019	8990000	8990000	429500	0	0	0	0	0	RAFSL	286,000 m²
Balance Vacant		Franklin Dandenong Road	Dandenong South	Change In Occupancy Affecting NAV	01-Nov-2019				7040000	7040000	352000	300	300	RAFSL	286,000 m²
517440 Land 2681		Franklin Dandenong Road	Dandenong South	Change In Occupancy Affecting NAV	01-Nov-2019				0	0	0	0	0	RAFSL	0 m²
142295 37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	900000	900000	46500	0	0	0	100	010	RAFSL	1,383 m²
502860 1/37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				165000	480000	24500	120.4	120.4	RAFSL	0
502865 2/37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				155000	490000	23000	120.4	120.4	RAFSL	0
502900 3/37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				155000	490000	23000	120.4	120.4	RAFSL	0
502955 4/37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				145000	425000	21250	120.3	120.3	RAFSL	0
503000 5/37		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				150000	440000	22000	120.3	120.3	RAFSL	0

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Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current SV	Current CIV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPPC	New AVPPC	FSPL	Land Area
503005 637		French Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	600000	600000	34500	145000	430000	21500	120.3	120.3	RAFSL	0
108375 15		Furnow Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	1879000	3040000	212000	890000	690000	495000	110.2	110.2	RAFSL	731 m²
389375 32-36		Grime Road	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	4490000	4490000	3040000	1979000	4490000	3040000	320.3	320.3	RAFSL	5,673 m²
506260 41		Glassecocks Road	Dandenong South	Change of Legal Description and/or Sale of Land	01-Nov-2019	0	0	0	1810000	1810000	90500	300	300	RAFSL	8,632 m²
374220 165		Glassecocks Road	Dandenong South	Change of Legal Description and/or Sale of Land	01-Nov-2019	10950000	10950000	547500	0	0	0	0	0	RAFSL	156,400 m²
489700 41-91		Glassecocks Road	Dandenong South	Change of Legal Description and/or Sale of Land	01-Nov-2019	7880000	7880000	394000	0	0	0	0	0	RAFSL	49,280 m²
506265 45E		Glassecocks Road	Dandenong South	Change of Legal Description and/or Sale of Land	01-Nov-2019	216000	216000	10800	2180000	2180000	109000	844	844	NRFSL/SD20	13,000 m²
495655 Reserve 125E		Glassecocks Road	Dandenong South	Land Previously Muli Owned Now One Owner	01-Nov-2019	480000	600000	30000	480000	480000	245000	110.3	100	RAFSL	598 m²
302330 5		Grace Avenue	Dandenong	Demolition of Improvements	01-Nov-2019	560000	650000	32500	560000	560000	28000	110.3	100	RAFSL	772 m²
302440 8		Grace Avenue	Dandenong	Demolition of Improvements	01-Nov-2019	680000	800000	42500	590000	760000	38000	110.3	110.3	RAFSL	808 m²
302445 10		Grace Avenue	Dandenong	Arithmetical Error	01-Nov-2019	680000	800000	42500	590000	760000	38000	110.3	110.3	RAFSL	808 m²
110465 26		Grace Park Avenue	Springvale	Demolition of Improvements	01-Nov-2019	700000	700000	38500	700000	700000	35000	110.3	100	RAFSL	615 m²
110750 40		Gray Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	690000	690000	34500	0	0	0	0	0	RAFSL	736 m²
512970 140		Gray Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	245000	245000	122500	245000	245000	245000	120.4	120.4	RAFSL	0 m²
512975 240		Gray Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	245000	245000	122500	245000	245000	245000	120.4	120.4	RAFSL	0 m²
512980 340		Gray Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	185000	185000	92500	185000	185000	20500	120.3	120.3	RAFSL	0 m²
250226 28		Hilton Road	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	445000	445000	22250	445000	445000	47000	110.2	110.2	RAFSL	598 m²
250330 72		Hilton Road	Noble Park North	Houses Erected	01-Nov-2019	440000	510000	25500	440000	900000	45000	110.2	110.2	RAFSL	547 m²
500166 171		Hammond Road	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	3910000	3910000	195500	3910000	8180000	504000	320.3	320.3	RAFSL	13,039 m²
486370 42		Hewens Drive	Keyborough	Houses Erected	01-Nov-2019	455000	455000	22750	455000	455000	44000	110.2	110.2	RAFSL	501 m²
374900 56		Healy Road	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	570000	1200000	78000	468000	1200000	80000	320.3	320.3	RAFSL	1,676 m²
111310 11		Heather Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	760000	760000	38000	760000	1100000	59000	110.2	110.2	RAFSL	589 m²
276720 1/4481		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	145000	315000	15750	145000	265000	13250	125.3	125.3	RAFSL	0 m²
381026 1/4485-1485		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	145000	315000	15750	145000	265000	13250	125.3	125.3	RAFSL	0 m²
276726 2/4481		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	145000	315000	15750	145000	265000	13250	125.3	125.3	RAFSL	0 m²
381030 2/4485-1485		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	145000	315000	15750	145000	265000	13250	125.3	125.3	RAFSL	0 m²
276730 3/4481		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2020	135000	300000	15000	135000	295000	12750	125.3	125.3	RAFSL	0 m²
381035 3/4485-1485		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	135000	300000	15000	135000	295000	12750	125.3	125.3	RAFSL	0 m²
276735 4/4481		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2020	135000	300000	15000	135000	295000	12750	125.3	125.3	RAFSL	0 m²
381040 4/4485-1485		Heatherton Road	Dandenong North	Arithmetical Error	01-Jul-2019	135000	300000	15000	135000	295000	12750	125.3	125.3	RAFSL	0 m²
178960 5		Henry Street	Noble Park	Demolition of Improvements	01-Nov-2019	500000	500000	27500	500000	500000	29000	110.3	100	RAFSL	545 m²
306275 12-14		Hilton Street	Dandenong	Demolition of Improvements	01-Nov-2019	590000	1110000	65700	590000	590000	29000	310.5	300	RAFSL	1,449 m²
276706 7		Hobbs Place	Dandenong North	Change in Occupancy Affecting the AVPPC	01-Nov-2019	440000	610000	30500	440000	640000	32000	110.3	130	RAFSL	629 m²
112870 8		Hooker Avenue	Springvale	Arithmetical Error	01-Jul-2019	940000	1070000	58500	940000	940000	47000	110.3	118	RAFSL	942 m²
276726 14		Hughes Crescent	Dandenong North	Houses Erected	01-Nov-2019	470000	470000	23500	470000	1000000	50000	100	110.2	RAFSL	657 m²
486910 87		Indian Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	1250000	1250000	62500	1250000	2890000	177000	300	310.5	RAFSL	2,888 m²
486845 91		Indian Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	530000	530000	26500	530000	1150000	68000	300	310.5	RAFSL	1,692 m²
146000 3		James Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	580000	640000	32000	580000	590000	26500	110.3	100	RAFSL	615 m²
348846 67		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	820000	820000	41000	0	0	0	0	0	RAFSL	1,274 m²

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50725/167		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				145000	430000	21500	21500	120.4	RAFSL	0 m²
50760/267		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				145000	430000	21500	21500	120.4	RAFSL	0 m²
50765/367		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				120000	390000	17500	17500	120.3	RAFSL	0 m²
50770/467		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				112000	325000	16250	16250	120.3	RAFSL	0 m²
50775/567		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				145000	465000	20250	20250	120.4	RAFSL	0 m²
50780/667		Jones Road	Dandenong	Erection/Construction Of Buildings	01-Nov-2019				150000	440000	22000	22000	120.4	RAFSL	0 m²
4184/10		Kevin Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	560000	620000	31000	450000	560000	28000	120.4	120.4	RAFSL	0 m²
147430/119		Kewinside Road	Noble Park	Change of Legal Description and/or Sale of Land	01-Nov-2019	710000	710000	36500	0	0	0	110	010	RAFSL	961 m²
504425/1/119		Kewinside Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				180000	560000	28000	28000	120.4	RAFSL	0 m²
504430/2/119		Kewinside Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				180000	560000	28000	28000	120.4	RAFSL	0 m²
504435/3/119		Kewinside Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				175000	560000	28000	28000	120.4	RAFSL	0 m²
504440/4/119		Kewinside Road	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				175000	560000	28000	28000	120.4	RAFSL	0 m²
430600/144		Keviana Drive	Keyborough	House Erected	01-Nov-2019	540000	540000	27000	540000	910000	47500	110.2	110.2	RAFSL	627 m²
305100/49		King Street	Dandenong	Demolition of Improvements	01-Nov-2019	910000	1050000	52500	910000	910000	45500	110.3	100	RAFSL	1,170 m²
506900/3		Kingsdale Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	460000	460000	24500	460000	690000	48000	110.2	110.2	RAFSL	409 m²
182005 Reserve 1334-155		Kingsdale Avenue	Keyborough	Change in Occupancy Affecting NAV	01-Jul-2019	27500000	27500000	1375000	27500000	27500000	13750000	844	844	NRFLS-S20	136,055 m²
254935/24		Kingswood Crescent	Noble Park North	Demolition of Improvements	01-Nov-2019	465000	600000	30500	465000	465000	22750	110.3	100	RAFSL	632 m²
382165/15A/15-23		Langhorne Street	Dandenong	Arithmetical Error	01-Jul-2019	51000	230000	14600	38000	170000	10000	210.4	210.4	RAFSL	0 m²
308940/15/15-23		Langhorne Street	Dandenong	Arithmetical Error	01-Jul-2019	46000	210000	13200	41000	180000	11600	210.4	210.4	RAFSL	0 m²
148620/17		Lawn Road	Noble Park	Arithmetical Error	01-Nov-2019	780000	870000	43500	780000	790000	39000	110.3	118	RAFSL	866 m²
468975/67		Leggo Court	Dandenong South	Change in Occupancy Affecting NAV	01-Nov-2019	305000	590000	37800	0	0	0	0	0	RAFSL	2,424 m²
517205/67		Leggo Court	Dandenong South	Land Previously Muli Owned Now One Owner	01-Nov-2019				1050000	2100000	135100	310.5	310.5	RAFSL	2,424 m²
468960/69		Leggo Court	Dandenong South	Change in Occupancy Affecting NAV	01-Nov-2019	286000	570000	36700	0	0	0	0	0	RAFSL	0 m²
148600/10		Leman Crescent	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	485000	940000	60600	0	0	0	0	0	RAFSL	0 m²
446260/159		Lonsdale Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019	200000	1460000	107100	0	0	0	0	0	RAFSL	2,633 m²
446265/161		Lonsdale Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019	142000	1030000	75200	0	0	0	0	0	RAFSL	0 m²
517205/159-161		Lonsdale Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				27000	60000	3300	221	221	RAFSL	0 m²
517220/15249-203		Lonsdale Street	Dandenong	Change of Legal Description and/or Sale of Land	01-Nov-2019	1420000	2260000	153800	1420000	1610000	112000	210.3	210.3	RAFSL	4,615 m²
517225/18246-203		Lonsdale Street	Dandenong	Change of Legal Description and/or Sale of Land	01-Nov-2019				120000	930000	144700	220.1	220.1	RAFSL	0 m²
432905/65-67		Lonsdale Street	Dandenong	Demolition of Improvements	01-Nov-2019	585000	585000	7200	0	0	0	0	0	RAFSL	0 m²
Rooms "A", "B", "16"		Lonsdale Street	Dandenong	Change of Legal Description and/or Sale of Land	01-Nov-2019				0	0	0	0	0	RAFSL	0 m²
517470/1/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				50000	380000	58400	220.1	220.1	RAFSL	0 m²
517475/2/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				50000	380000	58400	220.1	220.1	RAFSL	0 m²
517525/100/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184600	220.1	220.1	RAFSL	0 m²
517480/10/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				180000	1440000	223100	220.1	220.1	RAFSL	0 m²
517530/110/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				130000	950000	148400	220.1	220.1	RAFSL	0 m²
365265/14-16		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019	1760000	14270000	2185000	0	0	0	0	0	RAFSL	1,641 m²
517465/20/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				150000	1230000	190700	220.1	220.1	RAFSL	0 m²
517490/30/14		Mason Street	Dandenong	Change in Occupancy Affecting NAV	01-Nov-2019				40000	350000	54300	220.1	220.1	RAFSL	0 m²

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517495	302/14	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				110000	890000	137000	220.1	220.1	RAFSL	0 m²	
517500	40/114	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184000	194000	220.1	220.1	RAFSL	0 m²
517505	50/114	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184000	194000	220.1	220.1	RAFSL	0 m²
517550	Operations Pty RT	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				70000	1800000	156000	694.2	694.2	RAFSL	0 m²	
517510	60/114	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184000	194000	220.1	220.1	RAFSL	0 m²
517515	70/114	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184000	194000	220.1	220.1	RAFSL	0 m²
517520	90/114	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019				150000	1230000	184000	194000	220.1	220.1	RAFSL	0 m²
379155	Telecommunications	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
517535	Metronet Solutions	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
517540	1/14	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
517545	Telecommunications	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
379160	Metronet Solutions	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
517540	1/14	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
517545	Telecommunications	Mason Street	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	70000	180000	15500	0	0	0	694.2	010	RAFSL	0 m²	
281150	4	Molton Crescent	Dandenong North	Demolition Of Improvements	01-Nov-2019	520000	580000	28000	520000	520000	26000	110.3	100	RAFSL	716 m²	
215955	230	Mcnamara Road	Bangholme	Erection/Construction Of Buildings	01-Nov-2019	1390000	1990000	99500	1390000	2020000	101000	117	117	RAFSL	20,350 m²	
477355	1A	Merton Street	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				630000	630000	31500	0	100	RAFSL	648 m²	
477340	1D	Merton Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019				600000	600000	30000	0	100	RAFSL	549 m²	
507265	1	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019	4730000	4730000	238500	0	0	0	010	010	RAFSL	10,355 m²	
477385	11	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				630000	630000	31500	0	100	RAFSL	500 m²	
477415	23	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				530000	530000	26500	0	100	RAFSL	383 m²	
477420	25	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				520000	520000	26000	0	100	RAFSL	460 m²	
477410	26	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				650000	650000	32500	0	100	RAFSL	672 m²	
477425	27	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				540000	540000	27000	0	100	RAFSL	403 m²	
477355	36	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				650000	650000	32500	0	100	RAFSL	545 m²	
477485	51	Moshe Circuit	Springvale	Change In Occupancy Affecting NAV/PPC	01-Nov-2019				600000	600000	30000	0	100	RAFSL	559 m²	
477490	53	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				820000	820000	41000	0	100	RAFSL	3,233 m²	
477495	55	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				600000	600000	30000	0	100	RAFSL	545 m²	
477500	57	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				660000	660000	33000	0	100	RAFSL	560 m²	
477505	59	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				660000	660000	33000	0	100	RAFSL	560 m²	
477510	61	Moshe Circuit	Springvale	Change In Occupancy Affecting NAV/PPC	01-Nov-2019				660000	660000	33000	0	100	RAFSL	560 m²	
477515	63	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				660000	660000	33000	0	100	RAFSL	560 m²	
477545	75	Moshe Circuit	Springvale	Change Of Legal Description and/or Sale of Land	01-Nov-2019				570000	570000	28500	0	100	RAFSL	378 m²	
295075	4	Molton Street	Dandenong North	Demolition Of Improvements	01-Nov-2019	445000	470000	23500	445000	445000	22250	110.3	100	RAFSL	585 m²	
507915	2A	Nash Street	Springvale	Land Not Previously Included	01-Nov-2019				210000	540000	27000	0	120.4	120.4	RAFSL	0 m²
485200	16	Nexas Way	Keilorborough	Erection/Construction Of Buildings	01-Nov-2019	480000	480000	24000	480000	890000	55000	300	310.5	310.5	RAFSL	994 m²
190770	31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	1050000	1050000	52500	0	0	0	1100	010	010	RAFSL	974 m²
513455	1/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				175000	470000	23500	120.4	120.4	RAFSL	0 m²	
513460	2/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				170000	470000	23500	120.4	120.4	RAFSL	0 m²	
513465	3/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				165000	460000	23000	120.4	120.4	RAFSL	0 m²	
513470	4/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				165000	460000	23000	120.4	120.4	RAFSL	0 m²	
513475	5/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				165000	460000	23000	120.4	120.4	RAFSL	0 m²	
513480	6/31	Noble Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019				195000	540000	27000	120.4	120.4	RAFSL	0 m²	



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4.2.1 Supplementary Valuation Return 2020-3 (Cont.)

Council Report  
Supplementary Valuation  
SV 2020-3 - 1 November 2019

Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current CV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPPC	New AVPPC	FSP/L	Land Area
452595/223-27		Olive Grove	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	189000	45600	189000	790000	90500/310.1	310.1	310.1	RAFSL	0 m²
284095/9		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	0	0/705	0	0	NRNL	602 m²
513248/9		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	155000	423000	21250	120.4	120.4	RAFSL	0 m²
284100/11		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	0	0	0/705	0	0	NRNL	0 m²
513500/1/11		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	155000	423000	21250	120.4	120.4	RAFSL	0 m²
513505/2/11		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	155000	423000	21250	120.4	120.4	RAFSL	0 m²
513510/3/11		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	145000	409000	20000	120.3	120.3	RAFSL	0 m²
513515/4/11		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	145000	409000	20000	120.3	120.3	RAFSL	0 m²
513520/1/1A		Omalley Crescent	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	0	0	145000	409000	20000	120.3	120.3	RAFSL	0 m²
382920/8		Orill Street	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	425000	21250	425000	890000	44000/100	110.2	110.2	RAFSL	414 m²
217800/254-262		Perry Road	Keyborough	Demolition Of Improvements	01-Nov-2019	1820000	105000	1820000	1840000	92000/117	117	117	RAFSL	202,236 m²
117910/8		Picken Court	Springvale	Formerly Non Rated Now Rated	01-Nov-2019	720000	43000	720000	860000	43000/110.3	110.3	110.3	RAFSL	689 m²
219295/3		Post Court	Keyborough	House Erected	01-Nov-2019	510000	26500	510000	890000	43000/100	110.2	110.2	RAFSL	539 m²
359110/7		Popes Road	Keyborough	Demolition Of Improvements	01-Nov-2019	480000	26000	480000	480000	24000/110.3	100	100	RAFSL	634 m²
317225/46		Power Street	Dandenong	Demolition Of Improvements	01-Nov-2019	760000	52000	760000	760000	39000/110.3	100	100	RAFSL	1,114 m²
361265/51		Princes Highway	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	1190000	277900	1190000	3350000	277900/221	221	221	NRFSL	1,085 m²
203639/389		Princes Highway	Noble Park	Change Of Legal Description and/or Sale of Land	01-Nov-2019	570000	28500	570000	0	0/100	0	0	RAFSL	804 m²
501110/389A		Princes Highway	Noble Park	Change Of Legal Description and/or Sale of Land	01-Nov-2019	290000	48000	290000	480000	32800	240.6	240.6	RAFSL	0 m²
319180/61		Princes Highway	Noble Park	Change Of Legal Description and/or Sale of Land	01-Nov-2019	7290000	378000	7290000	7490000	374500/321.3	321.3	321.3	RAFSL	24,780 m²
154110/442-448		Princes Highway	Noble Park North	Demolition Of Improvements	01-Nov-2019	330000	32000	330000	540000	27000/120.4	120.4	120.4	RAFSL	0 m²
464710/223		Prior Road	Noble Park	Arithmetical Error	01-Jul-2019	195000	425000	195000	195000	9750/120.3	100	100	RAFSL	0 m²
494650/12C		Puller Street	Dandenong	Arithmetical Error	01-Jul-2019	195000	425000	195000	195000	9750/120.3	100	100	RAFSL	0 m²
195355/4		Shephard Avenue	Noble Park	Demolition Of Improvements	01-Nov-2019	500000	27500	500000	500000	25000/110.3	100	100	RAFSL	625 m²
507295/1/15		Shephard Avenue	Noble Park	Arithmetical Error	01-Jul-2019	300000	25500	275000	435000	21750/120.3	120.3	120.3	RAFSL	0 m²
323350/37		Simpson Drive	Dandenong North	Demolition Of Improvements	01-Nov-2019	455000	26500	455000	455000	22750/110.3	100	100	RAFSL	641 m²
481970/28-31		Smeaton Avenue	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	1280000	64000	1280000	2390000	194000/300	310.5	310.5	RAFSL	2,650 m²
219695/99		Soden Road	Banaholme	Demolition Of Improvements	01-Nov-2019	1850000	110000	1850000	1860000	93000/117	117	117	RAFSL	32,950 m²
482025/17		Sosburn Crescent	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	2370000	118500	2370000	0	0/100	0	0	RAFSL	3,038 m²
444590/26		South Link	Dandenong South	Change Of Rating Category	01-Nov-2019	640000	35300	225000	640000	38300/740	740	740	NRFSL	1,690 m²
369129/11		Southbourne Avenue	Dandenong	Demolition Of Improvements	01-Nov-2019	560000	30500	560000	560000	28000/110.3	100	100	RAFSL	696 m²
263825/2		Springfield Court	Noble Park North	Demolition Of Improvements	01-Nov-2019	435000	24500	435000	435000	21750/110.3	100	100	RAFSL	657 m²
512630/442-448		Springvale Road	Springvale South	Arithmetical Error	01-Nov-2019	4320000	493000	4320000	9900000	485000/740	740	740	NRFSL	7,888 m²
125290/40		St James Avenue	Springvale	Erection/Construction Of Buildings	01-Nov-2019	960000	52500	960000	1430000	71500/110.3	271.3	271.3	RAFSL	694 m²
196530/33		Stackpole Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	530000	32000	530000	0	0/110.3	0	0	RAFSL	628 m²
512540/1/33		Stackpole Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	530000	32000	530000	0	0/110.3	0	0	RAFSL	628 m²
512545/2/33		Stackpole Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	530000	32000	530000	0	0/110.3	0	0	RAFSL	628 m²
323250/		121 Sturt Road	Dandenong	Change In Occupancy Affecting NAV	01-Nov-2019	0	0	0	0	0/0	0	0	NRNL	103,907 m²
192325/13		Talbot Court	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	520000	31000	520000	1020000	51000/110.3	110.2	110.2	RAFSL	577 m²
474255/757		Taylor Road	Dandenong South	Change Of Legal Description and/or Sale of Land	01-Nov-2019	0	0	1424000	1424000	712000	300	300	RAFSL	0 m²
423045/		Telecommunication	Dandenong South	Land Previously Multi Owned Now One Owner	01-Nov-2019	176000	15500	176000	176000	15500/694.2	694.2	694.2	RAFSL	0 m²
376795/		Telecommunication	Dandenong South	Land Previously Multi Owned Now One Owner	01-Nov-2019	176000	15500	176000	176000	15500/694.2	694.2	694.2	RAFSL	180 m²

ORDINARY COUNCIL MEETING - MINUTES

4.2.1 Supplementary Valuation Return 2020-3 (Cont.)

Council Report  
Supplementary Valuation  
SV 2020-3 - 1 November 2019

Property No.	Street No.	Street	Suburb	Supp Reason	Supp Effective Date	Current SV	Current CIV	Current NAV	Pending Supp SV	Pending Supp CIV	Pending Supp NAV	Prev AVPC	Prev AVPC NAV	FSPL	Land Area
507285/15		Trafalgar Walk	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	385000	385000	19250	385000	590000	295000	100	295000	110.2	RAFSL 261 m²
507315/27		Trafalgar Walk	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	385000	385000	19250	385000	590000	295000	100	295000	110.2	RAFSL 260 m²
507325/31		Trafalgar Walk	Keyborough	House Erected	01-Nov-2019	385000	385000	19250	385000	600000	300000	100	300000	110.2	RAFSL 260 m²
507887/7		Tyres Run	Keyborough	House Erected	01-Nov-2019	490000	490000	24500	490000	490000	490000	100	490000	110.2	RAFSL 400 m²
509201/15		Tyres Run	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	470000	470000	23500	470000	810000	405000	100	405000	110.2	RAFSL 350 m²
125950/32		Union Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	800000	800000	40000	0	0	0	100	0	0	RAFSL 957 m²
499295/132		Union Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	290000	290000	12000	290000	590000	290000	100	290000	120.4	RAFSL 160 m²
499300/232		Union Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	290000	290000	12000	290000	590000	290000	100	290000	120.4	RAFSL 110 m²
499305/332		Union Grove	Springvale	Erection/Construction Of Buildings	01-Nov-2019	290000	290000	12000	290000	630000	315000	100	315000	120.4	RAFSL 140 m²
281845/10		Victor Avenue	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	600000	770000	38500	0	0	0	110.3	0	0	RAFSL 911 m²
507985/110		Victor Avenue	Dandenong North	Change In Occupancy Affecting NAV	01-Nov-2019	600000	600000	38500	255000	435000	217500	120.3	217500	120.3	RAFSL 0 m²
507355/2104		Victor Avenue	Dandenong North	Erection/Construction Of Buildings	01-Nov-2019	690000	720000	36000	345000	590000	295000	100	295000	120.4	RAFSL 0
127490/104		View Road	Springvale	Erection/Construction Of Buildings	01-Nov-2019	500000	500000	25000	335000	710000	355000	120.4	355000	120.4	RAFSL 698 m²
499701/1104		View Road	Springvale	Erection/Construction Of Buildings	01-Nov-2019	500000	500000	25000	300000	590000	295000	100	295000	120.3	RAFSL 0 m²
499725/2104		View Road	Springvale	Erection/Construction Of Buildings	01-Nov-2019	500000	500000	25000	300000	590000	295000	100	295000	120.3	RAFSL 0 m²
127825/8		Virginia Street	Springvale	Erection/Construction Of Buildings	01-Nov-2019	500000	500000	25000	3940000	6830000	645000	310.5	645000	310.5	RAFSL 0 ha
517639/82		Vision Street	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	440000	590000	29500	440000	440000	22000	110.3	100	100	RAFSL 530 m²
324981/20		Viven Street	Dandenong	Demolition Of Improvements	01-Nov-2019	440000	440000	29500	440000	440000	22000	110.3	100	100	RAFSL 530 m²
514455/24	24	Watt Circuit	Dandenong South	Erection/Construction Of Buildings	01-Nov-2019	133000	520000	30000	133000	590000	33000	310.3	310.3	310.3	RAFSL 0
200225/Reserve 5440		Watt Circuit	Keyborough	Change In Occupancy Affecting NAV	01-Jul-2019	100000	350000	17500	0	0	0	821.4	0	0	NRFSL 2,189 m²
198420/9		Watt Street	Noble Park	Demolition Of Improvements	01-Nov-2019	760000	810000	40500	760000	760000	38000	110.3	100	100	RAFSL 762 m²
198710/16		Watt Street	Noble Park	Demolition Of Improvements	01-Nov-2019	500000	560000	28000	500000	500000	25000	110.3	100	100	RAFSL 536 m²
265325/8		Watt Street	Dandenong North	Change In Occupancy Affecting NAV	01-Nov-2019	480000	480000	24000	0	0	0	100	0	0	RAFSL 726 m²
515255/118		Watt Street	Dandenong North	Change In Occupancy Affecting NAV	01-Nov-2019	480000	480000	24000	240000	240000	120000	100	120000	100	RAFSL 0 m²
517650/218		Watt Street	Dandenong North	Change In Occupancy Affecting NAV	01-Nov-2019	510000	510000	25500	240000	240000	120000	100	120000	100	RAFSL 0 m²
437265/45-47		Westbrook Drive	Keyborough	Erection/Construction Of Buildings	01-Nov-2019	510000	510000	25500	510000	890000	445000	100	445000	110.2	RAFSL 540 m²
476585/Reserve 105		Westwood Boulevard	Keyborough	Change Of Legal Description and/or Sale of Land	01-Nov-2019	215000	215000	10750	395000	395000	19750	844	19750	844	NRFSL 2,858 m²
517210/75A		Whitworth Avenue	Springvale	Change In Occupancy Affecting the AVPC	01-Nov-2019	215000	215000	10750	395000	395000	19750	844	19750	844	NRFSL 1,500 m²
517215/75E		Whitworth Avenue	Springvale	Change In Occupancy Affecting the AVPC	01-Nov-2019	215000	215000	10750	2830000	2830000	131500	844	131500	844	NRFSL 6,775 m²
233210/75A		Whitworth Avenue	Springvale	Change In Occupancy Affecting NAV	01-Nov-2019	3050000	3180000	159000	0	0	0	120.3	0	0	RAFSL 8,275 m²
158440/11		Wigstone Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	700000	700000	35000	225000	630000	31000	100	31000	120.4	RAFSL 955 m²
503655/111		Wigstone Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	700000	700000	35000	225000	630000	31000	100	31000	120.4	RAFSL 0
503660/211		Wigstone Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	700000	700000	35000	225000	630000	31000	100	31000	120.4	RAFSL 0
503665/311		Wigstone Street	Noble Park	Erection/Construction Of Buildings	01-Nov-2019	700000	700000	35000	225000	630000	31000	100	31000	120.4	RAFSL 0
371845/26		Wima Avenue	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	550000	550000	27500	0	0	0	100	0	0	RAFSL 722 m²
514105/26		Wima Avenue	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	550000	550000	27500	285000	540000	27000	120.4	27000	120.4	RAFSL 0
514100/24A		Wima Avenue	Dandenong	Erection/Construction Of Buildings	01-Nov-2019	550000	550000	27500	270000	530000	26500	120.4	26500	120.4	RAFSL 0

\$ 204,447,800 \$ 253,488,000 \$ 15,082,600 \$ 217,397,800 \$ 321,748,000 \$ 19,010,900

Property Count 317

## 4.3 POLICY AND STRATEGY

### 4.3.1 Election Period (Caretaker) Policy

File Id:

Responsible Officer:

Director Corporate Services

Attachments:

Election Period (Caretaker) Policy (with changes highlighted in red)

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### Report Summary

Section 93B(1) of the *Local Government Act 1989* (LGA) requires that a Council must prepare, adopt and maintain an election period policy in relation to procedures to be applied by Council during the election period for a general election.

Greater Dandenong City Council adopted an Election Period (Caretaker) Policy on 15 March 2016 prior to the 2016 Council elections and this policy is now required to be reviewed prior to the 2020 Council elections scheduled for 24 October 2020.

### Recommendation Summary

This report recommends that Council adopts the amended Election Period (Caretaker) Policy provided as **Attachment 1** to this report.

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#### 4.3.1 Election Period (Caretaker) Policy (Cont.)

### Background

Section 93B(2)(b) of the *Local Government Act 1989* states that Council must prepare and adopt an election period policy as required by section 93B(1) following the general elections on 22 October 2016, continue to maintain the election period policy by reviewing and, if required, amending the policy not later than 12 months before the commencement of each subsequent general election period.

The review and subsequent readoption of this policy at Greater Dandenong is therefore outside the required time frame, however there is no penalty attached to this breach. The matter has been discussed with the Independent Broad-based Anti-corruption Commission (IBAC) which surveyed Victorian councils in late November 2019 to ensure all councils were compliant with this particular section of the LGA. (The survey actually prompted a review of the policy at Greater Dandenong.) Improvement measures have now been put into place so that the policy will be reviewed at the correct time prior to the 2024 elections.

Under section 93B(3) of the LGA an election period policy must include the following:

- a. procedures intended to prevent the Council from making inappropriate decisions or using resources inappropriately during the election period before a general election;
- b. limits on public consultation and the scheduling of Council events;
- c. procedures to ensure that access to information held by Council is made equally available and accessible to candidates during the election.

Under section 93B(4) of the LGA a copy of the election period policy must:

- a. be given to each Councillor as soon as practicable after it is adopted; and
- b. be available for inspection by the public at the Council office and any district offices; and
- c. be published on the Council's Internet website maintained under section 82A.

This year, the Election (Caretaker) Period will commence at 12.00pm on Nomination Day, Tuesday 22 September 2020 and end at 6.00pm on Election Day, Saturday 24 October 2020 (a period of 32 days).

Prior to the requirement for councils to maintain an Election Period Policy it was this Council's past practice to contain some caretaker provisions within its Councillor Code of Conduct. The current Councillor Code of Conduct has had provisions for the Caretaker Period removed from it since 2015 as all the requirements for the Caretaker Period are now contained within this policy. However, there are some crossover provisions within both documents and the Councillor Code of Conduct is referenced within the Election Period (Caretaker) Policy.

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#### 4.3.1 Election Period (Caretaker) Policy (Cont.)

### Proposal

Council did an extensive review and assessment prior to establishing its Election Period (Caretaker) Policy in March 2016 resulting in a policy considered as best practice by IBAC. After once again reviewing this policy against the criteria of the LGA in November/December 2019, only minor changes were considered warranted as follows:

Location	Amendment
Page 1	Format of header page has been changed/updated
Page 3	A new statement has been included stating that Councillors and Council officers understand their obligations under the respective Councillor Code of Conduct and Staff Code of Conduct.
Page 3	A clarification has been made regarding public resources including staff when employed by Council.
Page 6	Clarification has been made about the use of staff when working as an employee of Council. Clarification has also been made regarding approaching staff when they are not at work.
Throughout	References and related documents have been updated to align with current documents and processes.
Throughout	References to elections (2020) have been updated.
Appendix 1	A new Appendix titled <i>Guide for Staff Participating in Election Activities Outside Their Role Within Council (Not During Work Time)</i> has been added.
Appendix 2	Aspects of the <i>Local Government Act 1989</i> which are currently relevant have been updated and penalty units included where they were not previously included.
Throughout	Minor typographical errors and anomalies have been fixed.

All proposed changes are highlighted in red within **Attachment 1**.

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#### 4.3.1 Election Period (Caretaker) Policy (Cont.)

### Victorian Charter of Human Rights and Responsibilities

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

### Financial Implications

There are no financial implications associated with this report.

### Consultation

The Staff Consultative Committee was presented with the amended policy in December 2019 and suggested changes made by the Committee have been included. Councillors and Council officers discussed the proposed amended policy at the Councillor Briefing Session held on 20 January 2020.

### Conclusion

Only minor changes have been made to the presented Election Period (Caretaker) Policy as outlined in this report. The reviewed and amended policy provided in **Attachment 1** meets all the criteria of section 93B of the *Local Government Act 1989* and provides clear guidelines for the actions of Councillors, Council staff and candidates throughout the Election (Caretaker) Period for 2020.

### Recommendation

**That Council adopts the amended Election Period (Caretaker) Policy as provided in Attachment 1.**

### MINUTE 1317

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Youhorn Chea

**That Council adopts the amended Election Period (Caretaker) Policy as provided in Attachment 1.**

**CARRIED**

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**Councillor Zaynoun Melhem left the Chamber at 7.36pm.**

**4.3.1 Election Period (Caretaker) Policy (Cont.)**

**POLICY AND STRATEGY**

**ELECTION PERIOD (CARETAKER) POLICY**

**ATTACHMENT 1**

**ELECTION PERIOD (CARETAKER) POLICY  
(with changes highlighted in red)**

**PAGES 21 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

# Election Period (Caretaker) Policy

Policy Endorsement:	Endorsement required by Council		
Policy Superseded by this Policy	Not Applicable		
Directorate:	Corporate Services		
Responsible Officer:	Manager Governance		
Policy Type:	Legislative		
File Number:		Version No:	002
1 <sup>st</sup> Adopted by Council:	15 March 2016 Minute No. 1277, 1278	Last Adopted by Council:	15 March 2016 Minute No. 1277, 1278
Review Period:	No later than 12 months before general election period	Next Review:	June 2022



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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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## 1. Purpose

The purpose of this policy is to:

- Meet the legislative requirements of ~~section 93B~~ of the *Local Government Act 1989* (LGA);
- guide Council and Council's operational administrators during the lead up to Council General Elections;
- ensure Councillors, candidates and Council staff understand their statutory requirements and obligations during an Election Period as defined by the *Local Government Act 1989* and under the respective *Councillor Code of Conduct* and *Staff Code of Conduct*; and
- maintain the community's trust in the transparency of Council and the Council elections process.

This policy details the statutory "Election Period" requirements under sections 55D (Prohibition on Council), 76D (Misuse of Position) and 93A (Conduct of Council during Election Period) of the *Local Government Act 1989*, which applies certain limitations to the functions and powers of Council as it enters the "Caretaker Period" while ensuring that the normal business of Council continues and its responsibilities to the community are met.

## 2. Background

Under the LGA, the Election Period applies to all Victorian Councils. Its purpose is to ensure that public resources are not used in a way that may unduly affect election results and to prevent Councils from making certain types of decisions that may unduly limit the decision-making ability of the incoming Council.

Greater Dandenong City Council is strongly committed to ensuring fair, democratic and transparent Council elections and endorses the principles set out in this policy and the relevant sections of the *Local Government Act 1989*.

At the commencement of the Election Period, Greater Dandenong City Council will enter into what is known as the 'Caretaker Period'. This policy outlines Council's Commitment to ensuring that:

- no major policy decisions are made during the election period;
- no decisions that significantly affect the municipality or unreasonably bind the incoming Council are made during the election period;
- public resources, (including staff ~~when employed by Council~~), are not used for election campaigning, or in a way that may improperly influence the result of an election;
- no electoral matter is published or distributed during the election period, unless it is simply information about the election process; and
- elected members do not receive, or are perceived to receive, any advantages or disadvantages over other candidates due to their position on Council.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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## 3. Scope

This policy applies:

- to elected members, candidates, Council committee members and Council employees.
- throughout the Election Period (Caretaker Period) of the Greater Dandenong City Council General Elections.

## 4. References

- *Local Government Act 1989*
- *Local Government (Electoral) Regulations 2005*
- *Planning and Environment Act 1987*
- *Victorian Electoral Act 2002*
- [Greater Dandenong City Council Councillors' Support, Reimbursement and Accountability Policy](#)
- [Greater Dandenong City Council Community Partnership Funding Policy](#)
- [Greater Dandenong City Council Community Response Grants Policy](#)
- [Greater Dandenong City Council Community Support Grants Policy](#)

## 5. Definitions

<b>Election Period</b>	in relation to an election, means the period that: <ul style="list-style-type: none"><li>(a) starts on the last day on which nominations for that election can be received; and</li><li>(b) ends at 6pm on Election Day.</li></ul>
<b>Caretaker Period</b>	has the same meaning as 'Election Period'.
<b>Electoral advertisement</b>	includes a handbill, pamphlet or notice and means an advertisement, handbill, pamphlet or notice that contains electoral matter. This does not include an advertisement in a newspaper announcing the holding of a meeting or general information about the election process.
<b>Publish</b>	to present in a public forum by any means including verbally, via the internet or social media.
<b>Public consultation</b>	a process that involves inviting individuals, groups or organisations or the community in general to comment on an issue or proposed action or proposed policy, and which includes discussion of that matter with the public.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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<b>Significant decision</b>	an irrevocable decision that commits an incoming Council to substantial financial expenditure, major operational actions or limits the freedom of an incoming Council to make a decision, or a decision that will significantly impact upon the municipality.
<b>Electoral matter</b>	<p>for the purpose of this policy, means any matter that is 'intended or likely to affect voting at the Council election' excluding material produced for the purpose of conducting the election.</p> <p>In the LGA, electoral matter means matter which is intended or likely to affect voting in an election but does not include any electoral material produced by, or on behalf of, the returning officer for the purpose of conducting an election.</p> <p>Without limiting the generality of the definition of electoral matter, matter is to be taken to be intended or likely to affect voting in an election if it contains an express or implicit reference to, or comment on:</p> <ul style="list-style-type: none"><li>(a) the election; or</li><li>(b) a candidate in the election; or</li><li>(c) an issue submitted to, or otherwise before, the voters in connection with the election.</li></ul>

## 6. Council Policy

### *Caretaker Period*

The Caretaker Period for Victorian Local Government General Elections commences at 12.00noon on the last day on which nominations for that election can be received and ceases at 6.00pm on Election Day.

During the Caretaker Period, Council will be deemed to be in election 'caretaker mode'.

The areas of Council's operations that will be impacted during the Caretaker Period by the caretaker provisions are:

- decision making (including major contract and policy decisions or decisions relating to the employment of the Chief Executive Officer);
- use of council resources;
- events;
- media;
- publications;
- public consultation;
- requests for information;
- Councillor expenditure;
- grants funding; and
- contact with staff.

The Chief Executive Officer will ensure that all employees are informed of the requirements of this policy at least 30 days prior to the commencement of the Caretaker Period.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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### **Misuse of Position**

Councillors and candidates must be given equal access to support and information in the lead up to an election. Under Section 76D of the LGA, Councillors cannot use their current position to gain access to information or resources that would otherwise not be available.

Councillors must not use their position as an elected representative or their access to Council resources to gain media attention specifically in support of an election campaign.

No member of staff, **when working as an employee of Greater Dandenong City Council and during work time**, including the Mayor and Councillors Executive Assistant, can undertake any tasks connected directly or indirectly with a Councillor's election campaign. **What a staff member can do in their own personal time (as a private citizen) has been clarified in Appendix 1 – Guide for Staff Participating in Election Activities Outside Their Role Within Council**

Under the LGA, the penalty for misuse of position is 600 penalty units or imprisonment or both.

### **Contact with Staff**

The Chief Executive Officer or any staff member, **when working as an employee of Greater Dandenong City Council and during work time**, cannot be asked to undertake any tasks connected directly or indirectly with electioneering. **Similarly, all candidates must respect the privacy and wishes of staff when they are not at work (i.e., not all staff wish to be approached in any way outside of business hours.)**

All queries and requests for access to information during the Caretaker Period are to be directed through the Executive Management Team or the Manager Governance.

Council staff must act with integrity at all times. Any staff member who considers that they have been asked to undertake any task connected directly or indirectly with electioneering must advise their Manager, the Manager Governance and their Director immediately. (See Appendix 2 for a copy of the provisions in the LGA under section 95 Conduct Principles.)

### **Councillor Expenditure**

During the Caretaker Period, claims for reimbursement of expenses must be used exclusively within the requirements set out in the Councillors Support, Reimbursement and Accountability Policy and under no circumstance used in relation to any election campaigning or activities.

Councillors shall not participate in any interstate or overseas travel or undertake training or professional development activities in their capacity as a Councillor during the Caretaker Period.

### **Council Resources**

Public resources must not be used in a manner that may influence voting in an election or provide an undue advantage or disadvantage to a candidate.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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During the Caretaker Period, Council resources including offices, vehicles, staff, hospitality, services, property, equipment, stationery, Council logos, photos or images must be used exclusively for the purposes of the day-to-day operations of the Council and under no circumstances used in relation to any election campaigning or activities.

In the event that Council resources may be perceived as being related to election campaigning, advice should be sought from the Chief Executive Officer. (See Appendix 2 for a copy of the provisions in the LGA under section 55D.)

#### **Community ~~Response~~ Grants Program Funding**

Assessment of all ~~Community Response Grants~~ applications will be suspended during the Caretaker Period. Council will still accept applications during this time, but they will not be considered until after the day of the election. (See ~~Community Response Grants policies~~.)

#### **Decision Making**

Council will continue to hold Ordinary Meetings of Council and Council Committee meetings during the Caretaker Period to ensure Council continues to meet the needs of the community.

The following designated decisions are prohibited pursuant to section 93A of the LGA:

- decisions relating to the employment, remuneration or termination of a permanent Chief Executive Officer;
- decisions to enter into contracts that are valued at more than \$150,000 (for purchase of goods and services) or \$200,000 (for carrying out of works) or 1% of the Council's revenue from rates and charges in the preceding financial year (whichever is greater); or
- decisions to enter into entrepreneurial ventures that are valued at more than \$100,000 or 1% of the Council's revenue from rates and charges in the preceding financial year.

The prohibition prescribed in section 93A of the LGA also applies to delegated decisions by Council Committees or Council Staff. (See Appendix 2 for a copy of the provisions in the *Local Government Act 1989* under section 93A.)

During the Caretaker Period, Council will also not make any major policy decisions or any significant decisions that may be perceived to inappropriately bind the incoming Council or any decisions that could reasonably be made after the elections.

#### **Extraordinary Circumstances**

If Council considers that there are extraordinary circumstances where the Greater Dandenong City Council and its community would be significantly disadvantaged by Council not making a particular major policy decision, the Council can, by resolution, request an exemption from the Minister for Local Government in accordance with section 93A(2) of the Act

#### **Caretaker Statement**

During the Caretaker Period the Chief Executive Officer will ensure that a Caretaker Statement is included in every report submitted to a Council meeting for decision.

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#### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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The Caretaker Statement will specify one of the following statements:

a) the recommended decision is not a Major Policy Decision as defined in Section 93A of the *Local Government Act 1989*, or a significant decision within the meaning of Council's Election Period (Caretaker) Policy.

or

b) the recommended decision is a Major Policy Decision as defined in section 93A of the *Local Government Act 1989*, but an extraordinary circumstances exemption was granted by the Minister for Local Government on (insert date).

#### **Public Consultation**

Public consultations should be avoided during the Caretaker Period with the exception of public consultation required under the *Planning and Environment Act 1987* or matters subject to section 223 of the *Local Government Act 1989*.

If it is imperative to the day-to-day operations of Council that a public consultation needs to be conducted during the Caretaker Period, it must be authorised in writing by the Chief Executive Officer.

Should Council be required to conduct a public consultation during the Caretaker Period, the consultation must not express any links to the election. In the likelihood that the consultation process is to become contentious or politically sensitive it should not proceed.

#### **Council Communications and Publications**

Council communications and publications in all formats (with the exception of Council's newsletter "the City") will remain distributed and accessible during the Caretaker Period, however they will be limited to promoting normal Council services and activities.

Under no circumstances are Council communications and/or publications that might influence voting or provide an undue advantage for a candidate to be distributed during the Caretaker Period. This limitation does not apply to electoral material that is only about the process of the election.

Section 55D of the LGA places limitations on Council from printing, publishing or distributing publications during the Caretaker Period. This is to ensure that Council does not utilise public funds that may influence or be seen to influence voters.

Council must not print, publish or distribute a publication during the Caretaker Period unless it has been certified in writing by the Chief Executive Officer (the Chief Executive Officer must not certify a publication that contains electoral matter). Despite section 98(2) of the LGA, the Chief Executive Officer cannot delegate the power to certify any Council publications.

### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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Any Council publication which is potentially affected by this policy will be reviewed by the Governance Business Unit and then certified by the Chief Executive Officer in accordance with the Election Period Certification Procedure for Council (Organisation) Publications (see Appendix 3).

Every publication will contain the following statement from the Chief Executive Officer:

This document has been certified by the Chief Executive Officer in accordance with section 55D of the *Local Government Act 1989*.

*Note: Some publications may need to be certified prior to the Caretaker Period if they are scheduled for distribution during the Caretaker Period.*

A Councillor or member of Council staff must not intentionally or recklessly print, publish or distribute, or cause, permit or authorise to be printed, published or distributed any electoral matter in the name of Council or using Council resources during the Caretaker Period.

Under these provisions and during the Caretaker Period, Council will not publish its October edition of *the City*, Greater Dandenong's monthly magazine.

**A Council employee must not make any public statement that could be construed as influencing the election.** Statements of clarification may be required from time to time and these must be approved by the Chief Executive Officer.

In the event that a Council spokesperson is required for a statement, the Chief Executive Officer will fulfill that role.

During the Caretaker Period, Councillor profiles on the Council Website will be limited to a name and contact details only, for the purpose of their day-to-day role as an existing Councillor. (See Appendix 2 for a copy of the provisions in the LGA under section 55D.)

#### **Social Media**

Section 55D of the LGA applies to all council-controlled communication mediums including social media.

In the same way that Council cannot print any advertisements or notices without certification in writing by the Chief Executive Officer, Council cannot publish any notices on social media without certification in writing by the Chief Executive Officer.

Social Media includes, but is not limited to:

- Facebook;
- Twitter;
- Youtube; and
- blogs



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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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Any subject matter that is posted on council-controlled social media sites during the Caretaker Period (including any posts by members of the public) that could be viewed as electoral or campaigning material will be removed, such as photos of Councillors at publicity events as well as Councillor profiles from Council's website (excluding Councillor contact details).

The site will be monitored regularly during business hours and any material deemed to be election campaign material by the CEO or his delegate will be removed as soon as practicable. Postings over the weekend will be monitored, however, removal may be delayed until the following business day.

While Councillors still undertake duties of their office during the Caretaker Period, they must not use Council-related material, opinion or commentary within their own personal social media sites during that period.

No media advice or assistance will be provided to Councillors in relation to election campaign matters.

#### **Functions and Events**

Normal Council events are not prohibited during the Caretaker Period, however it is the position under this policy that Council keeps them to a minimum.

Any event or function held during the Caretaker Period shall relate only to the normal annual business of Council and shall not be used in connection with any election activity.

All publicity, invitations and speeches prepared for use as part of a Council event or function held during the Caretaker Period must be certified in writing by the Chief Executive Officer.

Where possible, the Chief Executive Officer, or delegate, will preside over any Council event or function held during the Caretaker Period. Councillors should avoid making a speech at any event or function during the Caretaker Period.

Where circumstances require a Councillor to speak, the speech must not contain any political references, nor shall it provide or be perceived to provide an undue advantage to the Councillor in relation to the upcoming elections.

The following events will have variations:

- Mayors Annual Event – which may be scheduled earlier in the year, so it is not held during the Caretaker Period
- Citizenship Ceremonies – will not be conducted during the Caretaker Period.

Councillors must be reminded that if representing Council at a function or event during the Caretaker Period that they are representing the Council and must not use the opportunity for electioneering.

Functions and events for the purpose of electioneering must not and will not be resourced or publicised by Council.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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#### ***Access to Information***

During the Caretaker Period, Councillors and candidates shall not request or receive information or advice from Council staff to support election campaigns, nor shall staff provide such information.

While it remains important that sitting Councillors continue to have access to information or advice that is necessary to fulfill their existing roles, the provision of this information must be exercised with caution and limited to current matters that relate to the day-to-day operations of Council as required by the Councillor in the performance of his/her duties as a Councillor.

Council will ensure transparency in the provision of all information and advice during the Caretaker Period. Information and briefing material prepared by staff for Councillors during the Caretaker Period will relate only to factual matters or to existing services to assist Councillors in maintaining the day-to-day operations and activities of Council.

All enquiries from candidates (including sitting Councillors) in relation to the conduct of the election will be directed to the Returning Officer.

Section 76D of the LGA prescribes serious penalties for any Councillor who inappropriately makes use of their position or information obtained in the role of Councillor, to advantage or disadvantage any person.

Any Freedom of Information applications required to be processed during the Caretaker Period on matters, costs or expenses relating to sitting Councillors will be dealt with in accordance with the *Freedom of Information Act 1982* but, where possible, outside of the Caretaker Period. (See Appendix 2 for a copy of the provisions in the LGA under section 76D.)

#### ***Candidate Information***

In conjunction with the Victorian Electoral Commission and Local Government sector industry bodies, Council will provide candidates with a Councillor Candidate Information Kit and opportunities to attend a Candidate Information Session to assist them in running and nominating for Council.

The Information Kits and Candidate Information Session will outline the obligations and requirements of nominating at the **2020** Local Government Elections.

#### ***Information Request Register***

Council recognises that all election candidates have equal rights to public information from Council Administration subject to the *Privacy and Data Protection Act 2014* which may prevent disclosure of certain information.

To ensure Council maintains complete transparency in the provision of all information and advice during the Caretaker Period, the Governance Unit will maintain an Elections Information Request Register during the Caretaker Period.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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The Elections Information Request Register will be a public document that records all requests relating to electoral matters and non-routine requests for information by Councillors and candidates and the response given to those requests.

Responses to requests for information by candidates should only be responded to by a Manager, Director or Chief Executive Officer and should be in writing.

All requests relating directly to electoral process or campaigning matters will be referred to the Returning Officer.

#### **Role of Returning Officer**

All election related enquires from candidates, whether sitting Councillors or not, will be directed to the Returning Officer. Where the matter is outside the responsibilities of the Returning Officer, candidates will be referred to the Greater Dandenong City Council's Chief Executive Officer or his delegate.

#### **Grievances**

Council confirms that all candidates for the 2020 General Elections will be treated equally. Any complaints or grievances in relation to this policy should be referred to the Manager Governance. Any complaints or grievances in relation to the conduct of the elections should be referred to the Returning Officer appointed by the Victorian Electoral Commission.

#### **Disclaimer**

This policy should be used as a guide only and is not a substitute for legal advice. If necessary, legal advice should be sought independently to clarify the relevant aspect of *the Local Government Act 1989* and/or any other relevant regulations relating to the 2020 Council Elections Caretaker Period.

## 7. Related Documents

*Local Government Act 1989*

*Freedom of Information Act 1982*

*Privacy and Data Protection Act 2014*

[Greater Dandenong City Council Code of Conduct - Councillors](#)

[Greater Dandenong City Council Code of Conduct - Staff](#)

[Greater Dandenong City Council Councillor Support, Reimbursement and Accountability Policy](#)

~~[CGD Council Meeting Structure and Purpose Policy](#)~~

[Greater Dandenong City Council Community Partnership Funding Policy](#)

[Greater Dandenong City Council Community Response Grants Policy](#)

[Greater Dandenong City Council Community Support Grants Policy](#)

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#### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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### 8. Appendix 1 – Guide for Staff Participating in Election Activities Outside Their Role Within Council (Not During Work Time)

It is understood that members of staff may live and participate in Greater Dandenong City Council elections as part of their normal community affairs as a private citizen. Some members of staff may choose to electioneer for candidates in Greater Dandenong City Council elections.

If a member of staff has a significant role in an election candidate's campaign, there is potential for a conflict of interest between taking a position on issues and impartially performing their official Council duties. In such circumstances, the employee should discuss such potential conflicts of interest with the Manager People and Procurement or Manager Governance.

Members of staff should also be aware that there are obligations in relation to conflicts of interest under the *Local Government Act 1989* and the Greater Dandenong City Council Code of Conduct – Staff.

If a member of staff is involved in electioneering activities, they should make it clear that they are not undertaking these activities in their capacity as an employee of Council. This includes not using Council's email address, email footer or letterhead, and not wearing any council uniform or logo while undertaking those electioneering activities. In addition:

- Staff must not use any Council resources in undertaking electioneering activities.
- Staff must not undertake electioneering activities during work time.
- Staff must ensure that their electioneering activities do not influence or interfere with their performance at work.

Staff must also ensure that, if undertaking electioneering activities and making comment on Council activities that they are involved in, they make it clear that they are expressing their own views as a private citizen, and not making an official comment on behalf of Council as an employee.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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## 9. Appendix 2 - Relevant Sections from the *Local Government Act 1989*

### **Section 55D Prohibition on Council**

- (1) A Council must not print, publish or distribute or cause, permit or authorise to be printed, published or distributed, any advertisement, handbill, pamphlet or notice during the election period unless the advertisement, handbill, pamphlet or notice has been certified, in writing by the Chief Executive Officer.
- (1A) For the purposes of subsection (1), the publication of a document of a kind specified in that subsection does not include:
- (a) publication of any document published before the commencement of the election period; and
  - (b) publication of any document required to be published in accordance with, or under, any Act or regulation.
- (2) The Chief Executive officer must not intentionally or recklessly certify an electoral advertisement, handbill, pamphlet or notice during the election period unless it only contains information about the election process.
- Penalty: 60 penalty units
- (3) Despite section 98(2), the Chief Executive Officer must not delegate the power to certify any advertisement, handbill, pamphlet or notice under this section to a member of Council staff.
- (4) A Councillor or member of Council staff must not intentionally or recklessly print, publish or distribute or cause, permit or authorise to be printed, published or distributed an electoral advertisement, handbill, pamphlet or notice during the election period on behalf of, or in the name of, the Council or on behalf of, or in the name of, a Councillor using Council resources if the electoral advertisement, handbill, pamphlet or notice has not been certified by the Chief Executive Officer under this section.

Penalty: 60 penalty units

### **Section 76B Primary principle of Councillor conduct**

It is a primary principle of Councillor conduct that, in performing the role of a Councillor, a Councillor must:

- (a) act with integrity; and
- (b) impartially exercise his or her responsibilities in the interests of the local community; and
- (c) not improperly seek to confer an advantage or disadvantage on any person.

### **Section 76BA General Councillor conduct principles**

In addition to acting in accordance with the primary principle of Councillor conduct specified in section 76B, in performing the role of a Councillor, a Councillor must:

### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

- (a) avoid conflicts between his or her public duties as a Councillor and his or her personal interests and obligations;
- (b) act honestly and avoid statements (whether oral or in writing) or actions that will or are likely to mislead or deceive a person;
- (c) treat all persons with respect and have due regard to the opinions, beliefs, rights and responsibilities of other Councillors, Council staff and other persons;
- (d) exercise reasonable care and diligence and submit himself or herself to the lawful scrutiny that is appropriate to his or her office;
- (e) endeavour to ensure that public resources are used prudently and solely in the public interest;
- (f) act lawfully and in accordance with the trust placed in him or her as an elected representative;
- (g) support and promote these principles by leadership and example and act in a way that secures and preserves public confidence in the office of Councillor.

#### Section 76C Councillor Code of Conduct

- (1) ~~A Council must develop and approve a Councillor Code of Conduct for the Council within 12 months after the commencement of Section 15 of the Local Government Amendment (Councillor Conduct and Other Matters) Act 2008.~~
- (2) A Council must, within the period of 4 months after a general election,
  - (a) call a special meeting solely for the purpose of reviewing the Code of Conduct; and
  - (b) at that special meeting, approve any amendments to be made to the Councillors Code of Conduct determined by the Council to be necessary following the review of the Councillor Code of Conduct.
- (3) ~~review the Councillor Code of Conduct within the period of 12 months after a general election.~~
- (3) A Councillor Code of Conduct:
  - (a) must include ~~the Councillor conduct principles~~ the internal resolution procedure for dealing with an alleged contravention of the Councillor Code of Conduct by a Councillor;
  - (b) may set out processes for the purpose of resolving an internal dispute between Councillors;
  - (c) must include provisions ~~in respect of any matter~~ prescribed for the purpose of this section;
  - (d) ~~may include any other matters relating to the conduct of Councillors which the Council considers appropriate~~ must include provisions addressing any matters prescribed for the purpose of this section;
  - (e) may include any matters relating to the conduct of Councillors which the Council considers appropriate.
- (5) A Councillor Code of Conduct must not be inconsistent with any Act or regulation.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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- (5A) A Councillor Code of Conduct is inoperative to the extent that it is inconsistent with any Act or regulation.
- (6) A copy of the current Councillor Code of Conduct must be:
- (a) given to each Councillor;
  - (b) available for inspection by the public at the Council office and any district offices;
  - (c) published on the Council's Internet website maintained under section 82A.
- 6A Within one month of amendments to a Councillor Code of Conduct being approved in accordance with subsection (2), a Councillor must make a declaration stating that they will abide by the Councillor Code of Conduct.
- (6B) A declaration by a Councillor under subsection (6A) must be:
- (a) in writing; and
  - (b) witnessed by the Chief Executive Officer.
- ~~(7) On and from the commencement of section 15 of the Local Government Amendment (Councillor Conduct and other Matters) Act 2008, a Councillor Code of Conduct is taken to include the Councillor conduct principles.~~

#### **Section 76D Misuse of position**

- (1) A person who is, or has been, a Councillor or member of a special committee must not misuse his or her position:
- (a) to gain or attempt to gain, directly or indirectly, an advantage for themselves or for any other person; or
  - (b) to cause, or attempt to cause, detriment to the Council or another person.
- Penalty: 600 penalty units or imprisonment for 5 years or both.
- (2) For the purpose of this section, circumstances involving the misuse of a position by a person who is, or has been, a Councillor or member of a special committee include:
- (a) making improper use of information acquired as a result of the position he or she held or holds; or
  - (b) disclosing information that is confidential information within the meaning of section 77(2); or
  - (c) directing or improperly influencing, or seeking to direct or improperly influence, a member or Council staff in contravention of section 76E; or
  - (d) exercising or performing, or purporting to exercise or perform a power, duty or function that he or she is not authorised to exercise or perform; or
  - (e) using public funds or resources in a manner that is improper or unauthorised; or
  - (f) failing to disclose a conflict of interest as required under this Division.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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- (3) This section:
- (a) has effect in addition to, and not in derogation from, any Act or law relating to the criminal or civil liability of Councillors or members of special committees; and
  - (b) does not prevent the institution of any criminal or civil proceedings in respect of that liability.

#### **Section 76E Improper direction and improper influence**

~~(1) A Councillor must not improperly direct or improperly influence, or seek to improperly direct or improperly influence, a member of council staff in the exercise of any power or in the performance of any duty or function by the member.~~

- (2) A Councillor must not direct, or seek to direct, a member of Council staff:
- (a) in the exercise of a delegated power, or the performance of a delegated duty or function of the Council; or
  - (b) in the exercise of power or the performance of a duty or function exercised or performed by the member as an authorised officer under this Act or any other Act; or
  - (c) in the exercise of a power or the performance of a duty or function the member exercises or performs in an office or position the member holds under another Act; or
  - (d) in relation to advice provided to the Council or special committee including advice in a report to the Council or special committee.

**Penalty: 120 penalty units**

- (2A) If an application for a Councillor Conduct Panel to make a finding of serious misconduct by a Councillor has been made in respect of conduct in contravention of subsection (2), the Councillor must not be charged with an offence against that subsection in respect of the same conduct unless:
- (a) the Councillor Conduct Panel application is withdrawn; or
  - (b) the Chief Municipal Inspector requires the Councillor Conduct Panel to suspend or stop consideration of the matter under section 81P; or
  - (c) before the Councillor Conduct Panel makes a determination, the Councillor ceases to be a Councillor; or
  - (d) the matter or behaviour that is the subject of an application for a finding of serious misconduct has been referred to another law enforcement agency.
- (2B) If a Councillor is charged with an offence against subsection (2), an application for a Councillor Conduct Panel to make a finding of serious misconduct by the Councillor must not be made for the same conduct in respect of which the Councillor has been charged.
- (3) This section does not apply to a decision of the Council or a special committee that is made within the powers, duties or functions conferred under this or any other Act.



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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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#### ***Section 93A Conduct of Council during election period***

- (1) Subject to this section, a Council, a special Committee or a person acting under a delegation given by the Council must not make a major policy decision during the election period for a general election.
- (2) If a Council considers that there are extraordinary circumstances which require the making of a major policy decision during the election period, the Council may apply in writing to the Minister for an exemption from the application of this section to the major policy decision specified in the application.
- (3) If the Minister is satisfied that there are extraordinary circumstances, the Minister may grant an exemption from the application of this section to the major policy decision specified in the application subject to any conditions or limitations that the Minister considers appropriate.
- (4) A major policy decision made in contravention of this section is invalid.
- (5) Any person who suffers any loss or damage as a result of acting in good faith on a major policy decision made in contravention of this section is entitled to compensation from the council for that loss or damage.
- (6) In this section, a major policy decision means any decision:
  - (a) relating to the employment or remuneration of a Chief Executive Officer under section 94, other than a decision to appoint an acting Chief Executive Officer;
  - (b) to terminate the appointment of a Chief Executive Officer under section 94;
  - (c) to enter into a contract the total value of which exceeds whichever is the greater of:
    - (i) \$100,000 or such higher amount as may be fixed by Order in Council under section 186(1); or
    - (ii) 1% of the Council's revenue from rates and charges levied under section 158 in the preceding financial year;
  - (d) to exercise any power under section 193 if the sum assessed under section 193(5A) in respect of the proposal exceeds whichever is the greater of \$100,000 or 1% of the Council's revenue from rates and charges levied under section 158 in the preceding financial year.

#### ***Section 93B Council to adopt an election period policy***

- (1) A Council must prepare, adopt and maintain an election period policy in relation to procedures to be applied by Council during the election period for a general election.
- (2) A Council must prepare and adopt an election period policy as required by subsection (1):
  - (a) by 31 March 2016; and

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



## Greater Dandenong Policy

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- (b) following the general election on 22 October 2016, continue to maintain the election period policy by reviewing and, if required, amending the policy not later than 12 months before the commencement of each subsequent general election period.
- (3) An election period policy must include the following:
  - (a) procedures intended to prevent the Council from making inappropriate decisions or using resources inappropriately during the election period before a general election;
  - (b) limits on public consultation and the scheduling of Council events;
  - (c) procedures to ensure that access to information held by Council is made equally available and accessible to candidates during the election.
- (4) A copy of the election period policy must:
  - (a) be given to each Councillor as soon as practicable after it is adopted; and
  - (b) be available for inspection by the public at the Council office and any district offices; and
  - (c) be published on the Council's Internet website maintained under section 82A.
- (5) In this section, *inappropriate decisions* made by a Council during an election period includes any of the following:
  - (a) decisions that would affect voting in an election;
  - (b) decisions that could reasonably be made after the election.

#### **Section 95 Conduct principles**

- (1) Council staff must in the course of their employment:
  - (a) act impartially;
  - (b) act with integrity including avoiding conflicts of interest;
  - (c) accept accountability for results;
  - (d) provide responsive service.
- (2) Nothing in subsection 9(1)(c) affects the granting of an indemnity to a member of Council staff in respect of any liability or limits the effect of-
  - (a) any such indemnity, whether granted before or after the commencement of section 67 of the *Local Government (Democratic Reform) Act 2003*; or
  - (b) any immunity conferred on a member of Council staff by or under any Act, whether before or after that commencement.

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### 4.3.1 Election Period (Caretaker) Policy (Cont.)



# Greater Dandenong Policy

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## 10. Appendix 3 – Election Period Certification Procedure for Council (Organisation) Publications

### The process

- Please understand and read through Council's Election Period (Caretaker) Policy.
- If you are intending to print, publish or distribute any advertisement, handbill, pamphlet or notice during the election period then read through the document you have produced carefully and check that it does not contain any electoral or electoral related matter.
- The document must also be checked by Governance and certified by the CEO during the election period.
- Please email the objective reference of any publication intended to be distributed during the election period to [zzCaretaker@cgd.vic.gov.au](mailto:zzCaretaker@cgd.vic.gov.au) so that arrangements for certification can be made. This DOES NOT include operational letters to residents from Council officers that respond to queries, registrations, requests for permits, payments, immunisations, etc. Normal operations of Council continue during a Caretaker Period. However, if you are uncertain, send your publication to the email address above. Governance will read the proposed publication and check that no election material is present.
- Governance will send the proposed publication to the CEO.
- The CEO will approve/not approve and certify in writing to Governance/return the document to Governance.
- Governance will advise the submitter of the outcome of the certification process and what is to be included or changed in the publication.
- Governance will arrange for a copy (alias) of the document to be saved in a specific election period folder within Objective.

Please do not send documents directly to the CEO. Turnaround time (maximum) for having responses back is two working days. We will always ensure that urgent material is prioritised.

### Your request to Governance

This could read something like:

*This material has been checked and does not contain any electoral or electoral related matter to the best of my knowledge. In accordance with the requirements of section 55D of the Local Government Act 1989, could you please arrange certification in writing that the material is authorised to be printed, published or distributed.*

### Standard certification for CEO

This document has been certified by the Chief Executive Officer in accordance with section 55D of the *Local Government Act 1989*.

#### **4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification**

File Id:

Responsible Officer:

Director City Planning, Design and Amenity

Attachments:

Minister's Response dated 7 September 2019

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#### **Report Summary**

This report is to advise Council of the Minister for Planning's response to Council's letter dated 1 July 2019 requesting further information regarding the nature of the strategic justification required to support a request for authorisation to prepare an amendment to the Greater Dandenong Planning Scheme to rezone land in Keysborough South from General Residential Schedule 2 (GRZ2) to General Residential Zone Schedule 1 (GRZ1).

#### **Recommendation Summary**

This report recommends that Council note the Minister for Planning's response and does not pursue a further planning scheme amendment for this matter.

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#### 4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)

### Background

Planning Scheme Amendment C212 was prepared and submitted to the Minister for Planning for authorisation following an Alternate Motion (Notice of Motion No.103), which was adopted by Council on 12 June 2018. C212 sought to rezone land in Keysborough South from GRZ2 to GRZ1.

On 4 March 2019 the Minister for Planning advised Council that authorisation for Amendment C212 to rezone parts of Keysborough has been refused on the following basis:

- *The request is not supported by, or the result of, a strategic study or report.*
- *The proposed change in controls would have limited effect on much of the subject land as it has already been developed, or permits have already been issued for development.*

It is noted that the Minister for Planning's refusal automatically withdraws and completes Planning Scheme Amendment C212, requiring a new number for any new Planning Scheme Amendment.

Section 8A of the Planning and Environment Act 1987 governs the process for a planning authority to prepare a planning scheme amendment. Section 8A (2) states:

*"A municipal council must not prepare an amendment to the State standard provisions or the local provisions of a planning scheme in force in its municipal district unless it has applied to the Minister under this section and the Minister has authorised it to do so"*

At its meeting on 8 April 2019, Council officers recommended Council note the refusal by the Minister and abandon the amendment. Council supported an Alternate Motion to seek:

*"further information from DELWP regarding the nature of the strategic justification they believe would be necessary for the Minister for Planning to reconsider authorising the preparation and exhibition of Planning Scheme Amendment C212, or any new Amendment drafted in its place and that this comes back to a Council meeting immediately after this for a decision as to next steps." (Minute 1017).*

A letter seeking further information about the nature of the strategic justification required to support this matter was sent to the Minister on 1 July 2019. A response dated 7 September 2019 has now been received.

The latest advice from the Minister for Planning states:

*Any future request for authorisation to rezone the land in Keysborough South needs to be strategically justified and address the following matters:*

- *Does the introduction of garden area requirements in the reformed residential zone alter the potential outcome for the subject area?*
- *Does the proposed rezoning affect the council's housing growth requirements?*
- *What would the impact be on properties in the subject area that are already developed?*
- *The preferred neighbourhood character for the area and justification for the ResCode variations sought in the GRZ1.*

#### 4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)

*The Council's response to these matters will be considered as part of any authorisation request; however, I reiterate the advice to reconsider the issue as part of a future review of residential land.*

### Proposal

In considering the Minister's advice from 7 September 2019, a response to each question is provided below.

1. **Does the introduction of garden area requirements in the reformed residential zone alter the potential outcome for the subject area?**

By way of background, in March 2017, the State Government introduced new mandatory Minimum Garden Area requirements to the Neighbourhood Residential Zone (NRZ) and the General Residential Zone (GRZ) to all Victorian Planning Schemes.

Minimum Garden Area (MGA) is defined as the minimum percentage of a lot that must be set aside as garden area depending on the size of the lot.

The MGA requirements do not apply if the lot is designated as a medium density site in an incorporated plan or approved development plan. The Keysborough South Development Plan (DP5.01) applies to the Keysborough South residential area, as such the new MGA requirements do not apply to the subject area. Therefore, this would not alter the potential outcome for the subject area.

The MGA requirements are separate to the requirements for Private Open Space which applies in GRZ Schedule 1 and 2.

2. **Does the proposed rezoning affect the council's housing growth requirements?**

GRZ Schedule 2 (GRZ2) is currently applied to the subject area to accommodate the development outcomes of the Keysborough South Development Plan. The key difference between GRZ1 and GRZ2 primarily applies to townhouses and units, such that GRZ1 requires 50sqm of Private Open Space compared with GRZ2 which requires 40sqm.

<b>One dwelling on a lot requiring a planning permit (Standard A17)  (single dwellings)</b>	<b>General Residential Zone Schedule 1  (GRZ1)</b>	<b>General Residential Zone Schedule 2  (GRZ2)</b>
Minimum area of Private Open Space	80sqm or	80sqm or 20% of lot but not less than 40sqm
Minimum area secluded Private open space	25sqm	25sqm
Minimum dimension of Private open space	5m	3m

**4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)**

<b>Two or more dwellings on a lot (Standard B28) (townhouses/units)</b>	<b>GRZ1</b>	<b>GRZ2</b>
Minimum area of Private open space	<b>50sqm</b>	<b>40sqm</b>
Minimum area secluded Private open space	30sqm	25sqm
Minimum dimension of Private open space	5m	5m

There is currently only 5.4ha of vacant developable land without a planning permit remaining in Keysborough South. This land would yield approximately 106 townhouses/units under the GRZ2 requirements, or 102 townhouses/units with an additional 10sqm of private open space per unit under the GRZ1 requirements.

The Keysborough South Development Plan provides clear guidance to the type of housing to be expected by recognising that due to substantial areas of public open space there is an opportunity for a variety of lot sizes that allow for medium density, townhouses/unit type densities (200-300sqm) as well as conventional density housing (ranging between 450-1000sqm).

The range of housing proposed in Keysborough South was supported by Planning Panels Victoria as part of Amendment C36 which determined that given the generous extent of public open space available, the area was able to accommodate a range of housing types and sizes. The *Greater Dandenong Housing Strategy 2014-2024* provides further strategic support through its aim to promote the development of local housing stock that caters for a diversity of ages, life stages and life styles.

The proposed rezoning would have a negligible impact on Council's ability to meet its housing growth requirements. Namely, by mainly increasing the size of private open space to townhouses and units by 10sqm the overall yield would be reduced by only approximately 4 dwellings.

**3. What would the impact be on properties in the subject area that are already developed?**

Any rezoning of the subject area will only affect existing properties if they are redeveloped with townhouses/units.

Given the relatively young age of this area, and the high quality of housing built it is considered unlikely new subdivisions or developments will occur in the foreseeable future.

For this reason, officers consider that the proposed rezoning will not have a significant impact on existing properties in the subject area.

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#### 4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)

#### 4. The preferred neighbourhood character for the area and justification for the ResCode variations sought in the GRZ1.

The Keysborough South Development Plan (DP5.01) and Clause 22.09 Residential Development and Neighbourhood Character Policy in the *Greater Dandenong Planning Scheme* clearly outline Council's preferred neighbourhood character for the subject area, including the type of housing expected.

DP5.01 sets out the following principles and objectives for Keysborough South:

- To establish or contribute to a sense of place and local identity, and to develop and enhance neighbourhood character.
- To provide, where market demand exists, a diverse range of housing types to accommodate a variety of household types and sizes, now and into the future.
- To establish residential development patterns which support the viability of local activity centres, community facilities and public transport and services.

DP5.01 also promotes a 'Green Vision' for this locality through the provision of substantial areas of public open space. The development plan supports medium density housing, which is defined as multi-dwelling development sites that typically range between 200-300 square metres.

Clause 22.09 identifies GRZ1 and GRZ2 as 'Incremental Change Areas'. The local policy advocates for a similar neighbourhood character now and into the future for both schedules and identifies that the future character "*will evolve over time to contain a greater proportion of well designed and site responsive medium density infill development*". Focus is also given to providing appropriate setbacks and high-quality landscaping to contribute to the amenity of adjoining dwellings and contribute to the landscape character of the area.

#### Summary

The key difference between the GRZ1 and GRZ2 is an additional 10 square metres of private open space being required for any future development.

To continue to prepare a planning scheme amendment to rezone the subject area from GRZ2 to GRZ1 cannot, in the view of officers, be strategically justified at this time and is therefore deemed inappropriate and unnecessary for the following reasons:

- It would be inconsistent with the existing approved Development Plan, and neighbourhood character outcomes achieved throughout the area;
- The area is almost fully built out, and as such it will only result in a very minor change to a small number of dwellings;
- There is no strategic justification for this amendment to proceed.

Therefore, Council officers recommend that Council:

- note the advice provided by the Minister for Planning;
- note the Council officers explanatory advice;



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#### **4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)**

- do not pursue a further planning scheme amendment for this matter; and
- continue to apply the GRZ2 and Keysborough South Stages 2 and 3 Development Plan (DP5.01) to achieve the appropriate and strategically planned built form outcomes.

#### **Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

##### **Community Plan 'Imagine 2030'**

###### *Place*

- *Sense of Place* – One city many neighbourhoods
- *Appearance of Places* – Places and buildings

##### **Council Plan 2017-2021**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

###### *People*

- A vibrant, connected and safe community

###### *Place*

- A healthy, liveable and sustainable city
- A city planned for the future

###### *Opportunity*

- An open and effective Council

The strategies and plans that contribute to these outcomes are as follows:

- Greater Dandenong Planning Scheme

#### **Related Council Policies**

There are no related council policies for this planning scheme amendment.

#### **Victorian Charter of Human Rights and Responsibilities**

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

**4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)****Financial Implications**

This report will have no impact on the resources and administrative costs of the responsible authority. In consideration of the responses from the Minister for Planning, to undertake any further strategic work and pursue another Planning Scheme Amendment notwithstanding the advice of officers within this report addressing the views of officers on the lack of a strong strategic case, is likely to cost at least \$100, 000.

**Conclusion**

The Minister for Planning has previously refused to authorise Amendment C212. Under Section 8A of the *Planning and Environment Act 1987* Council is unable to proceed with the Amendment.

Rezoning the subject area from GRZ2 to GRZ1 will have a negligible impact on the housing stock (102 dwellings under GRZ1 compared to 106 under GRZ2), and the additional 10sqm of private open space per dwelling is not considered enough to strategically justify the rezoning.

Thus, in line with the Minister's advice to '*reconsider the issue as part of a future review of residential land*', Council officers recommend that Council:

- note the advice provided by the Minister for Planning;
- note the Council officers' explanatory advice;
- do not pursue a further planning scheme amendment for this matter; and
- continue to apply the GRZ2 and Keysborough South Stages 2 and 3 Development Plan (DP5.01) to achieve the appropriate and strategically planned built form outcomes.

**Recommendation****That Council:**

1. **notes the advice received from the Minister for Planning regarding Amendment C212 dated 7 September 2019; and**
2. **not pursue a further planning scheme amendment for this matter at this time.**

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**4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)**

**MINUTE 1318**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Loi Truong

**That Council:**

1. notes the advice received from the Minister for Planning regarding Amendment C212 dated 7 September 2019; and
2. not pursue a further planning scheme amendment for this matter at this time.

**CARRIED**

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**Councillor Zaynoun Melhem returned to the Chamber at 7.37pm.**

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For the Motion: Cr Peter Brown, Cr Youhorn Chea, Cr Tim Dark, Cr Zaynoun Melhem, Cr Jim Memeti, Cr Sean O'Reilly, Cr Maria Sampey, Cr Sophie Tan, Cr Loi Truong

Against the Motion: Cr Matthew Kirwan, Cr Angela Long

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**4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification  
(Cont.)**

**POLICY & STRATEGY**

**PLANNING SCHEME AMENDMENT C212 - MINISTER'S RESPONSE TO  
LETTER REGARDING STRATEGIC JUSTIFICATION**

**ATTACHMENT 1**

**MINISTER'S RESPONSE DATED 7  
SEPTEMBER 2019**

**PAGES 2 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

**4.3.2 Planning Scheme Amendment C212 Minister's Response to letter regarding Strategic Justification (Cont.)**



Hon Richard Wynne MP

SCANNED

Minister for Planning  
Minister for Housing  
Minister for Multicultural Affairs

8 Nicholson Street  
East Melbourne, Victoria 3002  
Telephone: 03 8683 0964  
DX210098

Cr Roz Blades AM  
Mayor  
Greater Dandenong City Council  
PO Box 200  
DANDENONG VIC 3175

Ref: MIN059700



Dear Mayor *Roz*

**REZONING OF KEYSBOROUGH SOUTH**

Thank you for your letter of 1 July 2019 requesting further information about the nature of the strategic justification required to support a request for authorisation to prepare an amendment to the Greater Dandenong Planning Scheme to rezone land in Keysborough South from General Residential Zone Schedule 2 (GRZ2) to General Residential Zone Schedule 1 (GRZ1).

As you are aware, on 4 March 2019, your council's request for authorisation to prepare Amendment C212 was refused. The request was refused because it was not supported by a strategic study or report, and the proposed change of zone schedule would have had a limited effect. This is because most of the land in the Keysborough South area has already developed or a valid planning permit has already been granted. The Department of Environment, Land, Water and Planning (DELWP) advised the council to reconsider the issue as part of a future review of residential land.

Any future request for authorisation to rezone the land in Keysborough South needs to be strategically justified and address the following matters:

- Does the introduction of garden area requirements in the reformed residential zone alter the potential outcome for the subject area?
- Does the proposed rezoning affect the council's housing growth requirements?
- What would the impact be on properties in the subject area that are already developed?
- The preferred neighbourhood character for the area and justification for the ResCode variations sought in the GRZ1.

The council's response to these matters will be considered as part of any authorisation request; however, I reiterate the advice to reconsider the issue as part of a future review of residential land.

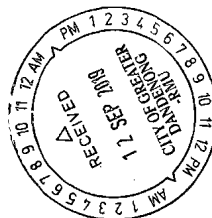
If you would like more information about this matter, please call Jane Homewood, Executive Director, Statutory Planning Services, DELWP, on (03) 8683 0975 or email [jane.homewood@delwp.vic.gov.au](mailto:jane.homewood@delwp.vic.gov.au).

Thank you again for writing.

Yours sincerely

HON RICHARD WYNNE MP  
Minister for Planning

*7/9/19*



### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption

File Id:

Responsible Officer:

Director City Planning, Design and Amenity

Attachments:

Amendment C213 Panel Report; Amendment C213 Explanatory Report; Amendment C213 Clause 32.08 Schedule 3 Adoption

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### Report Summary

At its meeting on 12 August 2019, Council resolved to request the Minister for Planning to appoint an independent Planning Panel to consider the submissions received in response to the exhibition of Amendment C213 (Residential Zones Review – Part 2) pursuant to the requirements of the *Planning and Environment Act 1987*.

A Planning Panel was appointed under Section 153 of the *Planning and Environment Act 1987*. The Panel appointed by the Minister for Planning conducted the Panel Hearing at the Drum Theatre (Dandenong) on Tuesday 15<sup>th</sup> and Wednesday 16<sup>th</sup> October 2019.

This report discusses the findings of the Planning Panel's report and recommends that Amendment C213 be adopted with changes as per the Panel's recommendations and be forwarded to the Minister for Planning for approval.

### Recommendation Summary

This report recommends that Council adopt Amendment C213 to the *Greater Dandenong Planning Scheme* in the form as recommended by the Panel and forward Amendment C213 to the Minister for Planning for approval.

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

#### Background

In 2015, Council sought to make changes to the planning rules relating to residential development in the Residential Growth Zone and General Residential Zone. These changes were known as Amendment C182. In December 2017, the Minister for Planning approved part of Amendment C182 and requested Council do further work regarding the proposed introduction of the Residential Growth Zone Schedule 3 (RGZ3). Planning Scheme Amendment C182 was thus split into C182 (Part 1) approved by the Minister and C182 (Part 2), being that part not approved by the Minister and requiring further work. As is noted below, C182 (Part 2) was subsequently re-exhibited as Planning Scheme Amendment C213.

In the interim, the Minister approved VC110 which amended Clause 72 of all planning schemes across Victoria to introduce a new general term, minimum garden area requirement and specified a default maximum building height of 11 metres and 3 storeys for a dwelling or residential building in the General Residential Zone.

Subsequent to these events, Amendment C213 (the Amendment, as exhibited) proposes to implement the objectives of the components of Amendment C182 (Part 2) for those areas originally proposed to be RGZ3 (by Amendment C182), around the core activity centres, and rezone these areas to be General Residential Zone – Schedule 3 (GRZ3). The GRZ3 seeks to achieve the same built form outcomes as previously proposed in the RGZ3 through the application of a mandatory maximum building height instead of a discretionary control.

As detailed in the Explanatory Report (at **Attachment 2**) Amendment C213 proposes to:

- introduce a new Schedule 3 to the Clause 32.08 (General Residential Zone) for land in the 'Incremental Change – Residential Transition Area';
- rezone identified areas around the core activity centres of Dandenong, Springvale and Noble Park to General Residential Zone Schedule 3 (GRZ3);
- remove ('turn off') the Minimum Garden Area requirement in the GRZ3;
- apply the default maximum building height of 11 metres and 3 storeys in the GRZ3;
- increase the minimum size of balconies from 8m<sup>2</sup> to 10m<sup>2</sup> and increase the minimum width from 1.6m to 2m for those areas being rezoned from RGZ1 to GRZ3;
- reduce the minimum size of private open space from 50m<sup>2</sup> to 40m<sup>2</sup> with the secluded part reduced from 30m<sup>2</sup> to 25m<sup>2</sup> (with the minimum dimension reduced from 5m to 3m) for those areas being rezoned from GRZ1 to GRZ3.
- making consequential changes to Clauses 21.03, 21.04 and 22.09 in the Local Planning Policy Framework; and
- amend Planning Scheme Maps 1, 4, 5 and 6.

Planning Scheme Amendment C213 (as exhibited) seeks to implement the objectives originally proposed in 2015 by Amendment C182 which were reviewed and endorsed by the C182 Planning Panel, and those recommended in the *Greater Dandenong Residential Planning Policy and Controls Project 2015*.

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#### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

Amendment C213 was on public exhibition from 16 May to 14 June 2019 as per the statutory requirements. A total of 175 submissions were received in response to the exhibition period, eight of which were received after the exhibition period had closed but have been included in the final analysis and were referred to the Planning Panel.

From the officers' analysis, 61 submissions supported the amendment without changes, 102 submissions supported the amendment with changes, 10 objected to the amendment and 2 responses were unclear.

#### Planning Panel

At its meeting on 12 August 2019, Council resolved to refer the submissions to an independent Planning Panel. As a result, a Planning Panel was appointed by the Minister for Planning to consider the Amendment under Section 153 of the *Planning and Environment Act 1987* on 22 August 2019.

A Directions Hearing was held in relation to the Amendment on 10 September 2019. There were five (5) parties, including Council listed to be heard at the Panel Hearing.

The Panel Hearing was held on Tuesday 15 and Wednesday 16 October 2019 to hear all submissions. All five (5) parties, including Council submitted to the Panel Hearing.

The Panel advised in its Report that all written submissions made in response to the exhibition of the Amendment, observations from site visits and submissions, evidence and other material presented to it during the Hearing have been considered.

The Panel further advised that all materials have been reviewed. However the Panel has had to be selective in referring to the more relevant or determinative material in the Panel Report. Additionally, all submissions and materials have been considered by the Panel in reaching its conclusions, regardless of whether they are specifically mentioned in the Panel Report.

The Amendment C213 Panel Report was received by Council on 14 November 2019 and is provided at **Attachment 1**.

#### Panel Report

The Panel considered all submissions and materials and concluded that the Amendment is strategically justified and is supported by the suite of strategic work and documents that also informed the preparation of Amendment C182. The Panel accepts the strategic documents are generally robust and 'fit for purpose' and concluded Amendment C213 is generally supported by and implements the relevant sections of the PFF and is consistent with the relevant Ministerial Directions and Practice Notes.

The Panel supports that the proposed policy changes and states that the GRZ3 will facilitate the form of development that the *Greater Dandenong Residential Planning Policy and Controls Final Report* contemplated for the relevant precincts and are not expected to impact significantly on housing capacity. The Panel agrees the 11 metre (three storey) maximum building height is appropriate in these 'transition' precincts, and the garden area and landscaping provisions proposed in the exhibited



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#### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

GRZ3 are appropriate and will achieve a suitable balance between enabling more intensive development, consistent with the transition role of these precincts, and providing suitable open space and landscape outcomes.

##### Panel Recommendation

The Panel found that the amendment was well founded and strategically justified and should be adopted subject to the following change:

- *Include the following 'neighbourhood character objective' in the General Residential Zone Schedule 3:*

*'To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.'*

The Panel recommended this change in response to Submission No.4 to the exhibited amendment which stated:

*There may be an opportunity to revise the Neighbourhood character objectives contained under the proposed Schedule 3 to the GRZ, to include a more nuanced objective which acknowledges the difference between Schedule 3 and Schedules 1 and 2, being one of a transitional nature.*

Panel noted Council's view that the role of GRZ3 is adequately reflected in the schedule's title ('Residential Transition Areas') and in Clause 22.09. However, the Panel agrees that *'the GRZ3 would benefit from including an objective that specifically explains its transition or interface role, and more effectively differentiates it from the GRZ1 and GRZ2'*.

##### Officer's response to Panel recommendations

The GRZ3 when exhibited included the following 5 objectives:

<b>Existing Objectives for GRZ3</b>
To ensure the scale, built form and setbacks of residential developments respond to the existing site circumstances by respecting the predominant built form, façade and street patterns.
To provide appropriate front, side and rear setbacks to allow for substantial high quality landscaping and canopy trees.
To maximise the opportunities to create high quality landscaping, through minimal paving and hard surfaces within front setbacks.
To ensure vehicle accessways and storage facilities do not visually dominate the streetscape.
To ensure that residential development achieves high quality useable private open space outcomes for future residents.

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#### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

These objectives were chosen to ensure consistency across all schedules to the General Residential Zone.

*Ministerial Direction: The Form and Content of Planning Schemes* provides guidance on what can and should be included in a planning scheme, this includes details on the style and structure of the scheme. As per this Ministerial Direction a 'maximum of 5 objectives' can be included in a Schedule to Clause 32.08 General Residential Zone.

Council officers recommend the amendment be adopted with changes to the neighbourhood character objectives in the schedule as per the recommendation given by Planning Panels. To facilitate this change, two objectives from the original proposal regarding landscaping and setbacks have been combined. A track changed version of the schedule, showing the changes has been provided at **Attachment 3**.

The proposed list of neighbourhood objectives, incorporating the recommendation from Panels is as follows:

<b>Proposed Objectives for GRZ3</b>
To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.
To ensure the scale, built form and setbacks of residential developments respond to the existing site circumstances by respecting the predominant built form, façade and street patterns.
To provide appropriate front, side and rear setbacks to allow for substantial high quality landscaping and canopy trees and maximise planting opportunities through minimal paving and hard surfaces within front setbacks.
To ensure vehicle accessways and storage facilities do not visually dominate the streetscape.
To ensure that residential development achieves high quality useable private open space outcomes for future residents.

#### Conclusion

The Panel commended Council 'for committing the resources and time to develop and implement a residential planning framework that will assist it to manage future residential growth' and acknowledges that C213 completes the implementation of Council's housing policies, a process that has been ongoing for many years and has involved extensive research and community engagement.

Panel concluded the proposed GRZ3 (General Residential Zone Schedule 3), including the three storey maximum building height and the exemption from the 'minimum garden area' provisions, will facilitate the built form outcomes sought in the *Greater Dandenong Residential Planning Policy and Controls Final Report* and is appropriate for these 'transition' areas.

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#### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

In summary, the Panel is satisfied the amendment was well founded and strategically justified and recommended the amendment be adopted subject to the inclusion of a new neighbourhood objective in the GRZ3. Council officers recommend the amendment be adopted as per Attachment 3 and the advice given by Planning Panels.

#### **Community Plan 'Imagine 2030' and Council Plan 2017-2021 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

##### **Community Plan 'Imagine 2030'**

###### People

- *Pride* – Best place best people

###### Place

- *Sense of Place* – One city many neighbourhoods
- *Safety in Streets and Places* – Feeling and being safe
- *Appearance of Places* – Places and buildings
- *Travel and Transport* – Easy to get around

###### Opportunity

- *Leadership by the Council* – The leading Council

##### **Council Plan 2017-2021**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

###### Place

- A healthy, liveable and sustainable city
- A city planned for the future

###### Opportunity

- An open and effective Council

The strategies and plans that contribute to these outcomes are as follows:

- *Greater Dandenong Housing Strategy 2014-2024*
- *Greater Dandenong Planning Scheme*

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

#### **Related Council Policies**

No related council policies or codes of practice affect the decision of this report or are relevant to this process.

#### **Victorian Charter of Human Rights and Responsibilities**

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

#### **Financial Implications**

Planning Scheme Amendment C213 has been budgeted for in this financial year and considered as part of the Long-Term Financial Strategy.

#### **Consultation**

Notification of the Amendment was given in accordance with the requirements of the *Planning and Environment Act 1987*.

Amendment C213 was formally exhibited and submissions sought from the public for a period of four weeks from 16 May to 14 June 2019.

Letters were sent to owners, occupiers and Prescribed Ministers. In addition, the Amendment was advertised to the broader community through:

- Formal notice in the local newspapers (Dandenong Journal and Dandenong Leader) and Government Gazette;
- Notice on Council's website; and
- Explanatory folders at all Council Customer Service Centres.

Materials available during the exhibition included a Frequently Asked Questions and Fact Sheet along with the standard documents required.

All submitters to the amendment were invited to participate in the Panel Hearing process.

#### **Conclusion**

The Panel concluded that Amendment C213 is strategically justified and is supported by the suite of strategic work that also informed the preparation of Amendment C182.

The Panel commended Council for committing the resources and time to develop and implement a residential planning framework that will assist it to manage future residential growth.

The Amendment is recommended to be adopted subject to some changes as recommended by Panel. Principally this is to incorporate a new neighbourhood character objective in Schedule 3 to the GRZ.

All other components of the amendment are to remain unchanged.

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#### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

These changes are considered acceptable and should be supported in order to continue to progress this important amendment for Greater Dandenong.

#### **Recommendation**

##### **That Council:**

1. receives the Panel Report prepared in response to submissions made to Amendment C213 to the Greater Dandenong Planning Scheme and considers its recommendations in accordance with Section 27(1) of the Planning and Environment Act 1987 as outlined in this report;
2. adopts the recommendations of the Panel Report as set out in this report;
3. adopts Amendment C213 to the Greater Dandenong Planning Scheme in accordance with Section 29(1) of the Planning and Environment Act 1987, incorporating the changes to Amendment C213 recommended in this report and detailed in Attachment 3;
4. forwards the documentation for Amendment C213 to the Minister for Planning for approval in accordance with section 31(1) of the *Planning and Environment Act 1987*; and
5. advises all submitters accordingly.

#### **MINUTE 1319**

Moved by: Cr Matthew Kirwan  
Seconded by: Cr Angela Long

##### **That Council:**

1. receives the Panel Report prepared in response to submissions made to Amendment C213 to the Greater Dandenong Planning Scheme and considers its recommendations in accordance with Section 27(1) of the Planning and Environment Act 1987 as outlined in this report;
2. adopts the recommendations of the Panel Report as set out in this report;
3. adopts Amendment C213 to the Greater Dandenong Planning Scheme in accordance with Section 29(1) of the Planning and Environment Act 1987, incorporating the changes to Amendment C213 recommended in this report and detailed in Attachment 3;
4. forwards the documentation for Amendment C213 to the Minister for Planning for approval in accordance with section 31(1) of the *Planning and Environment Act 1987*; and

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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

- 5.        advises all submitters accordingly.**

**CARRIED**

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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

**POLICY AND STRATEGY**

**PLANNING SCHEME AMENDMENT C213 CONSIDERATION OF PANEL  
REPORT AND ADOPTION**

**ATTACHMENT 1**

**AMENDMENT C213 PANEL REPORT**

**PAGES 53 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

*Planning and Environment Act 1987*

**Panel Report**

**Greater Dandenong Planning Scheme Amendment C213**

**14 November 2019**





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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

*Planning and Environment Act 1987*

Panel Report pursuant to section 25 of the Act

Greater Dandenong Planning Scheme Amendment C213

14 November 2019



Michael Kirsch, Chair



Debra Butcher, Member

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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#### Glossary and abbreviations

Act	<i>Planning and Environment Act 1987</i>
Amendment	Greater Dandenong Planning Scheme Amendment C213 to the Greater Dandenong Planning Scheme
Council	Greater Dandenong City Council
DELWP	Department of Environment, Land, Water and Planning
GDPS	Greater Dandenong Planning Scheme
GRZ	General Residential Zone
Housing Strategy	<i>Greater Dandenong Housing Strategy, 2014</i>
LPPF	Local Planning Policy Framework
MAC	Major Activity Centre
MSS	Municipal Strategic Statement
NRZ	Neighbourhood Residential Zone
Policy and Controls Report	<i>Greater Dandenong Planning Policy and Controls Final Report, 2015</i>
PPF	Planning Policy Framework
PPRZ	Public Park and Recreation Zone
Rezoning Impacts	<i>Housing Analysis – Rezoning Impacts, 2016</i>
RGZ	Residential Growth Zone
VPP	Victoria Planning Provisions

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

## Overview

Amendment summary	
<b>The Amendment</b>	Greater Dandenong Planning Scheme Amendment C213
<b>Brief description</b>	The Amendment proposes to implement elements of the <i>Greater Dandenong Planning Policy and Controls Final Report, 2015</i>
<b>Subject land</b>	The Amendment applies to land in Dandenong, Springvale and Noble Park.
<b>The Proponent and Planning Authority</b>	Greater Dandenong City Council
<b>Authorisation</b>	29 October 2018
<b>Exhibition</b>	16 May to 14 June 2019
<b>Submissions</b>	Number of Submissions: 175 A list of submitters is provided at Appendix A.

Panel process	
<b>The Panel</b>	Michael Kirsch (Chair) and Debra Butcher
<b>Directions Hearing</b>	Dandenong, 10 September 2019
<b>Panel Hearing</b>	Dandenong, 15 and 16 October 2019
<b>Site inspections</b>	Unaccompanied, 12 October 2019
<b>Appearances</b>	Greater Dandenong City Council represented by Briana Eastaugh (Maddocks) who called planning evidence from James Reid (Ethos Urban) Eric Chen and Others Silvia Mastrogiovanni, Charlie Mastrogiovanni and Melinda Puglisi Knowles Tivendale who called parking evidence from Liz Taylor
<b>Citation</b>	Greater Dandenong PSA C213 [2019] PPV
<b>Date of this Report</b>	14 November 2019

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

#### Executive summary

Greater Dandenong Planning Scheme Amendment C213 (the Amendment) seeks to complete the implementation of the *Greater Dandenong Housing Strategy, 2014* and the *Greater Dandenong Residential Planning Policy and Controls Final Report, 2015*. The implementation of these policy documents commenced with Amendment C182 which was approved in part in November 2017.

Amendment C213 primarily applies to land identified as 'residential transition' areas that are currently zoned Residential Growth Zone Schedule 1 (RGZ1). The RGZ1 was applied as a 'holding' zone through Amendment C182, while Greater Dandenong City Council (Council) reviewed the planning implementation options for these areas at the request of the Minister for Planning and then prepared Amendment C213.

The Amendment proposes to revise the policies that apply to the 'residential transition' areas and apply a new General Residential Zone Schedule 3 (GRZ3) around the Dandenong, Noble Park and Springvale activity centres.

The Amendment was generally supported by most submitters, although some sought a maximum two storey building height, rather than the exhibited three storey height, and opposed the proposed exemption from the 'minimum garden area' provisions in the GRZ3. These submitters expressed various concerns relating to neighbourhood character and amenity.

Other submitters believed that the Amendment would result in the 'underdevelopment' of specific sites or areas and that this would be a poor outcome because of their proximity to activity centres and transport facilities, and would be inconsistent with broader urban consolidation policies.

Some submitters believed that the GRZ3 should be applied more broadly, including areas that are currently zoned General Residential Zone Schedule 1 (GRZ1) and Residential Growth Zone Schedule 2 (RGZ2).

The Panel is satisfied that the Amendment is strategically justified and is supported by the suite of strategic work that also informed the preparation of Amendment C182.

The Panel believes that the proposed GRZ3, including the three storey maximum building height and the exemption from the 'minimum garden area' provisions, will facilitate the built form outcomes sought in the *Greater Dandenong Residential Planning Policy and Controls Final Report* and is appropriate for these 'transition' areas. Although some of these areas might be suitable for more intensive development and a taller built form, as some submitters sought, the Amendment provides a balanced approach to transitioning from activity centres to conventional, incremental change residential areas that acknowledges community concerns about neighbourhood character while providing appropriate redevelopment opportunities. The Amendment achieves this without compromising the capacity of the activity centres and the surrounding areas to accommodate expected population growth.

Nevertheless, the Panel expects that the zoning and designation of these 'transition' areas will need to be reviewed over time as part of Council's broader review of its housing strategies and the monitoring of population growth and housing capacity. These processes might

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

identify areas that are suitable for more intensive development than provided for in Amendment C213, and possibly warrant further changes to the residential planning framework in the future.

Some submissions raised issues about the zoning of particular sites and areas that are not included in the Amendment, the adequacy of car parking provisions and broader planning issues related to urban consolidation. Although these matters are outside the scope of the Amendment, the Panel encourages Council to monitor and review these issues in the future.

Amendment C213 completes the implementation of Council's housing policies, a process that commenced in 2014 and has involved extensive research and community engagement. Council has also had to navigate significant changes to State residential planning provisions over that time.

The Panel commends Council for committing the resources and time to develop and implement a residential planning framework that will assist it manage future residential growth.

#### **Recommendations**

Based on the reasons set out in this Report, the Panel recommends that Greater Dandenong Planning Scheme Amendment C213 be adopted as exhibited, subject to the following:

- 1. Include the following 'neighbourhood character objective' in the General Residential Zone Schedule 3:**

**To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.**

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

## 1 Introduction

### 1.1 The Amendment

The purpose of the Amendment is to complete the implementation of the *Greater Dandenong Planning Policy and Controls Final Report, 2015* (Policy and Controls Report).

More specifically, the Amendment proposes to:

- amend Clause 21.03 (A Vision for Greater Dandenong) and Clause 21.04 (Land Use) by replacing the Strategic Residential Framework Maps with revised Residential Framework Plans
- amend Clause 22.09 (Residential Development and Neighbourhood Character Policy) to reflect the revised Residential Framework Plans and provide improved future character statements and stronger design principles for the 'Incremental Change' areas
- insert a new GRZ3 for land in the 'Incremental Change – Transition Area'
- rezone land in Dandenong, Springvale and Noble Park from RGZ1 to GRZ3
- rezone land in Springvale from GRZ1 to GRZ3
- rezone land in Noble Park from RGZ1 to Public Park and Recreation Zone (PPRZ).

Council previously implemented other elements of the *Policy and Controls Report* through Amendment C182 Part 1 that was approved in December 2017.

### 1.2 Background

In November 2013, Council commenced a residential zones review to improve the operation of planning policy and controls across all residential areas in the municipality. The review had an emphasis on the RGZ which at the time covered approximately 11% of residential land.

The review led to the preparation of the *Policy and Controls Report*. This action was identified in the *Greater Dandenong Housing Strategy 2014 - 2024* (Housing Strategy) and was informed by the *Housing Analysis Final Report, March 2015* (Housing Analysis).

This work led to the preparation of Amendment C182 that applied to all land in the RGZ, GRZ and NRZ (Neighbourhood Residential Zone) that had been previously introduced through Amendment C175 (which implemented the reformed residential zones) and that applied to 'Substantial', 'Incremental' and 'Limited' change areas. Among other things, Amendment C182 sought to apply the RGZ3 to land identified in the *Policy and Controls Report* as 'Substantial Change – Residential Outer Area', including a mandatory maximum height of 10.5 to 11.5 metres (3 storeys) that was recommended in that report.

The authorisation of Amendment C182 noted that building heights should be discretionary and required that the building height within the RGZ3 be changed to a discretionary 13.5 metres or that an alternative zone be considered. The mandatory maximum heights were removed in the exhibited Amendment, however, the local policy at Clause 22.09 still included preferred maximum heights for each area, including up to 4 storeys in the RGZ2 and up to 3 storeys in the RGZ3.



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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

Amendment C182 was exhibited in 2015, and was the subject of a Panel Hearing in 2016. The Panel generally supported the Amendment, including the RGZ schedules and associated policies. In relation to mandatory maximum building heights, the Panel concluded that:

*Applying a 'blanket' maximum building height over a significant proportion of Greater Dandenong's residential zone land without rigorous strategic assessment and justification would automatically prohibit the consideration of developments that may otherwise be appropriate on their merits.*

Council subsequently adopted the Amendment with various post-exhibition changes and referred it to the Minister for Planning for approval.

The Minister split the Amendment into two parts and approved Part 1 in 2017. He invited Council to further review Part 2 (the proposed RGZ3) in light of Amendment VC110 (which introduced mandatory maximum building heights) and assess whether the GRZ1 or RGZ2 should be applied instead of the RGZ3. The Minister noted in his letter to Council dated 19 November 2017:

*Introducing Residential Growth Zone Schedule 3 and using local planning policy to specify a lower height than is allowed in the zone is considered an inappropriate application of the Victoria Planning Provisions and is inconsistent with the Smart Planning objectives to increase certainty and transparency in planning schemes. It is inappropriate to rezone land to Residential Growth Zone Schedule 3 with a local policy specifying three storeys, if there is a zone that can achieve the same outcome.*

The land that had been proposed to be included in the RGZ3 was subsequently retained in the RGZ1 (essentially as a 'holding' zone) while Council considered the Minister's response.

Council reviewed the matters raised by the Minister, and then drafted Amendment C213, which was informed by the findings of a peer review undertaken by Ethos Urban<sup>1</sup>, prior to exhibition. The Amendment seeks to apply a new GRZ3 schedule in lieu of the RGZ3 proposed in Amendment C182 Part 2. The GRZ3 relies on the GRZ default 11 metre or 3 storey mandatory maximum building height and is accompanied by a proposed policy that designates these areas as 'Incremental change areas' and specifies a preferred maximum building height of 3 storeys.

The Minister subsequently refused to approve Amendment C182 Part 2 given that it had been superseded by Amendment C213.

#### 1.3 Authorisation

The Amendment was authorised in October 2018, subject to the following conditions:

1. Amend Clause 22.09 Residential Development and Neighbourhood Character Policy to include the term 'preferred' when referring to the maximum building height for GRZ1 and GRZ2.

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<sup>1</sup> Peer Review Greater Dandenong Planning Scheme Amendment C213 (formerly C182, Part 2), 24 May 2019

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

2. *Submit planning scheme maps, that are generally in accordance with the Maps submitted for Amendment C182 Part 2, to DELWP for review prior to commencement of exhibition.*
3. *Amend the explanatory report to provide greater clarity about what the amendment is intending to do and how it relates to Amendment C182.*

#### 1.4 Responses to submissions

Many submissions referred to specific sites and areas that are proposed to be rezoned by the Amendment. In most instances, the Panel has responded to those submissions in the context of the broader issues that they raise, such as the strategic justification for the Amendment, the preferred building heights and changes to garden area provisions, and has not specifically addressed every site or area.

Some submissions related to sites and areas that were not included in the Amendment and are not proposed to be rezoned. These sites and areas are discussed in Chapter 8 of this report.

#### 1.5 The Panel's approach

The Panel has assessed the Amendment against the principles of net community benefit and sustainable development, as set out in Clause 71.02-3 (Integrated decision making) of the Greater Dandenong Planning Scheme (GDPS).

The Panel considered all written submissions made in response to the exhibition of the Amendment, observations from site visits, and submissions, evidence and other material presented to it during the Hearing. It has reviewed a large volume of material, and has had to be selective in referring to the more relevant or determinative material in the Report. All submissions and material have been considered by the Panel in reaching its conclusions, regardless of whether they are specifically mentioned in the Report.

This Report deals with the issues under the following headings:

- Planning context
- Strategic justification
- Building heights
- Garden areas and open space
- Traffic and car parking
- Other content issues
- Specific sites and areas.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

## 2 Planning context

### 2.1 Victorian planning objectives

State policy objectives set out in section 4 of the *Planning and Environment Act 1987* (Act) provide for (amongst a range of matters) the fair, orderly, economic and sustainable use and development of land. The Explanatory Report for Amendment C213 outlines that the Amendment meets these objectives by implementing policy and zoning controls that will facilitate appropriate residential development in Greater Dandenong.

The Council referred to the Amendment as the “*final piece in the puzzle*” in relation to the implementing the residential policies and zones, as recommended by the *Policy and Controls Report*.

### 2.2 Planning policy framework

Council submitted that the Amendment is supported by various clauses in the Planning Policy Framework (PPF), as summarised below.

#### Clause 11 (Settlement)

The Amendment anticipates and responds to the needs of existing and future communities through the provision of zoned residential land sufficient to meet forecast demand. It also seeks to ensure an appropriate concentration of residential development around Greater Dandenong’s activity centres, thereby supporting their role and function, and ensuring appropriate intensification and diversity of housing around the activity centres.

#### Clause 15 (Built Environment and Heritage)

Council submitted that the Amendment supports Clause 15 in seeking to:

- implement planning controls that create an environment that will be safe, healthy and functional and that responds appropriately to existing character and built form
- ensure that residential development will be of a high quality, contribute positively to the public realm and be respectful of amenity impacts
- encourage development that contributes to the existing or preferred neighbourhood character
- facilitate sustainable development in line with identified future character by appropriately managing transition from activity centres towards the surrounding suburban areas.

#### Clause 16 (Housing)

Council submitted that the Amendment has “*clear synergies*” with Clause 16 by:

- providing for housing diversity and encouraging housing on sites that are well located in relation to jobs, services and public transport
- assisting in appropriately managing the supply of new housing to meet population growth around designated activity centres with good public transport access.

**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

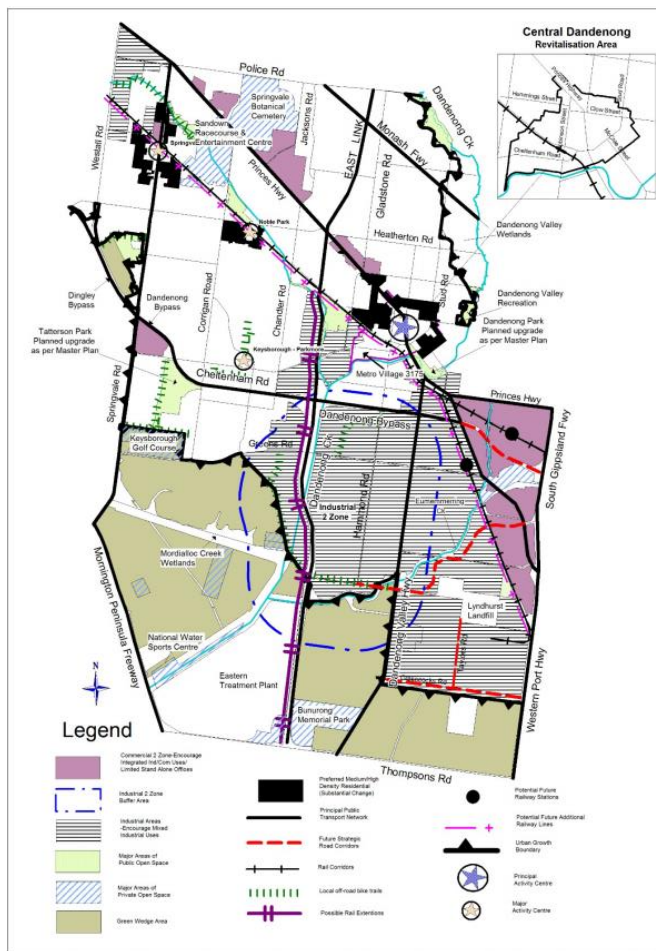
**Clause 18 (Transport)**

Council submitted that the Amendment concentrates medium density housing and investment in and around activity centres and promotes higher densities in areas with good public transport connections.

**Clause 21 (Municipal Strategic Statement)**

Clause 21.03 outlines the land use planning 'vision' for Greater Dandenong and includes the Strategic Framework Map for the municipality, shown in Figure 1 below.

Figure 1 Strategic Framework Plan (Clause 21.03-3 GDPS)



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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

The Strategic Framework Plan is proposed to be revised by Amendment C213 to 're designate' some of the areas shown on the plan from 'Substantial' to 'Incremental' change.

Council submitted that the Amendment supports the Municipal Strategic Statement (MSS) by:

- supporting urban consolidation in existing residential areas that are close to activity centres and encouraging multi-storey development to support the mixed use function of the Central Dandenong, Springvale and Noble Park Activity Centres (Clause 21.04 Land Use)
- encouraging a high standard of building design and architecture that is consistent with the preferred character of the areas affected by the Amendment (Clause 21.05 Built Form) and identified in Clause 22.09 (Residential Development and Neighbourhood Character Policy)
- encouraging a greater density of development in areas that are in proximity to activity centres and public transport including the Principal Public Transport Network (Clause 21.07 Infrastructure and Transport).

#### Clause 22 (Local Planning Policies)

Council submitted that the Amendment supports activity centre local planning policies which seek to:

- provide a transition from higher density development (5 storeys or more in height) that is encouraged in the Dandenong Major Activity Centre (MAC) to the surrounding suburban residential areas (Clause 22.07 Central Dandenong Local Policy)
- provide for greater housing densities in proximity to the Noble Park Activity Centre which directly abuts the Noble Park Railway Station and is described in policy as a "unique suburban activity centre with a village style image and retail function" (Clause 22.08 Noble Park Activity Centre Local Policy)
- support increased development density and encourage site consolidation within the area designated as part of the Springvale Activity Centre (Clause 22.10 Springvale Activity Centre Local Planning Policy).

Council submitted that the Amendment also supports Clause 22.09 which provides guidance on 'Future Change areas' and seeks to improve the quality of residential development having regard to neighbourhood character. It is largely based on the *City of Greater Dandenong Neighbourhood Character Study*, September 2007 and the *Housing Strategy* (both of which are reference documents) and divides the residential areas of Greater Dandenong into three change areas: 'Substantial', 'Incremental' and 'Limited' (refer to Figure 2). The policy identifies the rationale, existing character, identified future character and design principles for each of these areas.

For 'Substantial' change areas, including the land affected by the Amendment, the policy identifies that "the built form of substantial change areas will evolve over time to contain a greater proportion of well designed and site responsive medium to high density residential developments".

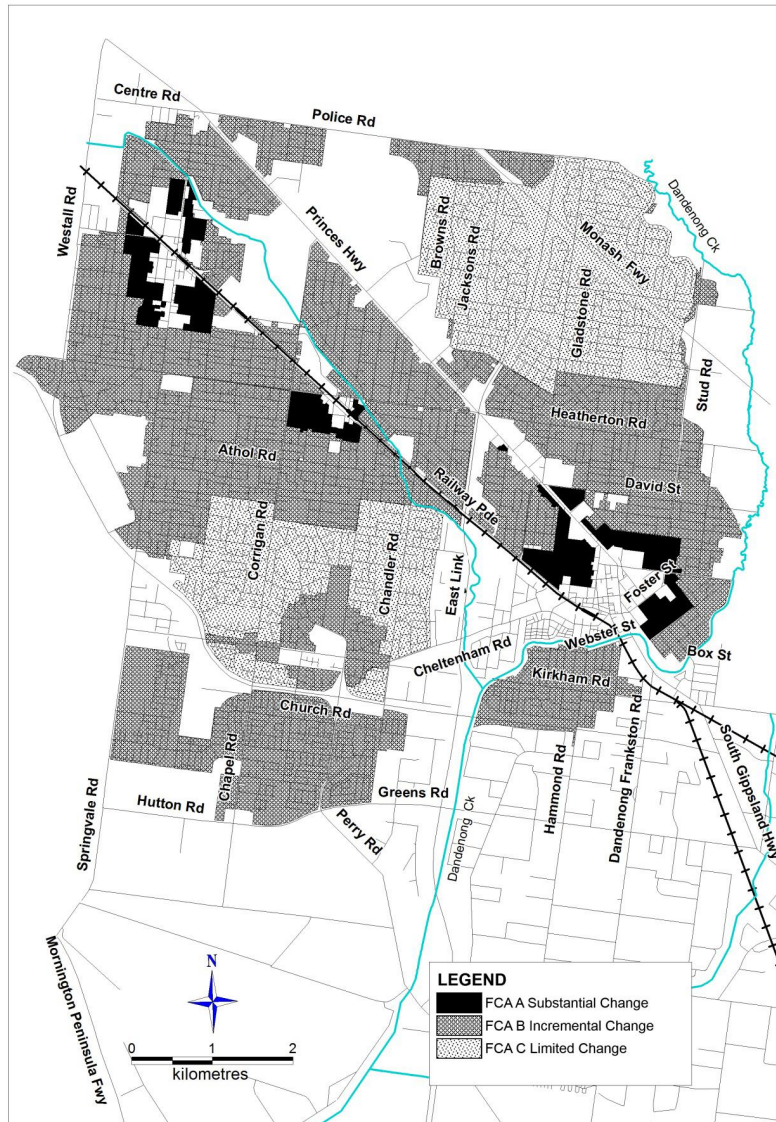
This policy is proposed to be amended as part of the Amendment. Council submitted that, notwithstanding the proposed changes to Clause 22.09, the Amendment is consistent with the overriding objectives of this policy which it described as seeking to "guide the location and design of different types of residential development within Greater Dandenong, having regard

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to relevant State and local planning policies, while respecting the valued characteristics and identified future character of residential neighbourhoods”.

Figure 2 Future Change Areas (Map 1 Clause 22.09-3.5 GDPS)





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The Amendment revises the Future Change Areas map to identify the proposed GRZ3 precincts as ‘Incremental’ instead of ‘Substantial’ change and amends the policy to reflect the outcomes sought for the GRZ3 areas in terms of height and built form at upper floor levels.

Council submitted that the proposed changes to the policy and mapping remain consistent with the intent of Clause 22.09 and its supporting documentation. This is discussed further in the following chapter.

**2.3 Other relevant planning strategies and policies**

**Plan Melbourne 2017-2050**

In its Part A submission, Council identified the following key housing-related directions from *Plan Melbourne* that the Amendment supports:

- Direction 2.1 - Understand and plan for expected housing needs.
- Direction 2.2 - Reduce the cost of living by increasing housing supply near services and public transport.
- Direction 4.1 - Create a city of 20-minute neighbourhoods.
- Direction 4.2 - Protect Melbourne and its suburbs from inappropriate development.
- Direction 4.8 - Achieve and promote design excellence.

**Greater Dandenong Housing Strategy, 2014**

The *Housing Strategy* is a Reference Document in the *GDPS* and was adopted by Council in 2014. It is one of the key documents that provided the strategic support for Amendment C182.

The *Housing Strategy* sets out four key housing themes: Theme A: Growth and Liveability; Theme B: Design and Diversity; Theme C: Revitalisation and Relevance; Theme D: Housing Affordability. Sitting within these key themes are nine objectives, as shown in Figure 3 below.

**Figure 3 Greater Dandenong Housing Strategy Housing Themes**



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In the discussion about 'Growth and Liveability' the *Housing Strategy* discusses the residential framework for Greater Dandenong and notes that the application of the reformed residential zones occurred on the basis that the RGZ land near the major activity centres would be reviewed "to achieve preferred design outcomes for particular areas, better manage growth and continue to balance the needs of the community and landowners".

The *Housing Strategy* provides the overarching policy framework to guide future housing development and noted that further work was required to quantify the number and types of dwellings required over a set timeframe. It also identified that this will happen through further work that included the *Policy and Controls Report* and through activity centre structure planning processes for Dandenong, Springvale and Noble Park.

The *Housing Strategy* also found that the City suffers from a lack of diversity in its housing stock and that land use planning policies can assist in rectifying this, as can the revitalisation and renewal of parts of Greater Dandenong to attract further investment in residential development.

Council's Part A submission noted that "the *Housing Strategy* as a whole remains relevant to the Amendment" and that Amendment C213 "forms the final 'part' of this strategic process, as expressly contemplated in the *Housing Strategy*".

#### **Greater Dandenong Residential Planning Policy and Controls Final Report, 2015**

The *Policy and Controls Report* responded to the *Housing Strategy* and set out recommendations to improve the operation of planning policy and controls across all residential areas in Greater Dandenong. It sought to ensure a variety of housing types that meet amenity and design standards, and accommodate expected population growth.

This report was also one of the key documents that provided the strategic support for Amendment C182 and is also relevant to Amendment C213.

The *Policy and Controls Report* was largely implemented through Amendment C182 Part 1, except for the areas that were recommended for the RGZ3 (Part 2) and are now proposed for the GRZ3 in Amendment C213.

The *Policy and Controls Report* identified that these areas are at the periphery of the municipality's 'Substantial' change areas and proposed their inclusion in the RGZ 'Residential Outer' area, subject to a mandatory maximum height of 10.5 metres (3 storeys). This mandatory maximum building height is now proposed to be implemented through the default 11 metre building height in the GRZ3 proposed in Amendment C213.

#### **Housing Analysis, 2015**

Council commissioned an assessment of residential land supply and demand issues by SGS Economics and Planning in tandem with the preparation of the *Policy and Controls Report*.

The *Housing Analysis* was prepared to provide an understanding of housing demand, supply, and the economics of housing development, and to inform the development of evidence-based planning policy. The analysis was undertaken in three parts:

- Stage 1 – Housing Gap Analysis, which examined how housing demand, capacity and supply will align over time.



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- Stage 2 - Housing Feasibility, which examined the feasibility of different types of residential development.
- Stage 3 - Housing Scenarios, which tested how housing supply might vary in response to increased demand or changed planning requirements.

Key findings of the *Housing Analysis* included:

- There is sufficient housing capacity to accommodate demand to the 2026 planning horizon and beyond.
- Many housing types are feasible, but higher density developments are usually more feasible, particularly eight storey and five storey apartment developments. Townhouse developments are generally not feasible, unless land costs are excluded.
- Not all housing types are present in the municipality, primarily because of the “*depth of the market and development precedence*”, however, this is expected to change over time.
- The zones proposed in the *Policy and Controls Report* would result in an overall reduction in the potential housing capacity, however, the municipality will have sufficient dwelling supply to meet future demand, including an increase in the rate of population growth.
- The proposed zones will continue to support development around the core of the municipality’s activity centres and provide good transition between more intense development and lower density residential areas.

Council submitted that the *Housing Analysis* forms an important part of the suite of strategic documents that support Amendment C213.

#### ***Housing Analysis - Rezoning Impacts, 2016***

The *Rezoning Impacts* report reviewed the zone changes proposed by Council following the exhibition of Amendment C182. The changes primarily related to land that was exhibited as RGZ and which Council proposed to change (post-exhibition) to the GRZ. The report then considered if or how these changes would affect housing supply and demand, and concluded that:

- *Projected housing demand out to 2026 can still be reasonably accommodated within Greater Dandenong based on the revised zoning.*
- *There will be a lower overall number of apartment developments within Greater Dandenong and the Dandenong suburb.*
- *There will be greater apartment development in other suburbs such as Noble Park (as they absorb some demand that can’t be accommodated in Dandenong).*
- *There will be greater development of semi-detached dwellings forms within the suburb of Dandenong, as the suburb now has relatively more capacity to support these housing forms.*
- *There will be a slightly greater misalignment of supply and projected demand by dwelling type. A small undersupply of apartments across the municipality will result in some projected apartment demand shifting to semi-detached dwellings forms.*

The zone changes were approved as part of Amendment C182 Part 1. The document is of relevance to Amendment C213 as it provides a more recent iteration of the supply and demand assessment undertaken in the original *Housing Analysis*.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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#### 2.4 Planning scheme provisions

##### (i) Zones

The land proposed to be zoned GRZ3 in Dandenong, Noble Park and parts of Springvale is currently included in the RGZ1. The purposes of the RGZ are:

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*
- *To provide housing at increased densities in buildings up to and including four storey buildings.*
- *To encourage a diversity of housing types in locations offering good access to services and transport including activity centres and town centres.*
- *To encourage a scale of development that provides a transition between areas of more intensive use and development and other residential areas.*
- *To ensure residential development achieves design objectives specified in a schedule to this zone.*
- *To allow educational, recreational, religious, community and a limited range of other non-residential uses to serve local community needs in appropriate locations.*

The RGZ1 is specifically intended to apply to the Dandenong Declared Area and Urban Renewal Area (although it is applied more broadly as a result of the Minister's decision in relation to Amendment C182). The schedule includes a series of 'Design Objectives' and variations to Clause 54 and 55 standards.

The RGZ1 schedule does not specify a maximum building height, so the default RGZ discretionary maximum height of 13.5 metres would apply.

Two areas in Springvale that are also proposed to be zoned GRZ3 are currently subject to the GRZ1. The purposes of the GRZ are:

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*
- *To encourage development that respects the neighbourhood character of the area.*
- *To encourage a diversity of housing types and housing growth particularly in locations offering good access to services and transport.*
- *To allow educational, recreational, religious, community and a limited range of other non-residential uses to serve local community needs in appropriate locations.*

The GRZ1 has been applied quite widely across Greater Dandenong and the schedule includes a series of Design Objectives and variations to Clause 54 and 55 standards.

The GRZ1 schedule does not specify a maximum building height so the default GRZ mandatory maximum height of 11 metres (three storeys) would apply.

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To assist the Panel's discussion of the zone related issues in the following chapters of this report, the following table compares the following residential zone schedules:

- the RGZ3 initially intended to be applied by Council as part of Amendment C182
- the current RGZ1 that was applied on an interim basis (pending the preparation of Amendment C213) to most of the land originally proposed to be RGZ3 in Amendment C182 Part 2
- the current GRZ1 that was applied on an interim basis to two areas within Springvale that were originally proposed to be RGZ3 as part of Amendment C182 Part 2
- the proposed GRZ3 included in Amendment C213.

**Table 1** Comparison of residential zone provisions

Provision	RGZ3 (Amendment C182 exhibition version) 'Substantial Change – Residential Outer Area'	RGZ1 (current) Dandenong: Declared Area and Urban Renewal Area	GRZ1 (current) General Residential Areas	GRZ3 (Amendment C213) 'Residential Transition Areas'
Zone purpose summary	Includes reference to increased densities in buildings up to and including four storeys; housing diversity with good access to services and transport including activity centres, and a transition in scale from more intensive development to other residential areas.		Includes reference to development that respects neighbourhood character; and encourages housing diversity and growth in areas with good access to services and transport.	
Schedule Objectives Summary	No Design Objectives in the Schedule.	Design Objectives: Scale and built form to respond to existing site circumstances and the public realm; Front setbacks; High quality landscaping and canopy trees; Vehicle access and storage; Useable private open space.	Neighbourhood Character Objectives: Scale and built form to respond to existing site circumstances; Front, side and rear setbacks and significant private open space for canopy tree planting and to protect amenity; High quality landscaping; Vehicle access and storage; Useable and secluded private open space.	Neighbourhood Character Objectives: Scale and built form to respond to existing site circumstances; Front, side and rear setbacks and significant private open space for canopy tree planting; High quality landscaping; Vehicle access and storage; Useable private open space.

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Provision	RGZ3 (Amendment C182 exhibition version) 'Substantial Change – Residential Outer Area'	RGZ1 (current) Dandenong: Declared Area and Urban Renewal Area	GRZ1 (current) General Residential Areas	GRZ3 (Amendment C213) 'Residential Transition Areas'
ResCode variations	Minimum street setback Site coverage Landscaping Private Open Space Front fence height	Minimum street setback Site coverage Landscaping Front fence height	Minimum street setback Permeability Landscaping Private open space Front fence height	Minimum street setback Site coverage Landscaping Private open space Front fence height
Height controls	Discretionary maximum of 13.5 metres	Discretionary maximum of 13.5 metres	Mandatory maximum of 11 metres and 3 storeys	Mandatory maximum of 11 metres and 3 storeys

#### (ii) Particular provisions

##### Clause 52.06 Car Parking

Clause 52.06 seeks to ensure the provision of an appropriate number of car parking spaces having regard to likely demand, the activities on the land and the nature of the locality, while also supporting sustainable transport alternatives.

The clause includes car parking requirements associated with a range of land uses and is discussed further in Chapter 6 of this report.

##### Clause 54 One Dwelling on a Lot

Clause 54 includes a series of Objectives, Standards and Decision guidelines. It applies to permit applications to construct a building or construct or carry out works associated with one dwelling on a lot under the provisions of the residential zones. Standards are able to be varied in zone schedules.

##### Clause 55 Two or More Dwellings on a Lot and Residential Buildings

Clause 55 also includes a series of Objectives, Standards and Decision guidelines however it applies to multi-dwelling developments under the provisions of the residential zones. Standards are also able to be varied in zone schedules.

## 2.5 Ministerial Directions and Planning Practice Notes

The Explanatory Report discusses how the Amendment meets the relevant requirements of Ministerial Direction 11 (Strategic Assessment of Amendments) and *Planning Practice Note 46: Strategic Assessment Guidelines*, August 2018. That discussion is not repeated here, however, the Panel is satisfied that the Amendment is consistent with the requirements of these documents.

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#### 2.6 Discussion

At a broad policy level, the relevant clauses of the PPF and Plan Melbourne all support increased residential development densities around activity centres. This is an accepted and long-standing approach to planning for activity centres in Victoria and one which meets a multitude of intertwined policy directions associated with themes such as transport and access, sustainability, housing availability, housing affordability and neighbourhood character.

The Amendment supports these policy directions and seeks to facilitate an appropriate level of development around the Dandenong, Noble Park and Springvale activity centres, based on detailed local strategic and policy documents that have previously been tested as part of the Amendment C182 process.

The Panel notes that the Amendment C182 Panel found that these supporting documents were comprehensive, and highlighted the “*thorough underpinning*” of the strategic intent for that Amendment. The Panel adopts these findings and accepts that these same strategic documents that now support Amendment C213 are generally robust and ‘fit for purpose’.

In this context, the Panel concludes that the Amendment is generally supported by, and implements, the relevant sections of the PPF, and is consistent with the relevant Ministerial Directions and Practice Notes.

However, the Panel acknowledges that many submissions raised more detailed issues about the outcomes that might result from the Amendment and the adequacy of specific planning provisions that it will implement. These issues are discussed in the following chapters.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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## 3 Strategic justification

### 3.1 The issue

The issue is whether the policy changes (including changes to the Greater Dandenong Residential Framework) and associated application of the GRZ3 are strategically justified.

This chapter discusses the broader strategic issues associated with these matters, while the following chapters discuss the more detailed issues raised in submissions, including specific provisions and where the GRZ3 is proposed to be applied.

### 3.2 Evidence and submissions

In its Part B submission, Council provided a detailed discussion of the strategic justification for the Amendment which identified key elements of relevant policy and strategic documents that support the proposed policy and zoning changes. Key elements of the justification included:

- Reference to the *Residential Zones Standing Advisory Committee Stage One Overarching Issues Report*, June 2014 and the finding that residential planning scheme amendments should be supported by State and regional housing policies and by a municipal housing strategy – all of which are provided in support of Amendment C213 (and previously supported in Amendment C182).
- Reference to *Plan Melbourne* and the need to identify a ‘spectrum’ of Minimal, Incremental and High Change residential areas that respond appropriately to future housing needs and provide certainty about the scale and growth of suburbs - as provided in the *Policy and Controls Report*.
- Reference to the Panel Report for Amendment C182 and the finding that the strategic studies that underpinned Amendment C182 (and also underpin this Amendment) are comprehensive and thorough, and that the changes proposed for the RGZ schedules 1, 2 and 3 were “*appropriate and strategically justified*”.

Council submitted that the proposed application of the GRZ3 is “*entirely consistent with the robust and strategically justified residential zones review project reflected in the Policy and Controls report, and which was endorsed by the C182 Panel*”.

Council advised that when considering the appropriateness of the GRZ3 compared to the RGZ1, the key issues are:

- Neighbourhood character – noting that the *Policy and Controls Report* identified a concern that the RGZ did not require consideration of neighbourhood character and that the more distant land is from an activity centre core, the more neighbourhood character should be considered.
- Allowable uses – noting that the GRZ provides for a narrower range of land uses than the RGZ and that this is appropriate for the nominated precincts given their distance from their respective activity centres.
- Responsive to State reforms – noting that new ‘tools’ are now available to Councils (that were not available when Amendment C182 was prepared) in the form of

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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mandatory maximum height controls in the GRZ and the ability to 'switch off' the garden area requirement.

Council also noted that the application of the GRZ3 will focus investment and change within and adjacent to the core of activity centres, enable more effective management of change and investment to key areas and prevent 'speculative' out of context development.

Council concluded that:

*... the change of status of the subject precincts from 'substantial' to 'incremental change areas better reflects the intended outcomes for these areas. The proposed rezoning appropriately achieves the strategic intent of the Policy and Controls Report and reflects the municipal residential framework.*

Council relied on expert evidence from Mr Reid who was one of the key authors of the *Policy and Controls Report*, gave evidence at the C182 Panel Hearing and also undertook the 'peer review' of the Amendment C213 documentation.

In relation to the changes proposed to the Residential Framework Plan (and subsequent changes to Clause 22.09), Mr Reid stated that the proposed change in the designation of the precincts from 'substantial' to 'incremental' change was appropriate because:

*... it better reflects the purpose of the GRZ and provides a clear distinction between the Substantial Change Areas, zoned RGZ, and the Incremental Change Areas, zoned GRZ. This change also reflects the intended built form outcome for these areas, which was identified as Substantial Change 'Outer' Areas in the Policy and Controls Report'.*

Mr Reid supported the rezoning of the land from the RGZ to the GRZ, stating that the primary differences between the two zones (for the purposes of this Amendment) relate to neighbourhood character and the scale of development. His evidence was that neighbourhood character was an appropriate consideration for these areas (as flagged in the *Policy and Controls Report*) and that the exhibited GRZ3 schedule would achieve the built form objectives for the relevant areas anticipated by that report, including building height.

He also noted that his evidence to the Amendment C182 Panel mooted the idea of creating a GRZ3 with a maximum height of 10.5 metres – however this preceded Amendment VC110 which introduced default maximum mandatory heights and minimum garden areas.

Many submitters sought a reduced built form outcome for various areas and while they did not directly contest the strategic justification of the Amendment, they sought outcomes that were arguably inconsistent with some of the broader policy imperatives upon which the Amendment is based.

Other submitters argued that elements of the Amendment such as the 'Incremental' change designation and the GRZ3 (or elements of it) were too restrictive and should either be modified or the current RGZ1 retained.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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#### 3.3 Discussion

In considering whether the proposed policy changes, and the associated application of the GRZ3 in place of (primarily) the RGZ1 are strategically justified the Panel considered three key issues discussed below.

**(i) What form of development did the *Policy and Controls Report* contemplate for the relevant precincts and is the Amendment consistent with this?**

All of the areas proposed to be rezoned GRZ3, are identified in the *Policy and Controls Report* as 'Residential Outer Areas' which it described as:

- Residential areas in close walking distance of Dandenong, Springvale and Noble Park commercial areas and significant community facilities.
- Areas that provide a transition in dwelling density and scale, while supporting access to higher order services, facilities and transport.
- Areas experiencing strong demand for higher and medium density housing (up to 3 storeys).

As discussed in Council's submission and in Mr Reid's evidence, the *Policy and Controls Report* recommended the inclusion of these areas in the RGZ3, with a maximum building height of 10.5 metres, together with additional changes to the schedule, including the consideration of urban design outcomes.

As outlined earlier, there have been State level amendments to residential development provisions, including the application of mandatory height controls since the adoption of the *Policy and Controls Report*. However, these amendments have not changed the overarching recommendation in the *Policy and Controls Report* that the subject areas should provide a transition in density and scale, and that development of up to 3 storeys would be appropriate.

The current amendment seeks to change these areas from 'Potential Medium/High Density Residential (Substantial Change) on the Strategic Framework Plan and 'Substantial Change' on Map 1 Future Change Areas at Clause 22.09-3.5 to 'Incremental Change Areas' on Map 1, and to include some associated text changes.

The 'Incremental Change Area' is described in the *Policy and Controls Report* as:

- Residential areas at the outer limits of reasonable walking of Dandenong, Springvale and Noble Park commercial areas.
- Areas that provide a transition in dwelling density and scale.
- Areas containing a mixture of medium density development and detached houses.
- Areas with narrow, quieter streets and established character.

Both areas refer to transition in dwelling density and scale, however the 'Incremental Change Area' identifies the presence of more detached houses and refers to 'established character'.

The Panel accepts Council's submissions and Mr Reid's evidence that these areas are on the periphery of Substantial change areas and are intended to provide a transition from the taller built form in the commercial cores to the surrounding lower level (predominantly GRZ)



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residential areas. This is clearly enabled in the revised Clause 22.09 by the designation of the precincts as Incremental change areas that can accommodate development of up to three storeys, with the remaining Incremental changes areas having a preferred height of up to two storeys.

Accordingly, the Panel is satisfied that the Amendment will facilitate built form outcomes that are generally consistent with those contemplated in the *Policy and Controls Report* and that regardless of whether these areas are designated 'Incremental' or 'Substantial', the built form outcomes sought by Council will be achievable.

For these reasons, the Panel does not support those submissions that sought the retention of the RGZ1 or a control that would provide for taller, more intensive development than enabled by the exhibited GRZ3. The preferred three storey maximum building height and role of these areas as expressed in the revised policies are consistent with the *Policy and Controls Report* and the Panel is satisfied that they will provide an appropriate framework for managing development in these areas.

**(ii) Is the use of the GRZ3 appropriate to implement the form of development that is contemplated?**

Council submitted that the current application of the RGZ1, while waiting for Amendment C213 to proceed, has left the 'Residential Outer Areas' in policy 'limbo', given that the RGZ1 was initially intended to apply to the 'Dandenong Declared Area and Urban Renewal Area'.

Council also submitted that the GRZ3 is the most appropriate zone to meet the built form and transition objectives for the 'Residential Outer Areas' given that:

- the GRZ allows for consideration of neighbourhood character and has a narrower scope of permissible uses than the RGZ
- there is a clear and well-established policy framework that promotes a stepping down of development density as it moves away from the activity centre core
- the GRZ3 will provide the appropriate 'step' between the RGZ1/RGZ2 areas where the preferred height is up to four storeys and the GRZ1/GRZ2 areas where the preferred height is up to two storeys.

Mr Reid came to a similar conclusion and considered that the difference in the policy designations (from 'Substantial' to 'Incremental' change) were limited and that from a zoning perspective either a 'beefed up' GRZ3 or a 'watered down' RGZ could be appropriate.

Having considered the transition in height and built form outcomes sought for the relevant areas (including the consideration of neighbourhood character), the Panel considers that the GRZ is an acceptable zone, subject to:

- the application of the GRZ not impacting the ability to meet future housing supply and demand requirements (discussed further below)
- the schedule being appropriately 'tailored' to facilitate the design outcomes that are sought.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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**(iii) What are the implications for development outcomes and housing supply and demand?**

Council submitted that the Amendment would not impact the ability to provide for residential growth and relied on the findings of the *Housing Analysis* and the subsequent *Rezoning Impacts* to demonstrate this. Council submitted that these reports were based on 'conservative' assumptions and highlighted that both reports concluded that there would be adequate capacity to accommodate demand and enable the housing market to operate effectively. Council also noted that this position was accepted by the C182 Panel, although it raised concerns about the possible impacts of applying mandatory maximum building heights.

Mr Reid also addressed this issue in his evidence and stated that:

*I have not undertaken a detailed review of the Housing Analysis. However, my observation is that the changes to residential zones introduced by VC110 and to the zone schedules by C182, Part 1, would likely result in an increase in potential housing capacity compared to the original Amendment C182 framework.*

*The reasons for this conclusion are as follows:*

- *A proposed four storey mandatory height control was removed from RGZ2 as part of the authorisation of Amendment C182;*
- *VC110 introduced a mandatory 3 storey control to the GRZ, one storey higher than had been proposed by Amendment C182;*
- *VC110 modified the NRZ to remove a restriction that allowed only one additional dwelling per lot, substantially increasing the potential for multiple dwelling developments in the zone.*

*The above observations assume that the Garden Area Requirements introduced by VC110 will have no net impact on potential housing capacity. I am not aware of any evidence to the contrary. Ultimately the impact of the Garden Area Requirements is immaterial as it is not proposed to apply them as part of Amendment C213.*

The Panel accepts Council's submission and Mr Reid's evidence that the proposed policy changes and application of the GRZ3 are not expected to affect the ability to accommodate projected growth as foreshadowed in the *Housing Analysis* and will not significantly impact on the residential capacity under the current zoning arrangements.

The Panel notes the concerns raised by the C182 Panel about the potential impact of mandatory controls on residential capacity. However, it considers that the changes highlighted by Mr Reid that have occurred as a result of VC110 demonstrate that while mandatory controls have now been implemented, they are unlikely to have a significant effect on housing capacity given the conservative assumptions of the *Housing Analysis* and the increase in permissible height that has occurred in some locations.

Nevertheless, it will be important that this issue is monitored by Council to ensure that the policy and zoning framework will continue to enable projected population growth to be met, consistent with the requirements of Clause 11.02-1S (Supply of urban land).

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#### 3.4 Conclusions

The Panel concludes that:

- The proposed policy changes and GRZ3 will facilitate the form of development that the *Policy and Controls Report* contemplated for the relevant precincts.
- The proposed policy and zoning changes are not expected to impact significantly on housing capacity, although this will need to be monitored by Council.
- The Amendment is well founded and strategically justified, and should proceed subject to addressing the more specific issues raised in submissions and discussed in the following chapters.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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## 4 Building heights

### 4.1 The issue

The issue is whether the 11 metre mandatory maximum building height in the GRZ3 should be decreased or increased.

The exhibited GRZ3 relies on the default GRZ maximum building height requirement for a dwelling or residential building that buildings not exceed 11 metres or contain more than three storeys.

In addition, the exhibited Clause 22.09 includes the 'Building Height' Design Principle:

*The preferred maximum building height for land within the GRZ3 is 3 storeys, including ground level.*

The GRZ3 precincts are generally subject to the existing RGZ1 that has a discretionary maximum building height of 13.5 metres (four storeys).

### 4.2 Evidence and submissions

Many submitters supported the reduction in maximum building height from the current discretionary four storeys in the RGZ1, but preferred that the maximum building height be two instead of three storeys. These submitters were concerned about the impact of three storey development on neighbourhood character and amenity, and cited concerns about overlooking and overshadowing. Some of these submissions were focussed on particular areas, such as Clow Street and Clement Street in Dandenong, where submitters raised concerns about localised amenity, traffic and parking issues that might be exacerbated by additional three storey development.

Other submitters believed that the current four storey building height should either be retained, or increased. These submitters considered that a three storey limit would result in the underdevelopment of specific areas or sites and that this would be a poor outcome given their 'transition' role and access to infrastructure and services. For example, the owners of land in Potter Street, Dandenong submitted that the current four storey limit should be retained in that area to take advantage of its proximity to the Princes Highway and to provide for "intensified development" in the area. Human Habitats (submission 46) made similar submissions about the development potential of the Romsey Street area in Noble Park and advocated for more intensive development in that area. Mr Tivendale (submission 56) made a detailed submission at the Hearing in which he submitted that the Amendment should "specify six storeys as the desired maximum height in incremental change areas". Mr Tivendale advocated for increased residential densities (and building heights) in and around activity centres and highlighted various benefits from adopting that approach. Mr Tivendale called evidence from Dr Taylor and provided commentary on a range of issues relating to residential density, traffic and parking that are discussed in Chapter 6 of this report.

Council submitted that the three storey maximum building height was consistent with the strategic role of these precincts recommended in the *Policy and Controls Report*. That report noted that the 'Residential Outer Areas' (to which the GRZ3 is generally proposed to apply)

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will provide a transition in dwelling density and scale, and should accommodate medium density housing up to three storeys.

Council noted that the GRZ3 will decrease the allowable maximum building height where it replaces the RGZ1, but submitted that that *"this is appropriate to better achieve a 'stepping down' in heights and intensity of development as walking distances from the core of each centre increases and areas share a direct interface with incremental change areas zoned GRZ1"*.

In terms of applying a two storey maximum building height, Council agreed with Mr Reid's evidence that this would *"excessively inhibit the development potential of these areas given their close proximity to Greater Dandenong's three highest level activity centres"*.

Mr Reid also noted that:

*The application of a two storey height limit would likely require the application of the Neighbourhood Residential Zone to support such a height limit – a zoning that cannot be justified by the strength of the existing character nor the strategic location of the precincts. Further, a two storey height limit would be incongruous given the three storey limit that applies to GRZ1 precincts that cover the majority of the municipality.*

In terms of increasing the maximum building height (such as the six storeys sought by Mr Tivendale), Council submitted that this would result in *"speculative, out of context development"* and *"continued lack of investment and density in the core of the activity centre"*.

In response to the amenity concerns raised by submitters, Council submitted that:

*... amenity concerns such as overshadowing will be subject to robust assessment under clause 55.04 (Amenity Impacts) of the Scheme to determine a proposal's effect on neighbouring properties, including (among other things) overshadowing and overlooking. Clause 55.04-5 specifically aims to 'ensure buildings do not significantly overshadow existing secluded private open space' while clause 55.04-6 seeks to 'limit views into existing secluded private open space and habitable room windows'.*

Mr Reid shared Council's views about addressing amenity issues.

Council concluded that the three storey maximum building height *"strikes the correct balance between transitioning to a more sensitive urban design environment while not stifling development opportunities."*

### 4.3 Discussion

As discussed in Chapter 3 of this report, the Panel is satisfied that the GRZ is an appropriate zone to achieve the policy outcomes sought for 'Residential Outer Areas', including the transition of building heights from the 'Substantial' to 'Incremental' changes areas. Implicit in this is that the default 11 metre maximum building height is appropriate for these areas and should be applied.

While the Panel acknowledges the concerns of submitters about amenity and character impacts, the Panel agrees with Council and Mr Reid that the Amendment and the existing

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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planning scheme provisions provide a comprehensive framework within which these concerns can be addressed. These provisions include:

- Clauses 54 and 55 (ResCode)
- Clause 22.09, including the extensive 'Design principles'
- the 'Purposes' of the GRZ
- the 'Neighbourhood character objectives' of the GRZ3.

In deciding to apply the GRZ to these precincts, Council has clearly signalled that it will have regard to character and amenity outcomes when considering applications and has reflected this in Clause 22.09 and the GRZ3. This should provide some reassurance to submitters who were concerned about amenity and neighbourhood character impacts.

The Panel also notes that the GRZ and its default 11 metre maximum building height applies extensively in Melbourne's residential areas and there is no justification for adopting a more restrictive approach in Greater Dandenong's GRZ3 precincts.

Other submitters sought the retention of the current four storey discretionary maximum building height (as currently provided in the RGZ) on specific sites or areas, while Mr Tivendale submitted that six storey buildings should be permissible in these 'transition' areas. These submissions were largely based on the premise that limiting building heights in these precincts to three storeys would be an 'underdevelopment' given their proximity to activity centres, transport and other facilities, and in light of broader policies that support urban consolidation.

The maximum three storey building height proposed for these precincts was a recommendation of the *Policy and Controls Report* (which recommended a mandatory maximum height of 10.5 metres) that was tested through the Amendment C182 process and now underpins much of Council's residential planning framework. As discussed earlier, the Panel is satisfied that the report remains relevant and provides a sound strategic basis for the GRZ3 and the preferred building height.

The Panels also notes Council's submission and Mr Reid's evidence that allowing for a taller built form in these precincts (particularly 6 storey buildings) would likely have the unintended consequences of dispersing taller development and diluting redevelopment of the 'Substantial' change areas, potentially resulting in more haphazard built form and amenity outcomes. As Council submitted:

*By directing more intensive development in the cores of the activity centres, Council expects that this will not simply provide opportunities for growth, but in many ways, it will play a pivotal role as the agent of change in delivering it.*

Although the Panel supports the three storey maximum building height in these precincts, it anticipates that the function of these precincts, including the preferred building height, will need to be reviewed over time in response to population growth, development rates and demand for specific forms of housing.

In this context, it is conceivable that some of these areas will require a different mix of planning provisions and potentially an opportunity for taller buildings and more intensive development in the future. However, the Panel is satisfied that the preferred three storey maximum building height that will be introduced through the Amendment is appropriate under the current circumstances and should be adopted.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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#### 4.4 Conclusion

The Panel concludes:

- The 11 metre (three storey) maximum building height is appropriate in these 'transition' precincts.

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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## 5 Garden areas and open space

### 5.1 The issue

The issue is whether the GRZ3 should apply a 'minimum garden area requirement'.

The exhibited GRZ3 includes an exemption from the garden area requirement in the GRZ shown in Table 2.

Table 2 GRZ Minimum garden area requirement

Lot size	Minimum percentage of a lot set aside as garden area
400 – 500 sqm	25%
500 – 650 sqm	30%
Above 650 sqm	35%

### 5.2 Evidence and submissions

Many submissions opposed the proposed exemption from the GRZ minimum garden area requirement, citing the importance of garden spaces in residential areas, particularly in terms of health, recreation, amenity and the environment. In this context, many of these submitters also opposed the three storey maximum building height and preferred a two storey maximum.

Mr Budahazy (submission 50) submitted that *"the minimum dimension of 3 metres for secluded open space should be increased to 3.5 metres or 4 metres to improve the usability of this space, avoid creating a disproportionately long and narrow open space, and allow for greater landscaping opportunities"*.

Council submitted that the minimum garden area requirement had been *"switched off"* to allow for greater site coverage, consistent with the intended 'transition' function of the GRZ3 and the expectation that it will accommodate more intensive development than other GRZ areas.

In response to submitters' concerns, Council noted that a range of other open space and landscaping requirements will still apply:

89. *Developments in the subject precincts will still be required to meet the varied private open space and landscaping requirements of the GRZ3 (for two or more dwellings on a lot). These are:*
  - 89.1 *in relation to landscaping, 70% of ground level front setback, and side and rear setbacks planted with substantial landscaping and canopy trees; and*
  - 89.2 *in relation to private open space, an area of 40sqm with one part of the private open space to consist of secluded private open space at the side or rear of the dwelling with a minimum area of 25sqm, a minimum dimension of 4m<sup>2</sup> and convenient access*

<sup>2</sup> The exhibited GRZ3 provides for a 'minimum dimension' of 3 metres.



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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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*from a living room; or a balcony with a minimum area of 10sqm with a minimum width of 2m and convenient access from a living room; or a roof-top area of 10sqm with a minimum width of 2m and convenient access from a living room.*

90. *Applications for one dwelling on a lot requiring a planning permit will also be required to meet the requirements of clause 54 of the Scheme.*
91. *Additionally, proposals will still be required to satisfy the various objectives and design principles under clause 22.09.*

Council concluded that *“these requirements will ensure appropriate landscaping is achieved and that the garden area requirement does not have to be ‘switched back on’”*.

Council relied on Mr Reid’s evidence in which he noted that the proposed GRZ3 precincts have never been subject to the minimum garden area requirements (as they do not apply in the RGZ), but will remain subject to the ResCode landscaping and private open space provisions referred to by Council. They will also be subject to Clause 22.09 that provides additional guidance about the landscape and open space outcomes sought by Council. Mr Reid concluded that exempting these precincts from the minimum garden area requirement *“is warranted given their strategic purpose as transitional areas; and that the provisions of ResCode supplemented by local policy will ensure appropriate landscaping is achieved as part of any new development”*.

### 5.3 Discussion

The Panel acknowledges the concerns raised by submitters, but is satisfied that exempting the GRZ3 precincts from the minimum garden areas requirements is appropriate in light of the transitional role of these areas and the expectation that they should accommodate more intensive development than would be expected in conventional GRZ areas. This approach is consistent with the outcomes sought in the *Policy and Controls Report*. The Panel also agrees with Council that the range of other landscaping and open space provisions that will apply within the GRZ3 precincts will provide a framework for addressing the ‘garden’ concerns raised by submitters.

During the Hearing, the Panel asked Council and Mr Reid whether they had any knowledge or experience of the built form outcomes that might be expected where the minimum garden area requirements are ‘turned off’ in the GRZ. They noted that these requirements had only been introduced into the Victoria Planning Provisions relatively recently<sup>3</sup> and were not able to provide any specific examples of developments or applications where the requirements had been ‘turned off’. Nevertheless, they were satisfied that the other open space and landscaping provisions were adequate to address the concerns raised in submissions.

While the Panel accepts this response, Council should monitor the landscaping and built form outcomes under the GRZ3 to better understand how these provisions will operate and whether they are achieving acceptable outcomes.

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<sup>3</sup> Through Amendment VC110 that was introduced in March 2017.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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In relation to Mr Budahazy's submission, the Panel notes that the minimum three metre dimension is the default ResCode discretionary standard (Clause 55.05-4 Standard B28) and has been in place for many years and is applied throughout the State to medium density housing developments. The increase sought by Mr Budahazy, while possibly having some benefits, has not been adequately justified to warrant the Panel recommending a variation to this established standard.

#### 5.4 Conclusion

The Panel concludes:

- The garden area and landscaping provisions within the exhibited GRZ3 are appropriate and will achieve a suitable balance between enabling more intensive development, consistent with the transition role of these precincts, and providing suitable open space and landscape outcomes.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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## 6 Traffic and car parking

### 6.1 The issues

The issues are:

- whether applying the Amendment will result in unacceptable traffic and parking outcomes
- whether there should be changes to the car parking provisions.

### 6.2 Evidence and submissions

Many submitters argued that the development and population density that would be achieved in the GRZ3 (particularly given the three storey maximum building height) would create traffic congestion, parking shortages and road safety issues. Some submissions identified specific areas, such as Clement and Clow Streets in Dandenong, that they considered are already experiencing traffic and parking issues and therefore warranted a two storey maximum building height. Mrs Alvarez (submission 95) for example, submitted that in order to address parking issues, every apartment should provide 2 on-site car parking spaces.

Mr Tivendale (submission 56) provided a comprehensive submission at the Hearing, supported by the evidence of Dr Taylor. Mr Tivendale described various overarching factors that impact on the planning and development of activity centres and the provision of housing within and around them, including:

- the need for affordable housing and housing choice
- the implications of climate change
- population growth in Melbourne and, more specifically, Dandenong
- reduced reliance on cars.

He concluded that activity centres and the areas around them should have the greatest opportunity for higher dwelling densities and that this would be assisted by reducing the provision of car parking associated with residential development.

Mr Tivendale called evidence from Dr Taylor who provided an overview of her research into residential car parking, including off-street parking associated with apartments. In summary, Dr Taylor's evidence was that car ownership and parking usage for apartment dwellers were less than anticipated and provided for in the planning scheme parking provisions<sup>4</sup> and resulted in a significant proportion of unused and underutilised parking spaces in apartment complexes. This was particularly so in areas that are well serviced by public transport. Dr Taylor highlighted that this creates significant cost and equity issues, and provided examples of how these issues are addressed in other cities. Dr Taylor also discussed the use of on-street parking and noted the extent to which it is used by occupiers of detached dwellings who use their off-street parking for other purposes, including storage.

Mr Tivendale concluded that Amendment C213 was a "*significant step backwards*" and sought recommendations from the Panel that:

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<sup>4</sup> Principally Clause 52.06 Car Parking.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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- ... the amendment include a Parking Precinct Plan that reduces the current parking requirement from a minimum of 1 parking space per dwelling to a maximum of 0.5 parking spaces per dwelling in the GRZ3.
- Council ensure that 20% of future housing in the GRZ3 areas is provided with zero car parking per dwelling and that any future residents (owners or tenants) are entitled to secure the dwelling without having to pay for a car space.

Council and Mr Reid noted that traffic and parking issues were also raised in submissions on Amendment C182 and referred to the discussion of those issues in the Panel report for that Amendment:

*The Panel agrees with Council that the Amendment is aimed at achieving improved residential development outcomes, and will set an appropriate decision framework for assessing future permit applications when details are known and available. This is when issues associated with amenity, infrastructure traffic and car parking can be considered against actual development proposals ...*

*The Panel concludes that existing and proposed clauses in the Municipal Strategic Statement, local policy and zone provisions will help manage amenity, traffic and car parking issues associated with residential development, and that these issues can be further managed through the permit application process.*

Council and Mr Reid submitted that the same conclusions should be drawn in relation to Amendment C213.

In response to concerns about increasing traffic and limited parking, Council highlighted various planning scheme provisions that it will use to manage traffic and parking issues, including:

- Clause 32.08-11 (General Residential Zone) (Application requirements) that requires an assessment of traffic impacts
- Clause 52.06-7 (Parking) (Application requirements and decision guidelines for permit applications) that requires a planning permit for reducing the number of parking spaces required by the GDPS.

Council also noted that the reduction in maximum building height from four storeys in the current RGZ1 to three storeys under the proposed GRZ3 will likely result in less intensive development and reduce the extent of car parking and traffic issues that some submitters are anticipating.

In relation to Mr Tivendale's submission, Council submitted that the changes that he sought were not within the scope of the Amendment and would require extensive analysis that had not been conducted as part of the Amendment process. Council also queried whether elements of his analysis were adequate to support his findings and submitted that any changes to parking provisions would need to be considered on a broader geographic basis than just the precincts proposed to be zoned GRZ3.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Council also submitted that car parking does not operate in a “*policy vacuum*” and there are extensive State planning scheme provisions, including the opportunity to apply for parking dispensations.

Council advised that it has no plans to review parking provisions at this time or as part of the ongoing review of its residential zones. Council also advised that the *Housing Strategy* has a life to 2024 and it is yet to determine how it might be reviewed or updated, or whether it might address the types of issues raised by Mr Tivendale.

#### 6.3 Discussion

As a general observation, the Panel accepts that managing parking and traffic issues around the activity centres and in some of the transition areas proposed to be zoned GRZ3 will present challenges, however it agrees with Council’s submission that there are planning scheme mechanisms in place to assist its management of these issues.

The Panel has not been persuaded by submissions that the preferred type and density of development sought in the GRZ3 precincts warrant a reduced building height or an increase in parking provision rates. In reaching this conclusion, the Panel notes that the type and density of development that Council envisages in the GRZ3 is reasonably modest considering their proximity to the activity centres, and is not dissimilar to what has, or is likely to occur throughout extensive areas of metropolitan Melbourne that are subject to the GRZ.

Mr Tivendale and Dr Taylor raised issues that the Panel agrees are important and that are relevant across Melbourne, not just to Greater Dandenong or the GRZ3 precincts. However, the Panel also agrees with Council that Amendment C213 is not the process through which these issues can be resolved at the local level or changes to parking provisions, such as the introduction of a parking precinct plan, can be introduced. The types of changes sought by Mr Tivendale would require appropriate strategic justification and would need to be exhibited so that stakeholders have an opportunity to consider and respond to them. Importantly, Council has not made any commitment or provision for undertaking this work and cautioned the Panel against recommending that it be done.

Mr Tivendale submitted that the Amendment should be delayed until the changes that he sought are included and the necessary additional investigations are completed. Alternatively, he submitted that the Amendment should be abandoned if the changes are not included.

The Panel does not agree that the Amendment should be delayed or abandoned in order to investigate and review the issues raised by Mr Tivendale and Dr Taylor. While these issues are important, they do not preclude the Amendment from being approved and completing the implementation of the *Housing Strategy* and the *Policy and Controls Report*.

As discussed earlier, the Panel is satisfied that the Amendment is strategically justified, will improve the planning framework for the transition areas and should proceed. Nevertheless, the Panel encourages Council to consider the issues associated with car parking in and around its activity centres as part of its ongoing strategic work program, including the future review of the *Housing Strategy*.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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#### 6.4 Conclusions

The Panel concludes:

- Traffic and parking issues can be managed through the existing planning scheme provisions.
- Emerging issues associated with residential parking in and around activity centres are important, but not a reason to delay or abandon the Amendment.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

## 7 Other content issues

This chapter of the report discusses various content and drafting issues raised in submissions.

### 7.1 Clause 22.09-3.3 Incremental change areas – General Residential Zone

#### (i) The issues

The issues are:

- whether the reference to a “*high standard of design*” in a ‘Bulk and Built Form’ Design Principle should be deleted or augmented
- whether the clause should discourage reverse living
- whether the clause should require the restructure of developable lots.

#### (ii) Submissions

Ratio Consultants lodged a written submission on behalf of WCL Development (submission 4) that included:

*We consider the qualitative wording under Clause 22.09-3.3 requiring ‘buildings to portray a high standard of design’ to be superfluous, and the tangible components of ResCode are adequate to ensure appropriate design responses.*

The relevant ‘Bulk and Built Form’ Design Principle is:

*Separation between upper levels of dwellings on a site in the GRZ is not generally needed, provided the building portrays a high standard of design and does not result in unreasonable amenity impacts.*

Mr Budahazy (submission 50) also queried the utility of this reference, but suggested that it be augmented rather than deleted.

Council did not support changes to this Design Principle and was satisfied that the clause provides an appropriate level of design guidance.

Mr Budahazy sought the inclusion of a policy statement to “*discourage reverse living arrangements*” in “*incremental Change/GRZ areas*”, or at least to “*restrict the proportion of reverse living dwellings in new multi-unit developments*”.

Mr Budahazy also submitted that the word ‘preferred’ should be deleted from ‘Building Height’ Design Principle in Clause 22.09-3.3 that relates to the GRZ:

*The preferred maximum building height for land within the GRZ is 3 storeys, including ground level.*

Mr Budahazy submitted that this change would provide greater certainty, but it is not clear to the Panel how that would be achieved.

Mr Houlihan (submission 173) submitted that the Amendment should require the restructure of developable lots to accommodate “*new form development*”.

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#### (iii) Discussion

The Panel notes that the Design Principle in Clause 22.09-3.3 that relates to buildings portraying a “*high standard of design*” is also included in Clause 22.09-3.2 Substantial change areas – Residential Growth Zone. The Panel accepts that applying the Design Principle will require some interpretation, but is satisfied that it is reasonable for Council to require high quality design outcomes in these areas. The Panel agrees with Council that no change to this Design Principle is necessary.

In relation to reverse living, the Panel does not believe that Mr Budahazy established the need or justification for restricting this form of development in the GRZ3 and does not support this change. The Panel also believes that there is merit in retaining flexibility for residential site layouts to meet future housing demands and liveability expectations.

In relation to the restructure of developable lots, the Panel is satisfied that this issue is adequately addressed by the policy in Clause 22.09-3.3:

- *Encourage consolidation of allotments to increase development potential and achieve improved design outcomes.*

#### (iv) Conclusions

The Panel concludes:

- The use of the words “*high standard of design*” at Clause 22.09-3.3 is appropriate
- There is no need to amend Clause 22.09-3.3 to make specific reference to reverse living or the restructure of developable lots.

## 7.2 GRZ3 Neighbourhood character objectives

#### (i) The issue

The issue is whether the GRZ3 should more explicitly recognise the function of the ‘residential transition areas’.

#### (ii) Submissions

WCL Development (submission 4) submitted:

*There may be an opportunity to revise the Neighbourhood character objectives contained under the proposed Schedule 3 to the GRZ, to include a more nuanced objective which acknowledges the difference between Schedule 3 and Schedules 1 and 2, being one of a transitional nature.*

Council did not support any changes to the objectives and submitted that the overarching purpose of the GRZ3 is reflected in its title: “*Residential Transition Areas*”. Council also noted that Clause 22.09 provides policy guidance and additional differentiation between the outcomes sought in the GRZ schedules.

#### (iii) Discussion

The GRZ3 objectives do not directly explain the intended ‘transition’ role of the GRZ3, although the Panel notes Council’s view that its role is adequately reflected in the schedule’s



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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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title and in Clause 22.09. More specifically, Clause 22.09 includes Design Principles that differentiate between the GRZ3 and the other GRZ schedules, and includes 'policies' that explain the broader role of the 'Incremental change areas', including:

- *Provide a transition in built form and density at the interface with the Substantial Change areas (zoned RGZ) or Activity Centres (zoned Commercial/Mixed Use/Comprehensive Development Zone).*
- *Achieve a transition in built form from the Incremental Change areas (zoned GRZ) to the surrounding Limited Change areas (zoned NRZ).*

Although these references are appropriate, the Panel agrees with WCL Development that the GRZ3 would benefit from including an objective that specifically explains its transition or interface role, and more effectively differentiates it from the GRZ1 and GRZ2. This can be achieved by including a new objective:

*To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.*

The Panel is satisfied that this is an appropriate addition that would improve the transparency and clarity of the GRZ3's intended function.

#### (iv) Conclusion

The Panel concludes:

- An additional objective should be added to the GRZ3 to more clearly explain the transitional role of the areas to which it applies.

#### (v) Recommendation

The Panel recommends:

1. **Include the following 'Neighbourhood character objective' in the General Residential Zone Schedule 3:**

**To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.**

### 7.3 GRZ3 Heritage decision guideline

#### (i) The issue

The issue is whether 'heritage' should be included as a 'Decision guideline' in the GRZ3.

#### (ii) Submissions

WCL Development (submission 4) submitted:

*... we query the relevance and necessity of the proposed decision guideline pertaining to heritage matters pursuant to Schedule 3 of the GRZ.*

The Decision guideline is included at Clause 7.0 of the GRZ3:

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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*Whether the development might adversely impact on an item of heritage significance ...*

Council submitted that this decision guideline “*is a standard inclusion for GRZ schedules*” and ensures that applications consider any adverse impacts on the heritage significance of the property or an adjoining site.

**(iii) Discussion**

The ‘heritage’ Decision guideline is arguably unnecessary given the strategies included in Clause 15.03-1S (Heritage conservation) that require the consideration of heritage impacts. However, the Panel notes that this decision guideline is included in the existing RGZ2, GRZ1, GRZ2 and NRZ1, and that the GRZ3 simply seeks to carry it over.

Deleting it from the GRZ3 might be interpreted as attributing less significance to heritage in the GRZ3 than in other residential areas and for this reason the Panel is reluctant to recommend that it be deleted in isolation. The Panel is also reluctant to recommend that it be removed from the other schedules given that this would be beyond the scope of the Amendment.

For these reasons, the Panel is satisfied that the decision guideline should be retained in the GRZ3, but encourages Council to review its relevance and necessity in its next residential zones review or planning scheme review.

**(iv) Conclusion**

The Panel concludes:

- It is acceptable to retain reference to the ‘heritage’ Decision guideline in the GRZ3.

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

## 8 Specific sites and areas

This section of the Report responds to submissions that sought the rezoning of land that was not included in the exhibited Amendment.

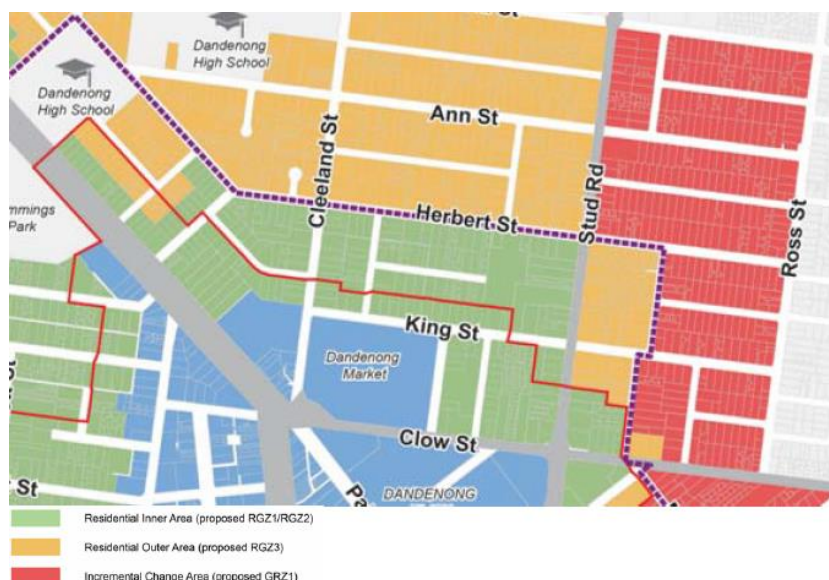
### 8.1 South of Herbert Street, Dandenong

#### (i) The issue

The issue is whether the RG22 area to the south of Herbert Street, Dandenong (refer to Figure 4) should be rezoned GRZ3 as part of Amendment C213.

This area is outside the area proposed to be rezoned GRZ3 as part of the Amendment.

Figure 4 Extract of the Residential Framework in the Policy and Controls Report



#### (ii) Evidence and submissions

Submissions argued that the GRZ3 was more appropriate for this area than the current RGZ2 and that it should be rezoned as part of the Amendment.

Silvia Mastrogiovanni (on behalf of C Mastrogiovanni, M Puglisi, J Puglisi, A Puglisi and C Puglisi) (submissions 140, 142, 145, 149, 119 and 120 respectively) made a detailed submission at the Hearing in which she supported the application of the GRZ3, but submitted that it should also be applied to the RGZ2 area south of Herbert Street, Dandenong. Mrs Mastrogiovanni noted that a large number of submitters supported the rezoning of this area

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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to GRZ3 and submitted that this zone would improve the built form transition between the preferred four storey maximum building height in the RGZ1 to the south and the preferred two storey maximum building height in the GRZ1 to the north of Herbert Street. Mrs Mastrogiovanni also submitted that applying the GRZ3 in this area was appropriate given its “valued neighbourhood character” and that it would not compromise future housing capacity. She also provided a comparative analysis of the distances and travel times between various precincts in Dandenong, Noble Park and Springvale and the nearest railway stations and other features.

Council provided the background to the current zoning of this area and noted that:

*The Policy and Controls Report effectively regarded Herbert Street as a boundary between the ‘inner’ and ‘outer’ precincts of the ‘substantial change area’ surrounding the Dandenong Metropolitan Activity Centre.*

Council also advised that it had applied the GRZ1 to the area north of Herbert Street through Amendment C182 Part 1, rather than the RGZ3 recommended in the *Policy and Controls Report*.

Council did not support extending the GRZ3 to the south of Herbert Street and noted that the rezoning had not been exhibited as part of the Amendment. Council provided an overview of the policies and zoning that currently apply in this area and submitted that the RGZ2 should be retained because:

- there are many large existing development sites in the RGZ2
- the RGZ2 provides a more appropriate transition in built form from the Dandenong Declared Area.

Council also relied on Mr Reid’s evidence in which he described the background to the zoning regime in the Herbert Street area and concluded that:

*... Herbert Street remains an appropriate and logical boundary between the RGZ (Substantial Change) and GRZ (Incremental Change) areas to the north of the Dandenong Activity centres. In particular, the width of the road reserve enables it to accommodate robust built form without impacting negatively on the properties on the opposite side of the road.*

#### (iii) Discussion

The rezoning sought by these submitters would be a significant change to the planning framework for this area and was not exhibited as part of the Amendment. This means that not all landowners or other interested parties are aware of the proposal, have had an opportunity to consider its merits or to make submissions to Council or the Panel. Although some landowners clearly support the rezoning of this area to GRZ3, it is possible that others might equally oppose it. For this reason, the Panel cannot entertain a recommendation that this area be rezoned as part of Amendment C213.

In any case, in terms of the merits of rezoning this area, the Panel is satisfied that the current ‘Substantial Change’ designation and the associated RGZ2 are strategically sound and broadly consistent with the intent of the *Housing Strategy* and *Policies and Controls Report*. Council’s

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planning framework for this area was tested and approved through Amendment C182 Part 1 and there are no obvious reasons why the designation or zone should be changed.

The Panel also agrees with Council and Mr Reid that Herbert Street provides an acceptable boundary between the RGZ2 to the south and the GRZ1 to the north, and that it's width and function will largely ameliorate the built form transition concerns raised in submissions.

#### (iv) Conclusion

The Panel concludes:

- The RGZ2 area to the south of Herbert Street, Dandenong is not included within the area covered by the Amendment and should not be rezoned GRZ3 as part of the Amendment.

## 8.2 Fifth Avenue, Dandenong

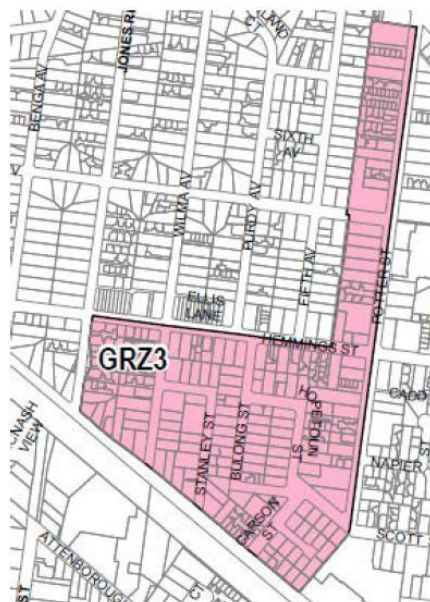
#### (i) The issue

The issue is whether the general area or specific sites to the north of Hemming Street and between Fifth Avenue and Potter Street, Dandenong currently zoned GRZ1 should be rezoned GRZ3 as part of Amendment C213.

The Amendment does not propose any zoning changes to this area.

The extent of the exhibited GRZ3 to the east and south is shown in Figure 5.

Figure 5 Extent of the exhibited GRZ3 rezoning (Part of Precinct 1)



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#### (ii) Evidence and submissions

Mr Chen (submission 175) owns a property on Fifth Avenue, Dandenong and also submitted on behalf of the owner of another property on Fifth Avenue and the owner of a property on Hemmings Street, Dandenong. The properties are zoned GRZ1 and are outside the exhibited extent of the GRZ3.

Mr Chen noted that these properties (and the broader area) were previously zoned RGZ1 through Amendment C175. They were then rezoned GRZ1 through Amendment C182 Part 1, although they were exhibited in that Amendment as RGZ3. The Panel understands that following Council's consideration of submissions on Amendment C182, it supported the GRZ1 rather than the RGZ3 in this area. This change was supported by the C182 Panel and subsequently approved in November 2017.

Mr Chen raised various concerns about the process through which the current GRZ1 had been applied and submitted that he and others had not been aware of the zoning changes at the time.

Mr Chen submitted that the current GRZ1 rezoning was a retrograde step and that the GRZ3 was a more appropriate zone for this area because of its proximity to:

- public transport services
- the Hemmings Street Neighbourhood Centre
- schools and the Dandenong Hospital
- the Dandenong South industrial area
- Central Dandenong.

Mr Chen also submitted that this area was more suitable for the GRZ3 than some of the areas included in the Amendment and that the zone boundary in this area should be along Fifth Avenue rather than the rear of the properties fronting Fifth Avenue and Potter Street as shown in Figure 5. He added that applying the GRZ3 would provide an opportunity to increase housing stock and accommodate population growth.

Council confirmed the process that had led to the current zoning in the area, including its 22 February 2016 resolution to expand the application of the GRZ1 to the south, and that the zoning boundary was contrary to the recommended boundary in the *Policy and Controls Report*. Council noted that this change was supported by the C182 Panel and submitted that:

*... given how recently the site was rezoned to GRZ1 Council considers it inappropriate to revisit this issue now. Council submits that any proposed change would require re-engagement with the relevant landowners in the wider area. It is therefore inappropriate to consider this request through the Amendment C213 process.*

In response to Mr Chen's criticism of applying the GRZ1 - GRZ3 boundary along the rear of the properties fronting Fifth Avenue and Potter Street, instead of along Fifth Avenue, Council provided a sequence of photographs of existing development in these streets (Document 12). Council used these photographs in support of its contention that the built form characters of these streets are different and justified the GRZ1 along Fifth Avenue and the GRZ3 along Potter Street. Council also relied on the evidence of Mr Reid who concluded that:

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

*As the three properties are not contiguous, any proposed rezoning would require strategic justification and engagement with affected landowners ... the proposition has not been tested with landowners other than those involved in the submission.*

**(iii) Discussion**

The Panel notes Mr Chen's concerns about the process through which this area was zoned GRZ1, however the designation of this area as an Incremental Change area in Clause 22.09 and the associated GRZ1 were tested and approved through Amendment C182 Part 1. The Panel must have regard to the current planning scheme provisions and is not able to usefully comment on how they came about.

The Panel also notes that the rezoning sought by Mr Chen (either as a site specific or a broader rezoning) was not exhibited as part of Amendment C213 and consequently other landowners or interested parties have not had the opportunity to consider its merits or to make submissions to Council or the Panel. As the Panel noted earlier in relation to the area south of Herbert Street, the Panel is not in a position to support the rezoning of land that is outside the area affected by the Amendment and to apply a zone that was not exhibited. This applies equally to the site specific rezoning of the submitters' properties or a broader rezoning along the east side of Fifth Avenue.

That said, in relation to the substantive issues raised by Mr Chen about the merits of applying the GRZ3 along the east side of Fifth Avenue, the Panel notes that this area is proximate to a range of facilities and infrastructure that might warrant more intensive residential development than permissible under the GRZ1. In fact, the Panel is not surprised that the *Policy and Controls Report* applied the Substantial change designation to this area and that Council initially sought to apply the GRZ3.

In this context, the Panel believes that the zoning of this area might warrant further consideration by Council in the future, possibly as part of its ongoing review of residential development provisions and zones, or as part of the longer term review of the current *Housing Strategy*.

In terms of the GRZ1-GRZ3 zoning boundary between Fifth Avenue and Potter Street, the Panel agrees with Council that these streets have different built form characters and that it is not unusual or necessarily inappropriate to apply zone boundaries in this manner.

**(iv) Conclusion**

The Panel concludes:

- The GRZ1 area to the north-west of the proposed GRZ3 in Dandenong Precinct 1, including Fifth Avenue, is not included within the area covered by the Amendment and should not be rezoned GRZ3 as part of the Amendment.

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

## Appendix A Submitters to the Amendment

No.	Submitter	No.	Submitter
1	P Horne	2	S Dawson
3	I Elefteriadis	4	WCL Development
5	G Fakos	6	P D'Angelo
7	S Caruso	8	R Caruso
9	J Caruso	10	H Rodriguez
11	V Bodhicitta	12	D Weerasinghe
13	A Oruozgane	14	M Rahimi
15	SA Eu	16	SY GE
17	S Sharifi	18	H Do
19	T Nguyen	20	S Shorafa
21	G Patel	22	H Patel
23	Samire	24	C Rodriguez
25	E Rodriguez	26	F Colombimo
27	K Yu	28	C Meng
29	P Bezeg	30	C Pujol
31	S Ahmadi	32	Z Golub
33	M Golub	34	S Kumari
35	Mayaram	36	G Giovine
37	T Lidonnici-Giovine	38	A Giovine
39	T Congues	40	B Congues
41	P Nowakowski	42	A Nowakowski
43	J Nowakowski	44	S Mookerjee
45	I Mookerjee	46	Human Habitats
47	F Kantzos	48	A Collins
49	E Petrina	50	M Budahazy
51	I Tontodonati	52	M Lamanna
53	T Lamanna	54	H Bou
55	P Horne	56	K Tivendale
57	V Sathasiwan	58	M Cashman
59	M Cashman	60	K Shari
61	M Matamala	62	S Vecchio



**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

63	P Brown	64	M Sedias
65	A Houtas	66	A Bhullar
67	H Sings	68	D Hawkins
69	V Neves	70	M Gunther
71	L Piasent	72	M Halimi
73	Rajan	74	B Komsufca
75	V Mogilin	76	B Clarke
77	A Raza	78	M Konnelt
79	S Purton	80	J Ali
81	P Lynch	82	V Lynch
83	T Payet	84	A Yabantoom
85	O Olkhora	86	L Turovetz
87	Y Olkhov	88	A Kohoufca
89	I Turovetz	90	P Winterton
91	J Oliver-Rutherford	92	M Dalton
93	R Pereira	94	Rahila
95	F Alvares	96	R Begue
97	F Falefitu	98	P Oliver-Rutherford
99	I Falefiri	100	J Van Es
101	M Veltheer	102	M Beirouti
103	E Mark	104	S Bahaduri
105	H Richardson	106	H Ahmadi
107	E Trapp	108	M Rousselin
109	R Kaw	110	J Taban
111	A Van Es	112	M Holda
113	E Hegedus	114	S Edney
115	R Russell	116	K Dillon
117	L Sangster	118	C Oliver-Rutherford
119	A Puglisi	120	C Puglisi
121	E Toffoli	122	V Topalovic
123	M Lawlor	124	J Van der Straten
125	R Kenny	126	M Razai
127	P Perry	128	L Anderson

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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Greater Dandenong Planning Scheme Amendment C213 | Panel Report | 14 November 2019

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129	T Tyler	130	D Davies
131	F Ameti	132	F Camillo
133	J Camillo	134	M Makushev
135	T Zerger	136	B Noble
137	M Dias	138	P Dias
139	J Dias	140	S Mastrogiovanni
141	D Caccamo	142	C Mastrogiovanni
143	N Vukmirovic	144	B Vukmirovic
145	M Puglisi	146	J Dias
147	J Edwards	148	S Smith
149	J Puglisi	150	E Birkett
151	A Pathok	152	R Amet
153	M Ameti	154	E Uzerovski
155	H Singh	156	C Reddy
157	R Panakkal	158	T Hamlett
159	F Davis	160	S Danyluk
161	L Pierce	162	M Papouyz
163	A McGroggin	164	P Makushev
165	A Makushev	166	D Oakley
167	A Harrison	168	S Varveri
169	J Bourne	170	S Ozerkan
171	A Dharmakeerthre	172	J Singh
173	J Houlahan	174	M Meyer
175	E Chen et al		

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

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## Appendix B Document list

No.	Date	Description	Presented by
1	10/9/2019	Ethos Urban peer review report	Council
2	16/9/2019	Further submission	E Chen
3	7/10/2019	Part A submission	Council
4	7/10/2019	Reid expert evidence report	Council
5	11/10/2019	Taylor expert evidence report	K Tivendale
6	11/10/2019	Reports referred to in Taylor evidence	K Tivendale
7	15/10/2019	Part B submission	Council
8	15/10/2019	Tarneit car park article	E Chen
9	16/10/2019	Submission	S Mastrogiovanni
10	16/10/2019	Submission	K Tivendale
11	16/10/2019	PowerPoint presentation	K Tivendale
12	16/10/2019	Photos	Council
13	15/10/2019	Maps of submitters	Council
14	15/10/2019	Notes of verbal submission presented at the Hearing	E Chen
15	16/10/2019	Closing submission presented at the Hearing	Council
16	17/10/2019	PowerPoint presentation	L Taylor

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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

**POLICY AND STRATEGY**

**PLANNING SCHEME AMENDMENT C213 CONSIDERATION OF PANEL  
REPORT AND ADOPTION**

**ATTACHMENT 2**

**AMENDMENT C213 EXPLANATORY REPORT**

**PAGES 7 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

*Planning and Environment Act 1987*

## GREATER DANDENONG PLANNING SCHEME

### AMENDMENT C213

#### EXPLANATORY REPORT

##### Who is the planning authority?

This amendment has been prepared by the Greater Dandenong City Council, which is the planning authority for this amendment.

The amendment has been made at the request of the Greater Dandenong City Council.

##### Land affected by the Amendment

The Amendment applies to residential land surrounding the Dandenong, Springvale and Noble Park Activity Centres which was generally proposed to be rezoned to Schedule 3 to the Residential Growth Zone by Amendment C182; except for land currently zoned Schedule 2 to the Residential Growth Zone surrounding Noble Park Activity Centre.

##### What the amendment does

The Amendment finalises the implementation of the fundamental recommendations of the *Greater Dandenong Residential Planning Policy and Controls Project 2015*.

More specifically, the Amendment:

- Amends *Clause 21.03 A Vision for Greater Dandenong and Clause 21.04 Land Use*, by replacing the Strategic Residential Framework Maps to reflect the refined Residential Framework Plans.
- Amends *Clause 22.09 Residential Development and Neighbourhood Character Policy* to reflect the refined Residential Framework Plans and provide improved future character statements and stronger design principles for the incremental change area.
- Inserts a new Schedule 3 to Clause 32.08 (General Residential Zone) for land in the Incremental Change – Transition Area.
- Rezones the following land from Schedule 1 to Clause 32.07 (Residential Growth Zone 1) to Schedule 3 to Clause 32.08 (General Residential Zone 3):
  - Area generally bounded by Hemmings Street, Railway Parade, Jones Road, Potter Street, 7 & 8 Keppel Court and 71B Scott Street, Dandenong;
  - Area generally bounded by Osborne Street, Gwenda Street, 8 James Street, and David Street, Dandenong.
  - 2 – 14 Day Street, Dandenong.
  - Area generally bounded by 14 - 40 Stud Road, 96 – 106 Herbert Street, Sunnyside Avenue, Clement Street, 75 – 81 Clow Street, Foster Street East, Ronald Street, Power Street, 55 - 69 Pultney Street, 62 & 63 Langhorne Street, 80 and 77- 91 McCrae Street, 25 New Street, 1 – 7 & 8 Masters Street, Dandenong;
  - Area generally bounded by Corrigan Road, Heatherton Road, 2 – 12 Joy

1

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

- Parade, Frank Street, Noble Street, Leonard Avenue, Stuart Street, Douglas Street, 2 – 20 Thomas Street, 21 & 22 Stuart Street, 25A Leonard Avenue, 54 - 60 Buckley Street, and Noble Street, Noble Park;
- Area generally bounded by Princess Avenue, Queens Avenue, Victoria Avenue, St James Avenue, Albert Avenue and Balmoral Avenue, Springvale;
  - Area generally bounded by Watt Street, Parsons Avenue, Whitworth Avenue, and Springvale Road, Springvale;
  - Area generally bounded by Lucian Avenue, Mary Street, Lascelles Street, Rosalie Street, Wales Street, Virginia Street and Edmond Street, Springvale; and
  - Area generally bounded by Springvale Road, Springvale Rise Primary School, Elm Grove, Lightwood Road, View Road, Hillcrest Grove and Grace Park Avenue, Springvale.
- Rezones the following land from Schedule 1 to Clause 32.08 (General Residential Zone 1) to Schedule 3 to Clause 32.08 (General Residential Zone 3):
    - Area bounded by Regent Avenue, Queens Avenue, Princess Avenue and Osborne Avenue, Springvale; and
    - Area bounded by Virginia Street, Merton Street, Sandown Road and the Springvale Park Special Development School, Springvale.
  - Rezones part of the land at Mills Reserve 1162-1170 Heatherton Road, Noble Park from Schedule 1 to Clause 32.07 (Residential Growth Zone 1) to Clause 36.02 (Public Park & Recreation Zone).
  - Amends the Planning Scheme Maps accordingly.

#### Strategic assessment of the Amendment

##### Why is the Amendment required?

Amendment C182 (Part 1) (gazetted on 21 December 2017) implemented recommendations of the *Greater Dandenong Residential Planning Policy and Controls Project 2015*, except for all parts associated with the proposed Residential Growth Zone Schedule 3.

This amendment makes changes to Clause 22.09 *Residential Development and Neighbourhood Character Policy*, to reflect the introduction of the new Schedule 3 to Clause 32.08 General Residential Zone.

The changes to the Residential Zones implemented by Amendment VC110 (gazetted 27 March 2017) and Amendment VC143 (gazetted 15 May 2018) required the Residential Framework Plans to be revisited to ensure the proposed controls achieve the intended transition of built form. As a result, areas of land currently within the Substantial Change Area have now been identified as more appropriate to support the built form outcomes associated with the Incremental Change Area for the following reasons:

##### *Dandenong:*

- to provide a transition in built form between the Substantial Change and Incremental Change areas;
- to support housing growth and change;
- limited redevelopment potential due to small lot sizes and/or multi-unit development; and

**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

- to encourage more intensive development both within and in close proximity to the Dandenong MAC.

*Springvale:*

- to provide a transition in built form between the Substantial Change and Incremental Change areas;
- limited redevelopment potential due to small lot sizes, narrow road widths, cul-de-sacs and/or existing multi-unit development; and
- to encourage more intensive development both within and in close proximity to the Springvale activity centre.

*Noble Park:*

- to provide a transition in built form between the Substantial Change and Incremental Change areas;
- to ensure future residential developments consider and respond to a distinct and intact neighbourhood character ; and
- to encourage more intensive development in the Noble Park Activity Centre.

The amendment is required to reflect this revised assessment and Council's desired built form outcomes by rezoning some land in Dandenong, Springvale and Noble Park from Residential Growth Zone to General Residential Zone as appropriate. As such, the Amendment introduces a new Schedule 3 to the General Residential Zone.

The introduction of General Residential Zone Schedule 3 is required to enable the minimum garden area requirement to be switched off in order to enable a transition of built form from the Residential Growth Zone to the General Residential Zone Schedule 1. The variations to ResCode requirements remain the same as those previously sought via Residential Growth Zone Schedule 3. In addition, the application of the General Residential Zone allows for the intended three storey height limit making it possible to implement the revised Residential Framework.

The rezoning of some General Residential Zone Schedule 1 land in Springvale to General Residential Zone Schedule 3 is required to take advantage of the improved accessibility of the land to the Springvale Activity Centre and Springvale Railway Station and connectivity of the local road network as a result of the Springvale Road Grade Separation. The rezoning of these areas also responds to the diversity of the existing built form.

The rezoning of identified land near the Dandenong, Noble Park and Springvale activity centres will not compromise Council's ability to accommodate the forecast growth for the municipality.

The rezoning of part of the land at Mills Reserve, Noble Park to the Public Park & Recreation Zone corrects a mapping anomaly.

**How does the Amendment implement the objectives of planning in Victoria?**

The amendment implements the objectives in section 4 of the *Planning and Environment Act 1987* by providing fair, orderly, economic and sustainable use and development of land and by balancing the present and future interests of all Victorians.

**How does the Amendment address any environmental, social and economic effects?**

The amendment will ensure the continued provision of a variety of housing types that meet high design and amenity standards, in appropriate locations to accommodate expected

**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

population growth.

The amendment will generate positive environmental, social and economic effects by providing more certainty to the community and development industry about expected and desired outcomes for specific areas in order to achieve a transition of built form.

The amendment will facilitate appropriate zoning of land around the three main activity centres, in accordance with the revised Residential Framework, which will protect areas with a valued neighbourhood character and enable Council to better manage residential development throughout the municipality while ensuring sufficient capacity for future housing growth.

**Does the Amendment address relevant bushfire risk?**

The amendment does not affect land in a bushfire prone area.

**Does the Amendment comply with the requirements of any Minister's Direction applicable to the amendment?**

The Amendment complies with all Ministerial Directions issued under section 12 of the Act and the *Ministerial Direction on the Form and Content of Planning Schemes* issued under section 7(5) of the Act.

**How does the Amendment support or implement the Planning Policy Framework and any adopted State policy?**

The amendment is consistent with, and gives effect to, the following clauses forming part of the Planning Policy Framework:

- Clause 11 - Settlement
- Clause 15 - Built Environment and Heritage
- Clause 16 - Housing
- Clause 17 - Economic Development; and
- Clause 18 - Transport

In particular, the refinement of detailed design principles in Clause 22.09 supports Clause 15.01-2s -Building Design which seeks:

*To achieve building design outcomes that contribute positively to local context and enhance the public realm.*

The amendment also gives effect to *Plan Melbourne*, the Victorian Government's metropolitan planning strategy, by:

- Ensuring new housing is in the right locations to meet population growth and create a sustainable city.
- Delivering more housing closer to jobs and public transport.
- Facilitating decision-making processes for housing in the right locations.
- Providing greater choice and diversity of housing.

The amendment ensures that Greater Dandenong will continue to facilitate sustainable development in line with the identified future character and level of change, with opportunities for higher density development in areas that can accommodate growth.



**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)****How does the Amendment support or implement the Local Planning Policy Framework, and specifically the Municipal Strategic Statement?**

The amendment is consistent with and gives effect to the Local Planning Policy Framework of the Greater Dandenong Planning Scheme.

The amendment will ensure residential development is consistent with the identified future character and preferred built form outcomes for each Future Change Area as identified in the Strategic Residential Framework of the Municipal Strategic Statement.

The Local Planning Policy at *Clause 22.09 Residential Development and Neighbourhood Character* provides guidance on the Future Change Areas and on improving the quality of residential development which has regard for the surrounding environment and better built form.

**Does the Amendment make proper use of the Victoria Planning Provisions?**

The amendment makes proper use of the Victoria Planning Provisions by applying controls consistent with the form and content of the VPPs to facilitate appropriate residential zoning and policy.

**How does the Amendment address the views of any relevant agency?**

The views of relevant agencies were incorporated following the exhibition of Amendment C182.

**Does the Amendment address relevant requirements of the Transport Integration Act 2010?**

The amendment supports the principles of integrated land use and transport planning by recognising that transport plays an important role in developing social and economic inclusion. The amendment seeks to continue to encourage medium and higher density housing in areas close to activity centres where people have good access to public transport and services.

**Resource and administrative costs****What impact will the new planning provisions have on the resource and administrative costs of the responsible authority?**

The amendment will provide a more efficient use of existing resources as it will enable residential development issues to be addressed in a consistent manner, providing clearer guidance and greater certainty for the community, developers, regulators and decision makers regarding the desired built form outcomes sought.

**Where you may inspect this Amendment**

The Amendment is available for public inspection, free of charge, during office hours at the following places:

- City of Greater Dandenong Customer Service located at 225 Lonsdale Street, Dandenong,
- City of Greater Dandenong Springvale Customer Service located at 397-405 Springvale Road, Springvale,

### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

- City of Greater Dandenong, Paddy O'Donoghue Centre, 18-32 Buckley Street, Noble Park,
- Keysborough Customer Service Centre, Shop A7 Parkmore Shopping Centre, Cheltenham Rd, Keysborough.

The Amendment can also be inspected free of charge at:

- City of Greater Dandenong website at [www.greaterdandenong.com](http://www.greaterdandenong.com)
- Department of Environment, Land, Water and Planning website at [www.planning.vic.gov.au/public-inspection](http://www.planning.vic.gov.au/public-inspection).

#### **Submissions**

Any person who may be affected by the Amendment may make a submission to the planning authority. Submissions about the Amendment must be received by 14 June 2019.

A submission must be sent to:

**Preferred method:** Email submission sent to: [council@cgd.vic.gov.au](mailto:council@cgd.vic.gov.au)

Or

Strategic Planning Amendment C213  
City of Greater Dandenong  
PO Box 200  
DANDENONG VIC 3175

#### **Panel hearing dates**

In accordance with clause 4(2) of Ministerial Direction No.15 the following panel hearing dates have been set for this amendment:

- directions hearing: week of 2 September 2019
- panel hearing: week of 30 September 2019

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**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

**POLICY AND STRATEGY**

**PLANNING SCHEME AMENDMENT C213 CONSIDERATION OF PANEL  
REPORT AND ADOPTION**

**ATTACHMENT 3**

**AMENDMENT C213 CLAUSE 32.08  
SCHEDULE 3 ADOPTION**

**PAGES 4 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

GREATER DANDENONG PLANNING SCHEME

--/20--  
 Proposed  
 C213

**SCHEDULE 3 TO CLAUSE 32.08 GENERAL RESIDENTIAL ZONE**

Shown on the planning scheme map as **GRZ3**.

**RESIDENTIAL TRANSITION AREAS**

**1.0 Neighbourhood character objectives**

--/20--  
 Proposed  
 C213

To provide a transition in building height and density between residential development in Substantial Change Areas or Activity Centres and other Incremental Change or Limited Change Areas.

To ensure the scale, built form and setbacks of residential developments respond to the existing site circumstances by respecting the predominant built form, façade and street patterns.

To provide appropriate front, side and rear setbacks to allow for substantial high quality landscaping and canopy trees and maximise planting opportunities through minimal paving and hard surfaces within front setbacks.

~~To maximise the opportunities to create high quality landscaping, through minimal paving and hard surfaces within front setbacks.~~

To ensure vehicle accessways and storage facilities do not visually dominate the streetscape.

To ensure that residential development achieves high quality useable private open space outcomes for future residents.

**2.0 Construction or extension of a dwelling or residential building - minimum garden area requirement**

--/20--  
 Proposed  
 C213

**Is the construction or extension of a dwelling or residential building exempt from the minimum garden area requirement?**

Yes

**3.0 Permit requirement for the construction or extension of one dwelling or a fence associated with a dwelling on a lot**

--/20--  
 Proposed  
 C213

**Is a permit required to construct or extend one dwelling on a lot of between 300 and 500 square metres?**

No

**Is a permit required to construct or extend a front fence within 3 metres of a street associated with a dwelling on a lot of between 300 and 500 square metres?**

No

**4.0 Requirements of Clause 54 and Clause 55**

--/20--  
 Proposed  
 C213

	Standard	Requirement
<b>Minimum street setback</b>	A3 and B6	As per A3 (where appropriate) As per B6 or 5 metres, whichever is lesser
<b>Site coverage</b>	A5 and B8	Maximum of 70%
<b>Permeability</b>	A6 and B9	None specified

**4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)**

GREATER DANDENONG PLANNING SCHEME

	Standard	Requirement
<b>Landscaping</b>	B13	70% of ground level front setback, and side and rear setbacks, planted with substantial landscaping and canopy trees
<b>Side and rear setbacks</b>	A10 and B17	None specified
<b>Walls on boundaries</b>	A11 and B18	None specified
<b>Private open space</b>	A17	None specified
	B28	An area of 40 square metres, with one part of the private open space to consist of secluded private open space at the side or rear of the dwelling with a minimum area of 25 square metres, a minimum dimension of 3 metres and convenient access from a living room; or A balcony with a minimum area of 10 square metres with a minimum width of 2 metres and convenient access from a living room; or A roof-top area of 10 square metres with a minimum width of 2 metres and convenient access from a living room.
<b>Front fence height</b>	A20 and B32	Maximum 1.5 metre height in streets in Road Zone Category 1. Maximum 1.2 metre height for other streets.

**5.0 Maximum building height requirement for a dwelling or residential building**

--/f20--  
 Proposed C213 None specified.

**6.0 Application requirements**

--/f20--  
 Proposed C213 The following application requirements apply to an application for a permit under Clause 32.08, in addition to those specified in Clause 32.08 and elsewhere in the scheme and must accompany an application, as appropriate, to the satisfaction of the responsible authority:

- A Traffic and Transport Report detailing, but not limited to:
  - An assessment of the traffic generation and potential effects that the proposed development may have on the surrounding road network;
  - A plan showing existing traffic and junction conditions; mitigation treatments; pedestrian network including access routes to public transport.
- A Waste and Recycling Site Assessment and Plan showing, but not limited to:
  - On-site waste and recycling storage location and dimensions;
  - Waste and recycling collection location and dimensions; and
  - Details of waste and recycling maintenance and management.
- A Landscape Plan showing, but not limited to:
  - vegetation to be retained, both on-site and adjacent to the site;
  - location of new planting and proposed species, and
  - details of landscape maintenance and management, including water sensitive design principles.
- A schedule of all building materials and finishes, including colours, to the satisfaction of the responsible authority.

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### 4.3.3 Planning Scheme Amendment C213 Consideration of Panel Report and Adoption (Cont.)

GREATER DANDENONG PLANNING SCHEME

**7.0 Decision guidelines**

--1-20--  
Proposed  
C213

The following decision guidelines apply to an application for a permit under Clause 32.08, in addition to those specified in Clause 32.08 and elsewhere in the scheme which must be considered, as appropriate, by the responsible authority:

- Whether the development might adversely impact on an item of heritage significance; and
- Whether the development respects the neighbourhood character of the area.

## **4.4 OTHER**

### **4.4.1 Library Overdue Fines**

File Id:

Responsible Officer:

Director Community Services

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### **Report Summary**

The effectiveness of applying library overdue fines to encourage the return of physical library items by the due date is being debated in the national and international public library sector. A number of public library services, both local, interstate and internationally have seen a positive impact on library user satisfaction, library usage and return rates by removing library fines for overdue library items.

This report explores the impact of library overdue fines in meeting the Library Services strategic objectives and makes recommendations on increasing community engagement in Library Services and encouraging the return of overdue items.

### **Recommendation Summary**

This report recommends that Council removes library fines from 1 February 2020 to encourage the return of physical library items by the due date.

It is also recommended to:

- engage lapsed library users with a fine-free amnesty to recover existing long-overdue items.
- enable library system functionality to automatically extend the due date of items which are due (if the item has not been reserved by another patron).
- Continue to employ a range of other methods to encourage the timely return of library items.

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#### 4.4.1 Library Overdue Fines (Cont.)

### Background

Council's Library Service currently has an overdue fines system in place to encourage compliance in the return of physical items by the due date.

Fines are calculated at the rate of \$0.20 per item overdue from the second day an item is overdue. Library patrons can continue borrowing physical items until they have a fine balance of \$10.00 or greater owing on their card.

Council invests significant resources in increasing library engagement and facilitating lifelong learning through extensive services, resources and programs. The first strategic objective of the Library Strategy 2018-2023 identifies engagement as a significant priority, aiming to:

- Deliver a dynamic library service that responds to community feedback, trends and needs.
- (Seek to) engage people not currently using the library service.

The second strategic objective focuses on developing "Literacy and Lifelong learning", aiming to:

- Support and empower families to encourage and develop literacy in their children.
- Provide resources and programs to support the development of skills to encourage literacy, lifelong learning and creativity.
- Support local students of all ages to develop their skills and knowledge through access to resources, spaces and learning opportunities.

Library overdue fines can present a barrier in achieving these objectives and the risk of accruing overdue fines can prevent residents from joining or using the Libraries more regularly. Overdue fine can create a barrier for low income families and individuals to access library books to enhance literacy, wellbeing and to access information. Up to 44% of current library members said that they would use the Library Service more if there was no risk of accruing overdue fines.

To ensure overdue fines present as few barriers as possible, improved functionality of our Library Management System assists Library users avoid overdue fines. The Library Service sends email or SMS reminders to patrons three days prior to their items being due. This prompts the patron to return or renew their items before they start to accumulate overdue fines. A system feature that automatically renews items when they are due (if the item has not been reserved by another patron) is also now available.

If an item becomes overdue, library patrons are sent weekly email and postal notification until the items are 35 days overdue. Once an item becomes more than 35 days overdue, patrons are sent a bill for the cost of the item.

The following is a breakdown of the current of overdue items checked out to library patrons' cards:

Days overdue	1-7 days	8-13 days	14-34 days	35 days or more
Number of items	1456	324	433	4344



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#### 4.4.1 Library Overdue Fines (Cont.)

Given the number of items that are over due 35 days or more, it is evident that applying overdue fines is not an effective incentive to return items. Library users can be reluctant to return overdue items due to needing to pay fines. The outcome is a community member who disengages from using the Library Service.

#### **Proposal**

There has been much debate recently in the Library sector both nationally and internationally about the effectiveness of library fines and the subsequent additional barriers they unintentionally create, particularly to lower socio-economic communities.

New York Public Libraries recently found that library fines had a negative impact on access to library services by young people from lower-socio-economic neighbourhoods, where fines were ineffective as an incentive to return items by the due date in wealthier communities. Other US communities have seen an increase in membership and borrowing following elimination of fines from their services. Community members felt more inclined to join the library without the additional financial risk of accruing library fines.

Following a significant investment into their public library system, the Republic of Ireland has abolished all library fines to remove barriers to resources for their communities and to increase library membership.

The City of Sydney has recently abolished library fines following a successful trial that proved that without the fines, three times as many books were returned to their libraries. The City of Parramatta has also ceased charging overdue library fines.

More than 8000 new members have signed up to Tasmanian government-run library services since fines and processing fees for overdue books were abolished in November 2018. Library overdue fines have also been recently abolished in all of the ACT's public libraries.

A small number of Victorian Library Services successfully trialled no overdue fines during the 2018-19 financial year. At the beginning of the 2019-20 financial year another wave of Victorian public libraries trialled or abolished Library fines altogether. Of Victoria's 47 Library Services, 17 library services have ceased charging library fines and 7 library services no longer charge overdue fines for people under the age of 18 years. Many library services have conducted fine-free amnesties and are in the process of considering the removal of library overdue fines.

Casey-Cardinia Library Corporation reported that following a trial removal of fines, loans of some of their collections increased, customers reported higher satisfaction with the library service and the number of overdue items did not increase. Following the successful outcomes of their trial, Casey-Cardinia have now permanently removed overdue fines to recover physical library items.

Casey Cardinia and City of Greater Dandenong Library users share a library management system through a Shared Services arrangement which enables library members of either service borrow physical items across both Library Services. Since Casey-Cardinia's removal of library fines, the number of monthly loans of physical items by City of Greater Dandenong Library members at

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#### 4.4.1 Library Overdue Fines (Cont.)

Casey-Cardinia Library branches have increased from 3,000 – 4,000 loans per month to around 20,000 loans per month. Overall there has been an 8.6% decrease in the number of loans of physical item from Greater Dandenong Libraries since 2017-18.

To enable the Library Services to meet its strategic objectives of increasing community engagement in Library Services and in supporting literacy and lifelong learning, it is recommended to cease charging library fines for overdue items from 1 February 2020. It is also recommended to engage lapsed library users with a fine-free amnesty to recover existing long-overdue items.

To encourage the return of overdue items, Council will continue to:

- Restrict the ability of library members to borrow if they have overdue items.
- Bill patrons the cost of the item when items become 35 days or more overdue. Patrons will not incur any charges when they return the item and their ability to borrow will be restored immediately.
- Consider the referral of library members with overdue items 50 days or more overdue to a debt collection agency once all attempts to recover overdue items have not succeeded.

Library Services will also monitor and make comparisons to the following once the changes have been made:

- number of memberships overall
- number of loans of physical items
- number of items overdue and length of time overdue
- customer satisfaction rate.

#### **Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

##### **Community Plan 'Imagine 2030'**

###### People

- *Pride* – Best place best people
- *Cultural Diversity* – Model multicultural community
- *Lifecycle and Social Support* – The generations supported

###### Place

- *Sense of Place* – One city many neighbourhoods
- *Safety in Streets and Places* – Feeling and being safe

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#### **4.4.1 Library Overdue Fines (Cont.)**

##### Opportunity

- *Education, Learning and Information* – Knowledge
- *Leadership by the Council* – The leading Council

##### **Council Plan 2017-21**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

##### People

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity

##### Place

- A healthy, liveable and sustainable city
- A city planned for the future

##### Opportunity

- A diverse and growing economy

The strategies and plans that contribute to these outcomes are as follows:

- Library Services Strategy 2018-2023
- Community Wellbeing Plan 2017-21
- Arts Culture and Heritage Strategy 2016

##### **Related Council Policies**

- Diversity, Access and Equity Policy 2015
- Community Engagement Policy 2018

##### **Victorian Charter of Human Rights and Responsibilities**

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

##### **Financial Implications**

The resource requirements associated with this report is a reduction of income of up to \$50,000 per annum which has been proposed in the draft Long-term Financial Strategy from 2020-21 onwards for this purpose.

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#### **4.4.1 Library Overdue Fines (Cont.)**

### **Consultation**

Library users have been consulted through the 2019 Library satisfaction survey and a communication plan has been developed in consultation with Media and Communications to inform the community about the changes proposed.

### **Conclusion**

There is an increasing trend locally and internationally to phase out library fines to ensure compliance in the return of physical library items by the due date. Libraries who have abolished library fines have seen an increase in library membership, usage and in some cases, an increase in the rate of returned items.

From the evidence gathered, library fines have not been effective in encouraging the return of physical library items and can be a deterrent to library usage. To enable Council to meet its Library Service strategic objectives of increasing community engagement in library services and in supporting literacy and lifelong learning, it is recommended to cease charging library fines for overdue physical items from 1 February 2020. It is also recommended to engage lapsed library users with a fine-free amnesty to recover existing long-overdue items

### **Recommendation**

#### **That Council:**

- 1. ceases charging library overdue fines from 1 February 2020 for physical library items which are returned after the due date;**
- 2. re-engages lapsed library users with a fine-free amnesty to recover existing long-overdue items;**
- 3. enables library system functionality to automatically extend the due date of items which are due (if the item has not been reserved by another patron);**
- 4. in order to encourage the return of overdue items, will continue to employ the following measures:**
  - 4.1. Restrict the ability of library members to borrow if they have overdue items.**
  - 4.2. Bill patrons the cost of the item when items become 35 days or more overdue. Patrons will not incur any charges when they return the item and their ability to borrow will be restored immediately.**
  - 4.3. Consider the referral of library members with overdue items 50 days or more overdue to a debt collection agency once all attempts to recover overdue items have not succeeded.**

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**4.4.1 Library Overdue Fines (Cont.)**

**MINUTE 1320**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Youhorn Chea

**That Council:**

1. ceases charging library overdue fines from 1 February 2020 for physical library items which are returned after the due date;
2. re-engages lapsed library users with a fine-free amnesty to recover existing long-overdue items;
3. enables library system functionality to automatically extend the due date of items which are due (if the item has not been reserved by another patron);
4. in order to encourage the return of overdue items, will continue to employ the following measures:
  - 4.1. Restrict the ability of library members to borrow if they have overdue items.
  - 4.2. Bill patrons the cost of the item when items become 35 days or more overdue. Patrons will not incur any charges when they return the item and their ability to borrow will be restored immediately.
  - 4.3. Consider the referral of library members with overdue items 50 days or more overdue to a debt collection agency once all attempts to recover overdue items have not succeeded.

**CARRIED**

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Councillor Tim Dark left the Chamber at 8.00pm.

#### **4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members)**

File Id:

Responsible Officer:

Director Community Services

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#### **Report Summary**

The Arts Advisory Board provides strategic input, advocacy and specialised knowledge to guide Council's efforts to promote, support and grow arts in the City of Greater Dandenong. The Arts Advisory Board has been operating effectively since March 2018 and now requires the appointment of two new members to fill recent vacancies.

#### **Recommendation Summary**

This report recommends that Council endorses the proposed nominees to fill the two current vacancies on the Arts Advisory Board.

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#### 4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members) (Cont.)

### Background

On 26 June 2017 Council endorsed the formation of the Arts Advisory Board and the Arts Advisory Board Terms of Reference.

The Arts Advisory Board Terms of Reference outlines the selection process for the nomination of independent members of the Arts Advisory Board.

External independent members of the Arts Advisory Board will be achieved by calling for nominations. Specific representatives may also be invited to nominate. A nomination form must be completed by interested representatives and all nominations will be assessed against the Criteria for Membership.

In accordance with the Terms of Reference, a selection panel was convened to assess nominations and make a recommendation to Council for consideration and endorsement for the two current vacant positions.

The selection panel convened consisted of:

- Martin Fidler, Director Community Services
- Tilla Buden, Manager Community Arts, Culture and Library Services

### Proposal

The nominees were assessed against the following criteria.

Nominees for membership of an Arts Advisory Board must be able to demonstrate:

- Senior experience and expertise in the following areas:
  - Performing arts
  - Arts and cultural activities
  - Business
  - Finance
  - Marketing, communications and promotions
  - Fundraising, philanthropy and sponsorship
  - Government relations
  - Tourism
- An ability to constructively participate in an advisory capacity and exercise a range of views that reflect the diversity of the community
- Sound knowledge and understanding of local issues that are relevant to the interest area
- Knowledge and experience with community and/or business networks and linkages within the Greater Dandenong
- A willingness to contribute positively to meetings in a fair and unbiased manner

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#### **4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members) (Cont.)**

- An ability to look beyond personal interests for the benefit of the community and residents of Greater Dandenong
- A capacity to commit to the Arts Advisory Board for the required duration
- A willingness to the commit time and contribute to Arts Advisory Board activities and tasks outside regular board meetings

The following nominations are proposed for consideration and endorsement by Council.

##### **Priya Srinivasan**

Priya Srinivasan grew up in and around the City of Greater Dandenong and after 20 years overseas studying, teaching and practicing art she returned to Australia and settled again within this municipality. After obtaining a PhD in Performance Studies from Northwestern University, she was hired as the first Indian professor of dance at the University of California, Riverside. She has a long career as a performer of postmodern Indian artistic practices in Australia, USA, India, China, and Europe. She worked as an Associate Professor at the University of California, Riverside and at the International Institute of Asian Studies at Leiden University, and is currently an independent artist and Honorary Fellow at the Asia Institute, University of Melbourne

Priya is a passionate local artist, committed to promoting opportunities for artists living in the City of Greater Dandenong.

##### **Shelley McSpeddon**

Shelley McSpeddon has worked as a curator, arts writer and educator over the past fifteen years. She was recently appointed as a Curator at the Australian Centre for the Moving Image (ACMI) have previously been Curator at Monash University Museum of Art (MUMA) and working with NETS Victoria. She has written widely on the visual arts, recently contributing a chapter to 'Lines Towards Another' (2018) and the text for 'Nicholas Mangan: Notes from a Cretaceous World' (2010). In her role as Curator at MUMA Shelley oversaw 'Objects of Longing', a multi-disciplinary project that worked with students at Dandenong Primary School to investigate the relationship between play and creating art.

Shelley holds a PhD (Art History and Theory) and Bachelor of Arts (First Class Honours) from Monash University.



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#### 4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members) (Cont.)

### **Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### **Community Plan 'Imagine 2030'**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

##### People

- *Pride* – Best place best people
- *Cultural Diversity* – Model multicultural community

##### Place

- *Sense of Place* – One city many neighbourhoods
- *Safety in Streets and Places* – Feeling and being safe
- *Appearance of Places* – Places and buildings

##### Opportunity

- *Education, Learning and Information* – Knowledge
- *Jobs and Business Opportunities* – Prosperous and affordable
- *Tourism and visitors* – Diverse and interesting experiences
- *Leadership by the Council* – The leading Council

#### **Council Plan 2017-21**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

##### People

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity

##### Place

- A healthy, liveable and sustainable city
- A city planned for the future

---

#### **4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members) (Cont.)**

##### Opportunity

- A diverse and growing economy
- An open and effective Council

The strategies and plans that contribute to these outcomes are as follows:

- Imagine 2030 Community Plan
- Community Wellbeing Plan 2017-2021
- Arts and Cultural Heritage Strategy
- Drum Theatre Strategic Plan

##### **Related Council Policies**

- Community Engagement Policy
- Community Engagement Framework
- Public Art Policy

##### **Victorian Charter of Human Rights and Responsibilities**

All matters relevant to the Victorian Human Rights Charter have been considered in the preparation of this report and are consistent with the standards set by the Charter.

##### **Financial Implications**

The resource requirements associated with this report are \$6,000 (\$3,000 p/a for each ordinary member of the Arts Advisory Board) compared to the annual budget allocation of \$6,000 for this purpose.

##### **Consultation**

Promotion of the call for nominations was undertaken through the Council website, Arts Hub, Arts in Greater Dandenong EDM, Arts and Cultural Development social media.

The call for nominations was also promoted directly to all the members of the existing working groups of the Arts Advisory Board – Community Connections Working Group, Public Art Working Group and the Sponsorship Working Group.

##### **Conclusion**

As required by the Arts Advisory Board Terms of Reference, the nominees recommended for endorsement meet the required Criteria for Membership and present a range of complementary skills necessary to carry out the purpose of the Board. This report recommends that the proposed nominees are endorsed by Council to fill the current two vacant positions.

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**4.4.2 Arts Advisory Board - Membership Endorsement (2 New Members) (Cont.)**

**Recommendation**

**That Council endorses the two (2) nominated independent members to fill the existing vacancies on the Arts Advisory Board.**

**MINUTE 1321**

Moved by: Cr Matthew Kirwan  
Seconded by: Cr Zaynoun Melhem

**That Council endorses the two (2) nominated independent members to fill the existing vacancies on the Arts Advisory Board.**

**CARRIED**

#### **4.4.3 Community Support Grants Round 2**

File Id:	A6223257
Responsible Officer:	Director Community Services
Attachments:	Community Support Grants Program 2019 Round Two

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#### **Report Summary**

This report outlines the assessment of funding applications for the Community Support Grants Program 2019 Round Two.

All applications have been reviewed by Council officers, with eligible applications considered by Council at a Councillor Briefing Session. The applications recommended for funding have been presented in this report.

#### **Recommendation Summary**

This report recommends that Council endorse the recommendations for the Community Support Grants as outlined in the attachment of this report.

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#### **4.4.3 Community Support Grants Round 2 (Cont.)**

### **Background**

Applications from the community have been submitted requesting funding from the Community Support Grants Program 2019 Round Two.

### **Community Support Grants Program Round One**

Council identified seven priorities for the Community Support Grants funding for 2019-20:

- Applications under \$7,500
- Applications from New and Emerging Groups (in existence for up to three years)
- Projects that focus on strengthening young people's sense of community belonging
- Projects that focus on promoting gender equity, and support the right of women to engage and participate equally in all aspects of community life
- Projects that focus on encouraging respect and reconciliation between indigenous and non-indigenous Australians
- Projects that focus on building lifelong community learning and skills development
- Projects that support LGBTI recognition, inclusion and community understanding.

These priorities were factors which were considered during the assessment process for grants.

The Community Support Grants Program Round Two was opened online from 29 July to 25 August 2019.

The round was highly promoted via electronic and printed material, Council networks, and social media.

Council officers provided five grant information and writing workshops to assist interested organisations develop strong applications to the program. Community organisations were offered opportunity for one-on-one grant support during and out of regular office hours.

A total of 82 applications were submitted to Round Two of the Community Support Grants Program. Of these a total of 59 applications were deemed eligible to be assessed for funding by officers. Total funding sought is \$516,687.

At the Councillor Briefing Session of 2 December 2019, Councillors reviewed officers' advice regarding funding. Following this it is recommended that 34 applications be funded to a total amount of \$139,780.

A list of all applications recommended for funding through the Community Support Grants Program is provided in Attachment One.

### **Proposal**

It is proposed that Council endorse the recommendations as shown in Attachment One for the Community Support Grants Program 2019 Round Two.

A total of 34 applications were recommended for funding for a total of \$139,780.

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#### **4.4.3 Community Support Grants Round 2 (Cont.)**

It is further recommended that any unallocated funding be allocated to the Community Response Grants Program 2019-20.

### **Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### **Community Plan 'Imagine 2030'**

##### People

- *Pride* – Best place best people
- *Cultural Diversity* – Model multicultural community
- *Outdoor Activity and Sports* – Recreation for everyone
- *Lifecycle and Social Support* – The generations supported.

##### Place

- *Sense of Place* – One city many neighbourhoods
- *Safety in Streets and Places* – Feeling and being safe
- *Travel and Transport* – Easy to get around.

##### Opportunity

- *Education, Learning and Information* – Knowledge
- *Jobs and Business Opportunities* – Prosperous and affordable
- *Leadership by the Council* – The leading Council.

#### **Council Plan 2017-21**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

##### People

- A vibrant, connected and safe community
- A creative city that respects and embraces diversity.

##### Place

- A healthy, liveable and sustainable city
- A city planned for the future.

---

#### **4.4.3 Community Support Grants Round 2 (Cont.)**

##### Opportunity

- A diverse and growing economy
- An open and effective Council.

##### **Related Council Policies**

- Community Support Grants Policy.

##### **Victorian Charter of Human Rights and Responsibilities**

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

##### **Financial Implications**

The annual budget for the Community Support Grants Program was \$352,361 to be allocated over two rounds. Council approved funding of \$196,376 for 48 projects during Round One of the Community Support Grants

This leaves a total of \$155,985 available for Round Two.

The resource requirements associated with this report are \$139,780 compared to the remaining annual budget allocation of \$155,985 for this purpose.

This leaves \$16,205 for allocation to another program.

##### **Consultation**

During the assessment process, Council officers consulted with staff from across the organisation to seek information and advice regarding merits of all funding applications.

Officers conducted extensive checks of applications including compliance documentation, financial reports, past grants acquittal history and other matters where relevant.

All eligible applications were presented at a Councillor Briefing Session on 2 December 2019 for consideration. Following this the recommended funding allocation under the Community Support Grants Program have been made and are presented for endorsement.

##### **Conclusion**

This report contains the recommendations arising from the Councillor Briefing Session for funding through the Community Support Grants Program 2019 Round Two.

These recommendations are presented to Council for endorsement.

This report further recommends that unallocated budget of \$16,205 be allocated to the Community Response Grants Program 2019-20.

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**4.4.3 Community Support Grants Round 2 (Cont.)**

**Recommendation**

**That Council:**

1. **endorses the recommendations as detailed in Attachment of this report titled “Community Support Grants Program 2019 Round Two List of Recommended Applications” for allocation of a total of \$139,780 to 34 applications for the Community Support Grants 2019 Round Two; and**
2. **endorses the remaining unallocated Community Support Grants Program funds of \$16,205 be allocated to the Community Response Grants Program 2019-20.**

**MINUTE 1322**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Zaynoun Melhem

**That Council:**

1. **endorses the recommendations as detailed in Attachment of this report titled “Community Support Grants Program 2019 Round Two List of Recommended Applications” for allocation of a total of \$139,780 to 34 applications for the Community Support Grants 2019 Round Two; and**
2. **endorses the remaining unallocated Community Support Grants Program funds of \$16,205 be allocated to the Community Response Grants Program 2019-20.**

**CARRIED**



**4.4.3 Community Support Grants Round 2 (Cont.)**

**OTHER**

**COMMUNITY SUPPORT GRANTS ROUND 2**

**ATTACHMENT 1**

**COMMUNITY SUPPORT GRANTS PROGRAM  
2019 ROUND TWO – LIST OF  
RECOMMENDED APPLICATIONS**

**PAGES 3 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

### 4.4.3 Community Support Grants Round 2 (Cont.)

#### Attachment One Community Support Grants Program

2019 Round Two

List of Recommended Applications

Applicant Name Correct	Project Title	Recommendation
Australian Serbian Pensioner Association Incorporated	Be Creative, Be Active, Enjoy Cooking and Sharing Traditional Dishes	\$2,000
The Australian Indian Innovations Inc.	Alli DIWALI - FESTIVAL OF LIGHTS	\$5,000
Al-Emaan Women's Organisation Inc.	Healthy Life Style	\$3,750
St. Martin's Youth Arts Centre	St Martins' Outreach Program	\$5,000
Dandenong Chess Club	Dandenong Junior Chess Training Centre - Kids Shine Community Thrives	\$2,600
The Australian Indian Innovations Inc.	Alli Holi Festival of Colours	\$2,500
Springvale Learning and Activities Centre Inc.	CoCO's Creative Community Workshop	\$9,000
AA Combined Groups at Palm Plaza	Dandenong Alcoholics Anonymous Support Project	\$12,060
Australian Vietnamese Women's Association Inc.	Sustainability Living Education	\$5,000
Malayalee Association of Victoria Inc.	MAV Onam Festival 2020 Celebrations at Springvale City Hall	\$2,000
Afri-Aus Care Incorporated	African Gardening for Connected Communities	\$6,810
Springvale Monash Legal Service Inc.	Know Your Rights at Work	\$5,000
Connection Arts Space Inc.	Art Connecting Community 2020	\$14,060
Melbourne 7-Melody Notes Incorporated	Beautiful Chinese Music Concert Show	\$1,000
Melbourne Malayalee Federation Inc.	MMF Melbourne Onam 2020	\$2,000
3000Acres Grow Ltd	Enabling Neighbourhood-Scale Composting in the City of Greater Dandenong	\$5,000
Greek Community of Springvale and Districts Limited	Greek National Day, Mother's Day Father's Day and Easter Celebrations	\$2,000
Reading Out of Poverty Inc.	Lifelong Learning and Literacy Project.	\$7,500
Forum on Australia's Islamic Relations Incorporated	Woggle Box	\$2,000
Bengali Association of Victoria Incorporated	Community Play Festival depicting the journey of a migrant	\$7,000
Australian Hazara Women's Friendship Network Inc	Empowered Women Make Proud Communities.	\$2,000
Kerala Hindu Society	South Indian NewYear Vishu	\$2,000
Dandy Cat Rescue	Seniors for seniors - new love for older cats	\$3,000
Afghan Australian Philanthropic Association Inc	Afghan New Year 2020	\$2,000
Association Of Ukrainians In Victoria (a.u.v.)	Ukrainian Community Christmas Dinner January 2020	\$1,000
Doveton Baptist Benevolent Society Inc.	Nourish Community Garden	\$3,000
Xinjiang Chinese Association of Australia Inc.	Alleviation of Social Isolation amongst CALD Seiors.	\$2,000
The Chinese International Cheongsam Association of Australia Incorporated	Promoting Traditional Chinese Culture in the context of Multiculturalism	\$2,000
Dandenong West Primary School	2020 Dandenong West Cultural Diversity Harmony Day Community Festival	\$3,500

ORDINARY COUNCIL MEETING - MINUTES

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**4.4.3 Community Support Grants Round 2 (Cont.)**

Australian Vietnamese Women's Association Inc.	Support for Vietnamese Independent Senior Groups	<b>\$2,000</b>
Footprint Enterprises Inc.	Grounded Project - cultural excellence project featuring mentor program, camp, festival.	<b>\$10,000</b>
Napoli Family Dandenong Inc.	KEEP THE NAPOLI FAMILY CLUB ALIVE	<b>\$2,000</b>
Victorian Afghan Associations Network	Online community hubs for Afghans	<b>\$2,000</b>
Victorian Tamil Cultural Association	Tamil New Year 2020 (Thai Pongal Vila - Harvest Festival)	<b>\$2,000</b>
<b>TOTAL</b>		<b>\$139,780</b>

#### **4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land**

File Id:

Responsible Officer:

Director Corporate Services

Attachments:

Locality Plan

Copy of Title Plan TP902378

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### **Report Summary**

This report addresses a proposal to remove the reserve status from the drainage reserve abutting the rear of the properties at 15-35 Central Ave and 18-38 Victor Ave, Dandenong North as shown on the locality plan provided in Attachment 1 (Land) and sell the land to abutting owners. The land is known as part of Lot 1 on Title Plan 902378 contained in Certificate of Title Volume 8943 Folio 280 shown in the title plan provided in Attachment 2.

Council officers have received a letter of interest from an abutting owner to purchase the land abutting their property.

### **Recommendation Summary**

This report recommends that Council resolves that officers apply to remove the reserve status of the Land, apply for the subdivision of the land to create 11 lots in line with abutting property boundaries and that the statutory processes be commenced to consider a proposal to sell the Land to the abutting owners.

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#### **4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

### **Background**

The Land was set aside as a drainage reserve as part of Plan of Subdivision LP12589 and is now shown as part of Lot 1 on Title Plan 902378. The Land currently appears to be occupied and fenced by the adjoining property owners without the consent of Council.

An abutting owner to the Land has approached Council and requested that they purchase the Land that directly abuts their property. Council has written to abutting owners who occupy the Land at Central Ave to determine their interest in purchasing the abutting Land. At this stage there is only interest from one abutting owner.

The Land contains Council drainage assets which can be protected by way of an easement in favour of Council and therefore it is not necessary for the Land to be held as a reserve for drainage purposes. Furthermore, the Land provides no access for abutting owners as it is already fenced within abutting properties. Therefore, it is considered to be excess to Council's requirements.

The abutting owner who has expressed interest in purchasing the Land has indicated that they will purchase that part of the Land abutting their property at current market value in accordance with Council's Policy.

A subdivision of the Land will be required under section 24A of the *Subdivision Act 1988* to remove the reserve status from the Land, vest the Land in Council and subdivide the Land into 11 lots in accordance with the abutting land owner boundaries.

### **Proposal**

It is proposed that Council seeks planning and subdivision approval of the Land to remove the reserve status, vest the land in Council and subdivide into allotments. Following that process, it is proposed that officers commence the statutory procedures to consider a proposal to sell the Land to the adjoining occupying property owners. This will involve Council giving public notice and considering any submissions received in accordance with Section 189 of the *Local Government Act 1989*.

### **Community Plan 'Imagine 2030' and Council Plan 2017-21 – Strategic Objectives, Strategies and Plans**

After consultation with the Greater Dandenong community on what kind of future they wanted to see for themselves and the City in 2030, the result was the Greater Dandenong Community Plan 'Imagine 2030'. This report is consistent with the following community visions:

#### **Community Plan 'Imagine 2030'**

##### **Place**

- *Safety in Streets and Places* – Feeling and being safe
- *Appearance of Places* – Places and buildings

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#### **4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

##### **Council Plan 2017-21**

The Council Plan describes the kind of future the Council is working for, and how Council will do this over four years. This report is consistent with the following goals:

##### **Place**

- A healthy, liveable and sustainable city
- A city planned for the future

##### **Related Council Policies**

The sale of the Land will be carried out in accordance with Council's Disposal or Sale of Council Asset and Land Policy.

##### **Victorian Charter of Human Rights and Responsibilities**

The Victorian Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to its contents.

##### **Financial Implications**

Following the public notice process and review of any submissions received, a decision should be considered if the Land is surplus to Council's requirements and the suitability of the sale of the Land.

Currently, Council has only received interest from one abutting owner and if that part of the Land is sold the purchaser will pay all costs and \$10,200 based upon the market value of the Land. However, Council officers will continue to approach other abutting owners and if further sales can be achieved this will increase the revenue from the project. (Note that the Land currently appears to be occupied and fenced by the adjoining property owners without the consent of Council.)

There are no current resources included within the Annual Budget for this purpose, however costs associated with the proposal will be passed on to the purchaser.

##### **Consultation**

Should this proposal be adopted then a formal public consultation process will be commenced as required under Section 189 of the *Local Government Act 1989*.

Council's Commercial Property Unit has consulted with those abutting owners who currently occupy the Land regarding the proposed removal of reserve status, vesting of the Land and sale proposal. Also other relevant Council departments have been consulted and have contributed to this report.

The subdivision plan will be referred to statutory authorities as part of the subdivision referral process.

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#### **4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

### **Conclusion**

It is considered that officers should proceed with a planning and subdivision application to remove the reserve status from the Land and then Council should give public notice to determine if the Land known as Lot 1 on TP902378 at rear of 15-35 Central and 18-38 Victor Avenues, Dandenong North (as shown in the plan provided in Attachment 1), is required, as created in the original plan of subdivision.

### **Recommendation**

#### **That Council:**

1. **authorises Council officers to lodge a planning and subdivision application under section 24A of the *Subdivision Act 1988* to remove the reserve status, vest the Land in Council and subdivide Lot 1 on TP902378 (Land); and**
2. **resolves that, in order to determine if part of the Land at the rear of 15-35 Central and 18-38 Victor Avenues, Dandenong North, as shown on TP902378 provided in Attachment 2 is required for public use;**
  - 2.1. **the required statutory processes be commenced which may lead to the sale of the Land, and public notice be given in the newspapers generally circulating in the area of the intention to sell the Land to the adjoining occupying property owners;**
  - 2.2. **if no submissions are received a further report be provided to Council to determine whether the Land can be sold; and**
  - 2.3. **if submissions are received, a Special Committee of Council comprised of the Mayor plus Silverleaf Ward Councillors be established to hear submissions and submitters be notified of the time and place of the Special Committee. Following the hearing and consideration of submissions, a further report will be provided to Council to determine whether the Land can be sold.**

### **MINUTE 1323**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Matthew Kirwan

#### **That Council:**

1. **authorises Council officers to lodge a planning and subdivision application under section 24A of the *Subdivision Act 1988* to remove the reserve status, vest the Land in Council and subdivide Lot 1 on TP902378 (Land); and**

**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

- 2. resolves that, in order to determine if part of the Land at the rear of 15-35 Central and 18-38 Victor Avenues, Dandenong North, as shown on TP902378 provided in Attachment 2 is required for public use;**
  - 2.1. the required statutory processes be commenced which may lead to the sale of the Land, and public notice be given in the newspapers generally circulating in the area of the intention to sell the Land to the adjoining occupying property owners;**
  - 2.2. if no submissions are received a further report be provided to Council to determine whether the Land can be sold; and**
  - 2.3. if submissions are received, a Special Committee of Council comprised of the Mayor plus Silverleaf Ward Councillors be established to hear submissions and submitters be notified of the time and place of the Special Committee. Following the hearing and consideration of submissions, a further report will be provided to Council to determine whether the Land can be sold.**

**CARRIED**



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**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

**OTHER**

**CENTRAL AND VICTOR AVENUES, DANDENONG NORTH – REMOVAL OF  
RESERVE STATUS AND SALE OF LAND**

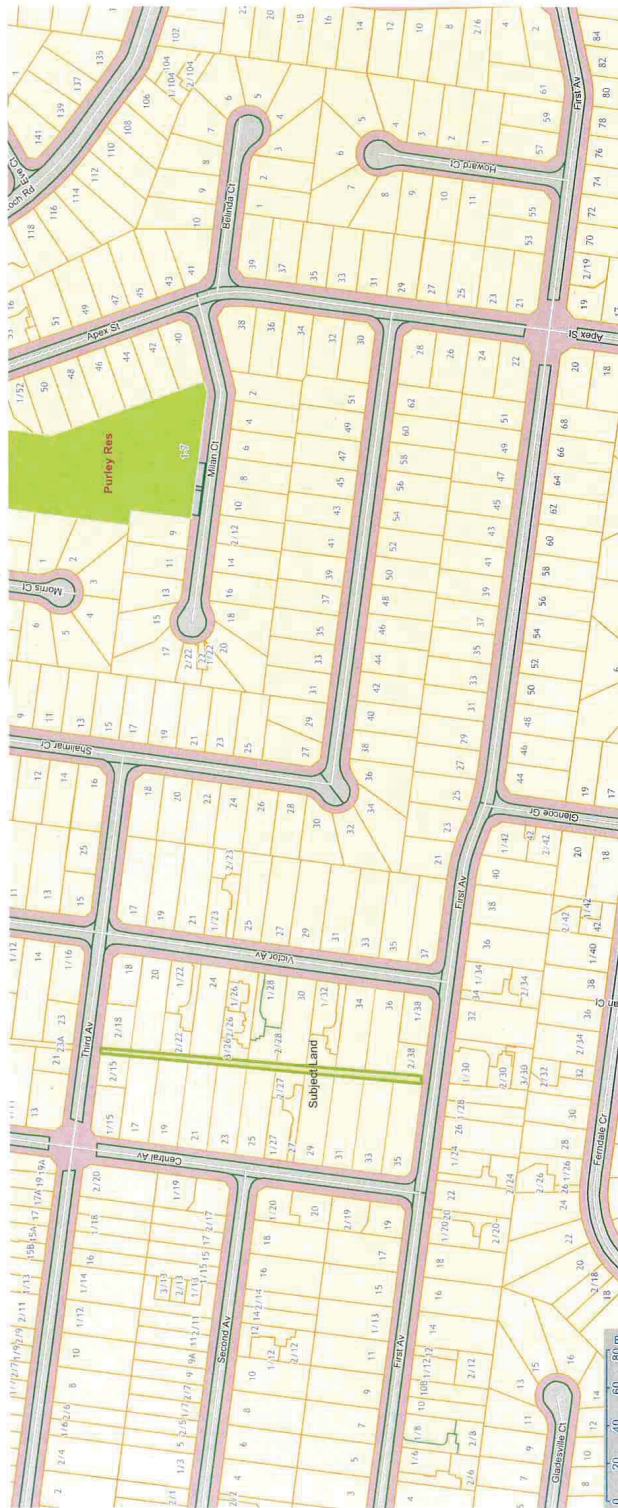
**ATTACHMENT 1**

**CENTRAL AVENUE, DANDENONG NORTH  
LOCALITY PLAN**

**PAGES 2 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**



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**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**

**OTHER**

**CENTRAL AND VICTOR AVENUES, DANDENONG NORTH – REMOVAL OF  
RESERVE STATUS AND SALE OF LAND**

**ATTACHMENT 2**

**CENTRAL AVENUE, DANDENONG NORTH  
TITLE PLAN**

**PAGES 3 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

ORDINARY COUNCIL MEETING - MINUTES

**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**



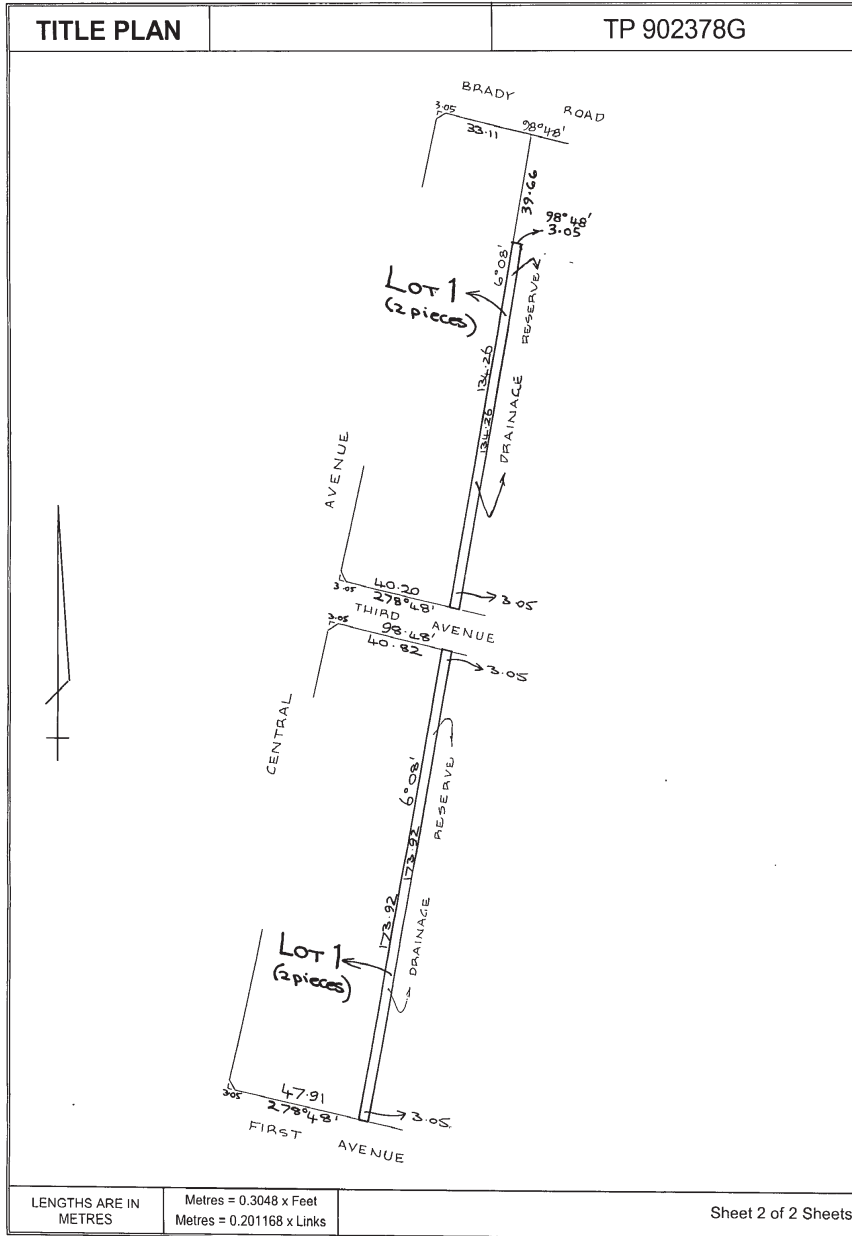
Delivered by LANDATA®. Land Victoria timestamp 07/09/2017 09:24 Page 1 of 2  
 © State of Victoria. This publication is copyright. No part may be reproduced by any process except in accordance with the provisions of the Copyright Act and for the purposes of Section 32 of the Sale of Land Act 1962 or pursuant to a written agreement. The information is only valid at the time and in the form obtained from the LANDATA® System. The State of Victoria accepts no responsibility for any subsequent release, publication or reproduction of the information.

TITLE PLAN	EDITION 1	TP 902378G						
<b>Location of Land</b> Parish : DANDENONG Township : - Section : - Crown Allotment : - Crown Portion : -  Last Plan Reference : LP 12589 Derived From : VOL. 8943 FOL. 280  Depth Limitation : NIL		<b>Notations</b>   ANY REFERENCE TO MAP IN THE TEXT MEANS THE DIAGRAM SHOWN ON THIS TITLE PLAN						
<b>ENCUMBRANCES</b> THE EASEMENTS (if any) existing -- over the above described land by -- virtue of Section 98 of the -- -- Transfer of Land Act -- -- -- --		THIS PLAN HAS BEEN PREPARED BY LAND REGISTRY, LAND VICTORIA FOR TITLE DIAGRAM PURPOSES COMPILED: Date 24/04/07 VERIFIED: A. DALLAS <i>Assistant Registrar of Titles</i>						
Description of Land/ Easement Information  FOR DIAGRAM SEE SHEET 2								
<table border="1" style="margin: auto;"> <thead> <tr> <th colspan="2">TABLE OF PARCEL IDENTIFIERS</th> </tr> </thead> <tbody> <tr> <td colspan="2" style="font-size: small;">WARNING Where multiple parcels are referred to or shown on the Title Plan this does Not imply separately disposable parcels under Section 8A of the Sale of Land Act 1962</td> </tr> <tr> <td colspan="2">LOT 1 = RESERVE (PT) ON LP 12589</td> </tr> </tbody> </table>			TABLE OF PARCEL IDENTIFIERS		WARNING Where multiple parcels are referred to or shown on the Title Plan this does Not imply separately disposable parcels under Section 8A of the Sale of Land Act 1962		LOT 1 = RESERVE (PT) ON LP 12589	
TABLE OF PARCEL IDENTIFIERS								
WARNING Where multiple parcels are referred to or shown on the Title Plan this does Not imply separately disposable parcels under Section 8A of the Sale of Land Act 1962								
LOT 1 = RESERVE (PT) ON LP 12589								
LENGTHS ARE IN METRES	Metres = 0.3048 x Feet Metres = 0.201168 x Links	Sheet 1 of 2 Sheets						

**4.4.4 Central and Victor Avenues, Dandenong North - Removal of Reserve Status and Sale of Land (Cont.)**



Delivered by LANDATA®. Land Victoria timestamp 07/09/2017 09:24 Page 2 of 2



#### **4.4.5 List of Registered Correspondence to Mayor and Councillors**

File Id:	qA283304
Responsible Officer:	Director Corporate Services
Attachments:	Correspondence Received 2 December 2019 – 17 January 2020

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#### **Report Summary**

Subsequent to resolutions made by Council on 11 November 2013 and 25 February 2014 in relation to a listing of incoming correspondence addressed to the Mayor and Councillors, Attachment 1 provides a list of this correspondence for the period 2 December 2019 – 17 January 2020.

#### **Recommendation**

**That the listed items provided in Attachment 1 for the period 2 December 2019 – 17 January 2020 be received and noted. be received and noted.**

#### **MINUTE 1324**

Moved by: Cr Angela Long  
Seconded by: Cr Loi Truong

**That the listed items provided in Attachment 1 for the period 2 December 2019 – 17 January 2020 be received and noted. be received and noted.**

**CARRIED**

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**4.4.5 List of Registered Correspondence to Mayor and Councillors (Cont.)**

**OTHER**

**LIST OF REGISTERED CORRESPONDENCE TO  
MAYOR AND COUNCILLORS**

**ATTACHMENT 1**

**CORRESPONDENCE RECEIVED  
2 DECEMBER 2019 – 17 JANUARY 2020**

**PAGES 3 (including cover)**

*If the details of the attachment are unclear please contact Governance on 8571 5235.*

**4.4.5 List of Registered Correspondence to Mayor and Councillors (Cont.)**



**Correspondences addressed to the Mayor and Councillors received between 02/12/19 & 17/01/20 - for officer action - total = TBA**

Correspondence Name	Correspondence Dated	Date Record Created	Objective ID	User Assigned
Letter to Mayor & Councillors regarding a Wurundjeri Female Narrap Ranger Program.	03-Dec-19	04-Dec-19	FA183506	Mayor & Councillors EA
A complaint from a local trader about free parking in Lonsdale Street, Dandenong.	10-Dec-19	10-Dec-19	FA183858	Mayor & Councillors EA
A suggestion to install roundabouts near Noble Park Station from a Dandenong North resident.	22-Dec-19	23-Dec-19	FA184682	Mayor & Councillors EA
Letter from the Mornington Peninsula Shire Mayor seeking support for its diminishing Koala population and other diminishing species.	30-Dec-19	30-Dec-19	FA184874	Mayor & Councillors EA
A general request to all councils for assistance for fire fighters through an exhibition tennis match.	02-Jan-20	02-Jan-20	FA184994	Mayor & Councillors EA
A query regarding broken concrete on the nature strip at a property in Dandenong North	09-Jan-20	09-Jan-20	FA185516	Engineering Services
Update on a request regarding traffic light sequence on Cheltenham Road, Parkmore	15-Jan-20	15-Jan-20	FA185954	Mayor & Councillors EA

NB: Users assigned may have changed by the time of the Council Meeting. Correct at time of report production only.



**4.4.5 List of Registered Correspondence to Mayor and Councillors (Cont.)**



**Correspondences addressed to the Mayor and Councillors received between 02/12/19 & 17/01/20 - for information only - total = TBA**

Correspondence Name	Correspondence Dated	Date Record Created	Objective ID	User Assigned
Advice from the Minister for Planning regarding his approval of Amendment VC165 - Planning Exemptions for Non Government Schools.	02-Dec-19	02-Dec-19	A6251462	Mayor & Councillors EA
Advice from the Deputy Prime Minister that Round 4 of the Building Better Regions Fund (BBRF) is open for application closing on 19/12/2019.	12-Dec-19	12-Dec-19	A6271360	Mayor & Councillors EA
Advice regarding a new Department of Health funded media product available to raise dementia awareness across CALD communities.	06-Dec-19	17-Dec-19	A6279202	Community Social Support
Request from Public Libraries Victoria for support for the Libraries Change Lives Budget Bid 2020-21.	12-Dec-19	17-Dec-19	A6279203	Libraries, Arts & Heritage
Letter of congratulations to the newly elected Mayor from CT Management Group.	18-Dec-19	23-Dec-19	A6290259	Mayor & Councillors EA
Letter from the Minister for Local Government advising Council will receive \$40,000 in each of the next four financial years under the Municipal Emergency Resourcing Program.	19-Dec-19	23-Dec-19	A6290254	Mayor & Councillors EA
Letter of acknowledgement from the State Member for Keysborough regarding Mayor's letter about Dandenong Bypass intersections at Perry and Chapel Roads, Keysborough.	20-Dec-19	24-Dec-19	A6292394	Mayor & Councillors EA
Email from Boomerang Alliance regarding the pollution created by single-use plastics and the need for a continued ban.	24-Dec-19	27-Dec-19	A6295894	Community Engagement
Advice from the Minister for Planning regarding his approval of Amendment GC136 - South Gippsland Highway, Dandenong Highway Level Crossing Removal Project	22-Dec-19	30-Dec-19	A6297865	Mayor & Councillors EA

NB: Users assigned may have changed by the time of the Council Meeting. Correct at time of report production only.

#### **4.4.6 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 25 November, 2 & 9 December 2019**

File Id: fA25545  
Responsible Officer: Director Corporate Services

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#### **Report Summary**

As part of Council's ongoing efforts to improve transparency in Council processes, matters discussed at Councillor Briefing Sessions & Pre-Council Meetings (other than those matters designated to be of a confidential nature) are reported on at ordinary Council meetings.

The matters listed in this report were presented to Councillor Briefing Sessions & Pre-Council Meetings in November and December 2019.

#### **Recommendation Summary**

This report recommends that the information contained within it be received and noted.

**4.4.6 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 25 November, 2 & 9 December 2019 (Cont.)****Matters Presented for Discussion**

Item		Councillor Briefing Session/Pre-Council Meeting
1	<p><b>General Discussion</b></p> <p>Councillors and Council officers briefly discussed the following topics:</p> <p>a) Consideration of mid-year budget review items (Cr Jim Memeti disclosed a conflict of interest in a part of this item dealing with proposed works at the Dandenong Market).</p> <p>b) C123 Planning Amendment update.</p> <p>c) Strategic property acquisitions (CONFIDENTIAL).</p> <p>d) Short two-day closure at NPAC due to NBN works.</p> <p>e) Agenda items for the Council Meeting of 25 November 2019.</p>	25 November 2019
2	<p><b>Community Funding Program Round 2</b></p> <p>Consideration of officer recommendations for Round 2 of the 2019 Community Support Grants (Cr O'Reilly disclosed a Conflict of Interest in this item in relation to a grant for Springvale Primary School).</p>	2 December 2019
3	<p><b>Community Young Leaders</b></p> <p>Young Leaders updated Councillors on projects they executed throughout 2019 including the Safe Socials Project, Health and Wellbeing Factsheets and Youth Exceeding Expectations.</p>	2 December 2019
4	<p><b>Arts Advisory Board Update</b></p> <p>Councillors were briefed on the performance of the Arts Advisory Board during its first 18 months of operation.</p>	2 December 2019
5	<p><b>Library Overdue Fines</b></p> <p>Councillor input was sought regarding the effectiveness of the current library fines system and future options.</p>	2 December 2019

**4.4.6 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 25 November, 2 & 9 December 2019 (Cont.)**

<b>6</b>	<p><b><i>Draft Climate Strategy</i></b></p> <p>Councillor input and feedback was sought regarding the Draft Climate Change Strategy. Support was also sought to proceed towards Public Exhibition of an updated Draft Climate Change Strategy in early 2020.</p>	<b><i>2 December 2019</i></b>
<b>7</b>	<p><b><i>General Discussion</i></b></p> <p>Councillors and Council officers briefly discussed the following topics:</p> <p>a) Update on governance structures and funding of a Council facility in Noble Park (CONFIDENTIAL).  b) Proposed disaster relief for earthquake event in Albania.  c) Agenda items for the Council Meeting of 9 December 2019.</p>	<b><i>2 December 2019</i></b>
<b>8</b>	<p><b><i>General Discussion</i></b></p> <p>Councillors and Council officers briefly discussed the following topics:</p> <p>a) Format for Councillor profiles in the Council News for 2020.  b) Scope of Notice of Motion No. 74 – Noble Park Community Centre.  c) Update on Metropolitan Waste Management Group recent activities (CONFIDENTIAL).  d) Agenda items for the Council Meeting of 9 December 2019. (Cr Zaynoun Melhem disclosed a conflict of interest in Item 4.3.5 of the Agenda and Cr Jim Memeti disclosed a Conflict of Interest in Item 4.1.1 of the Agenda).</p>	<b><i>9 December 2019</i></b>

**Apologies**

- Cr Loi Truong submitted an apology for the Pre-Council Meeting on 25 November 2019.

**4.4.6 Report on Matters Discussed at Councillor Briefing Sessions & Pre-Council Meetings - 25 November, 2 & 9 December 2019 (Cont.)**

**Recommendation**

**That:**

1. the information contained in this report be received and noted; and
2. the information discussed at the above listed Councillor Briefing Sessions that was declared confidential in Items 1(c), 7(a) & 8(c) by the Chief Executive Officer under Sections 77 and 89 of the *Local Government Act 1989* remain confidential until further advisement unless that information was the subject of a subsequent Council report.

**MINUTE 1325**

Moved by: Cr Angela Long

Seconded by: Cr Sophie Tan

**That:**

1. the information contained in this report be received and noted; and
2. the information discussed at the above listed Councillor Briefing Sessions that was declared confidential in Items 1(c), 7(a) & 8(c) by the Chief Executive Officer under Sections 77 and 89 of the *Local Government Act 1989* remain confidential until further advisement unless that information was the subject of a subsequent Council report.

**CARRIED**

## **5 NOTICES OF MOTION**

### **5.1 Notice of Motion No. 75 - Climate Emergency**

File Id:

Responsible Officer:

Director City Planning, Design & Amenity

Author:

Cr Sean O'Reilly

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#### **Preamble**

Greater Dandenong City Council (GDCC) is the owner, maintainer and custodian of approximately \$2 billion of community assets. Climate change poses a significant risk to a large proportion of these community assets. For example, increased water spikes caused by climate change would put greater stress on council's drains network. Additionally, seasonal low rainfall would result in increased water purchasing which would be an additional cost burden to maintain parks and gardens.

As the most disadvantaged municipality in Melbourne with a significantly older population (one in ten residents in 2018 were aged 70 years or more), residents face increased risk to temperature volatility than less vulnerable municipalities.

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**5.1 Notice of Motion No. 75 - Climate Emergency (Cont.)**

**Motion**

**That Greater Dandenong City Council:**

- a) notes that the Municipal Association of Victoria (MAV) Council (May 2019) and the Australian Local Government Association (ALGA) National General Assembly (June 2019), and surrounding councils (examples Frankston City and Cardinia) have resolved to declare a climate emergency;
- b) notes that 85 local councils across Australia, representing 27% of the Australian population have declared climate emergencies;
- c) acknowledges the positive work already undertaken by GDCC through the Greater Dandenong Sustainability Strategy 2016-30 and through the development of the Greater Dandenong Climate Change Strategy and Action Plan;
- d) acknowledges that current levels of global warming, and future warming already committed, constitute a climate emergency requiring an emergency response by all levels of government, including local government;
- e) resolves to declare a Climate and Ecological Emergency in line with climate science evidence, which indicates rising global temperatures are putting our local economy, people, species, and ecosystems at risk;
- f) undertakes to work with its diverse multicultural communities to raise awareness of climate change, and undertakes to support community action to mitigate greenhouse gas emissions and build environmental resilience; and
- g) undertakes that the Greater Dandenong Climate Change Strategy and Action Plan currently being developed gives priority to policy and actions that will provide for both mitigation and adaptation in response to accelerating global warming and climate change to drive emergency action to reduce greenhouse gases and meet the lower target of the Paris Agreement to keep global warming below 1.5 degrees, and that this continues to be emphasised as a key priority in the next Council Plan.

**That Greater Dandenong City Council calls upon State and Federal governments to:**

- a) declare a climate emergency;
- b) back this up with programs to drive emergency action to reduce greenhouse gases and meet the lower target of the Paris Agreement to keep global warming below 1.5 degrees; and
- c) work to establish a National Climate Response Plan that involves the three levels of government mitigating climate-caused risks based on climate science evidence.

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**5.1 Notice of Motion No. 75 - Climate Emergency (Cont.)**

**MINUTE 1326**

Moved by: Cr Sean O'Reilly  
Seconded by: Cr Matthew Kirwan

**That Greater Dandenong City Council:**

- a) notes that the Municipal Association of Victoria (MAV) Council (May 2019) and the Australian Local Government Association (ALGA) National General Assembly (June 2019), and surrounding councils (examples Frankston City and Cardinia) have resolved to declare a climate emergency;
- b) notes that 85 local councils across Australia, representing 27% of the Australian population have declared climate emergencies;
- c) acknowledges the positive work already undertaken by GDCC through the Greater Dandenong Sustainability Strategy 2016-30 and through the development of the Greater Dandenong Climate Change Strategy and Action Plan;
- d) acknowledges that current levels of global warming, and future warming already committed, constitute a climate emergency requiring an emergency response by all levels of government, including local government;
- e) resolves to declare a Climate and Ecological Emergency in line with climate science evidence, which indicates rising global temperatures are putting our local economy, people, species, and ecosystems at risk;
- f) undertakes to work with its diverse multicultural communities to raise awareness of climate change, and undertakes to support community action to mitigate greenhouse gas emissions and build environmental resilience; and
- g) undertakes that the Greater Dandenong Climate Change Strategy and Action Plan currently being developed gives priority to policy and actions that will provide for both mitigation and adaptation in response to accelerating global warming and climate change to drive emergency action to reduce greenhouse gases and meet the lower target of the Paris Agreement to keep global warming below 1.5 degrees, and that this continues to be emphasised as a key priority in the next Council Plan.

**That Greater Dandenong City Council calls upon State and Federal governments to:**

- a) declare a climate emergency;
- b) back this up with programs to drive emergency action to reduce greenhouse gases and meet the lower target of the Paris Agreement to keep global warming below 1.5 degrees; and



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**5.1 Notice of Motion No. 75 - Climate Emergency (Cont.)**

- c) **work to establish a National Climate Response Plan that involves the three levels of government mitigating climate-caused risks based on climate science evidence.**

**CARRIED**

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS

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**Cr Sophie Tan left the Chamber at 8.11pm.**

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### Comment

#### Cr Youhorn Chea

On Sunday 5 January 2020, I attended the Ceremony of Flower at Moniraingsi at 105 Taylor Road, Skye who held a fundraising event to support the bushfire appeal. In the afternoon, all the Buddhist monks from the temples in Victoria gathered at Jells Park, Wheelers Hill for a prayer meeting for rain. Many people attended and donated money for those affected by the bushfires in Australia.

On Friday 17 January 2020, there was a meeting at the Springvale Town Hall of Cambodian Community leaders from around the world to discuss Democracy in Cambodia. This was followed by a public meeting on Saturday 18 January 2020. The Cambodian government is trying to limit freedom of speech in Cambodia so these leaders have come together to discuss what kind of actions we need to take and a strategy to regain free speech in Cambodia.

Later on Friday night, I attended the Australia Day celebrations hosted by the National Liaison Council of Chinese Australia. They also celebrated the Chinese New Year. There were over 500 people attending and all the Chinese organisations in Victoria, not only in the south-east and Springvale but everywhere came together to celebrate.

On Sunday 19 January 2020, I attended the Opening ceremony of the 2020 Springvale Lunar New Year Festival in the Springvale Shopping Centre. There were many people even at night time with different groups performing on the stage.

On Saturday 25 January 2020, the Cambodian Australian Federation, Cambodian Association of Victoria and other organisations held a fundraising event for the bushfire appeal at Wat Buddharangsi temple in Springvale South.

On Saturday 25 January 2020, the Hon Adem Somyurek MP, Minister for Local Government; Mr Julian Hill, Federal Member for Bruce; Mr Meng Heang Tak, State MP for Clarinda and representatives from the fire brigade attended a fundraising event for the bushfires. We raised over \$50,000. The Cambodian groups raised over \$90,000 whilst visitors from Cambodia who came to Australia sent their donations totaling over \$13,000. In total we raised well over \$100,000.

On Sunday 26 January 2020, we had the Australia Day celebrations. In the morning, I attended the Noble Park RSL flag raising ceremony. After that, we came to Dandenong Civic Centre for the Citizenship ceremony. After the Citizenship ceremony we went to the Dandenong Park to celebrate the Australia Day Festival. At night time, the Springvale Ethnic Chinese Elderly Caring Friendship Association organised the Australia Day as well as the Chinese New Year celebrations.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

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**Cr Sophie Tan returned to the Chamber at 8.15pm.**

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**Comment**

**Cr Loi Truong**

Lunar New Year is celebrated by four countries - Korea, Vietnam, Japan and China and they are countries who use chopsticks so you can call it 'Chopsticks New Year' if you want. With Lunar New Year, I have been celebrating with Councillors Youhorn Chea, Sean O'Reilly, Angela Long, Sophie Tan and Maria Sampey. I was there until 12 o'clock as I had to attend another function held by the Vietnamese people who celebrated New Year at Keysborough Senior Hall at 352 Cheltenham Road.

On Sunday 26 January 2020, I attended the Chua Giac Hoang Temple in 124 Lightwood Road, Noble Park for a fundraising event. From the donations we received, we raised \$44,887. A cheque was presented on behalf of the Vietnamese Buddhist Congregations to the Bushfire Appeal on Australia Day. After that, I attended the Citizenship ceremony at the Dandenong Civic Centre with Councillors Youhorn Chea, Sean O'Reilly, Angela Long, Maria Sampey, Peter Brown, Sophie Tan and others. I also attended the Australia Day Festival at Dandenong Park.

**Question**

**Cr Loi Truong**

When people hold fundraising events do they have to apply for Council permission?

**Response**

**John Bennie PSM, Chief Executive Officer**

Mr Bosman might add to the answer but the bottom line is that a permit is required from Council under certain circumstances, but before we will accept, as I understand it, an application they should seek and secure Department of Justice approval as well. This is natural. This is no way to be bureaucratic or be obstructive. It is to give confidence to those who may be giving that the entity that is collecting the money has been authorised to do so. Not every organisation is following that requirement but we would encourage them to do the right thing in terms of securing approval. It is now on our website in terms of the details that are required to gain approval for collection of donations.

**Comment**

**Cr Sean O'Reilly**

I attended many functions that have no doubt been mentioned by other Councillors so I will not repeat them.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Sean O'Reilly**

For a number of months towards the end of last year, I was considering the priorities of this Council in 2020, what I rate as challenges and what are the things that we can most affect. When I look out the window there, I think it is right there, the heart of Dandenong, the slow and steady erosion of bricks and mortar retailing by online shopping. We see things like the closing of Dimmeys, the abandonment of Kaufland and the general malaise of the retail sector overall. There has not been a retailers association in Dandenong for quite a number of years as well so I was thinking that while Council will not have a great amount of financial resources to commit to the task, it would certainly be well placed to coordinate, to measure and monitor what is going on as far as retailing in the Dandenong Activity Centre. Just as South East Business Networks played a big part in repositioning our manufacturing industry after the exit of car manufacturers, I think that this Council with the Dandenong Activity Centre being or should be the jewel in the Crown of the City of Greater Dandenong. That we can certainly monitor and coordinate and see if we can assist. I am not saying that Council can necessarily play a big part but at least we have to monitor it and know what is going on because as a Councillor, if someone asked me what the future of retailing in Dandenong is, I would honestly have to say, I do not know. I am just foreshadowing that that is one of the things I will be particularly interested in this year, that is how we can get data on the trends, how Council could assist with coordination etc. We may not have all the answers but I think if we follow a process then we can go some way to assisting. I do not expect any particular response at this stage, but I am just flagging that that is what I will be interested in.

***This question was noted for further action.***

**Comment**

**Cr Jim Memeti, Mayor**

Mr Kearsley has noted your question and I am sure he will speak to yourself and Councillors in due course.

**Comment**

**Cr Matthew Kirwan**

Being seven weeks since the last Council meeting, like other Councillors, I have been to a long list of meetings and activities so I will table those for the minutes and go straight to questions.

**Report Tabled**

**Cr Matthew Kirwan**

Since the last Council meeting these are some of my activities:

On Wednesday 11 December 2019, I attended the Greater Dandenong Neighbourhood Watch End of Year Dinner.

On Thursday 12 December 2019, I attended the Hemmings Street Community Safety Engagement Event.

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

On Friday 13 December 2019, I attended the funeral of Barry Ross, former Secretary of the Defenders of the Green Wedge. That evening I attended Carols in Harmony Square. It was great that this reborn event is growing now every year and thank you to the staff and community groups that are doing such a great job making it happen.

On Saturday 14 December 2019, I attended along with Cr Maria Sampey the opening of the We Care Services Helping Hand Charity Shed. This is a charity that is based in Dandenong North and helping a huge amount of people across our region with material aid.

On Monday 16 December 2019, I attended a meeting along with the Mayor, Cr Jim Memeti with Megan Seccull, President Australian Animal Protection Society. Later that evening I attended along with my fellow Councillors, the Executive and other Managers our Councillors and Management End of Year Dinner.

On Tuesday 24 December 2019, I attended the Staff Christmas Party along with the Mayor Cr Jim Memeti, Cr Angela Long and Cr Maria Sampey.

On Friday 27 December 2019, I attended the funeral of Maria Mastroianni along with Cr Angela Long and Cr Maria Sampey. This beloved Dandenong volunteer legend passed away after a battle with cancer. Over the years she had volunteered her time for St Vincent de Paul, Monash Health, U3A, Meals on Wheels, nursing homes, Heritage Hill Museum and Historical Gardens, Neighbourhood Watch, St Mary's Church, the Dandenong and District Historical Society and more.

On Tuesday 31 December 2019, I attended the New Year's Eve in Harmony Square along with the Mayor Cr Jim Memeti, Cr Angela Long, Cr Sophie Tan. This year I understand the crowd reached another record 16,000 people.

On Tuesday 7 January 2020, I attended the launch of the playground at Dandenong Market along with the Mayor Cr Jim Memeti and Cr Tim Dark. This tall, large playground is already a drawcard for children, including mine and will enhance the Market, even more so when a café is built.

On Wednesday 15 January 2020, I met with Progress Solar, the applicant for the Springvale South Solar Farm. Later that day, I met with Council officers and Nazir Yousafi from the Victorian Afghan Associations Network (VAAN) regarding VAAN supporting the Back Your Neighbour Campaign.

On Tuesday 21 January 2020, I represented the Mayor at a teleconference with Kara Hadgraft, Senior Advisor to Martin Foley regarding continuation and possible expansion of the State Government's support for people seeking asylum who have been cut off the Status Resolution Support Services (SRSS) payments. This financial year, the State Government has made \$3 million available. Next year as the number of people who get cut off increases and their living conditions become more dire we will need more. I then represented the Mayor at the launch of Woggle Box. Created by Kuranda Seyit, the Woggle Box is a self-serve interactive portal that helps visitors understand other cultures and racism. In 2020 it will be on a road trip across Australia but in the last couple of weeks it has been at the Dandenong Show and the Dandenong Library.

On Thursday 23 January 2020, I attended the 3rd night of the 1st Night Market at Dandenong Market along with the Mayor Cr Jim Memeti, Cr Maria Sampey, Cr Sophie Tan and Cr Tim Dark. It has been a great success and I am already getting calls for its expansion.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

On Sunday 26 January 2020, I attended the Australia Day Citizenship Ceremony followed by the Australia Day Festival. The Australia Day Festival included the awarding of the Australia Day Awards. Congratulations to all of the award winners especially the Citizen of the Year Christine Keys. I also have a soft spot for two of the award winners that I nominated, the Greater Dandenong Environment Group of the Year and Bob Malcolm as Living Treasure. The Greater Dandenong Environment Group of the Year have been undertaking environmental activities for 30 years so it was fitting they got recognised in their 30<sup>th</sup> Anniversary year. Bob Malcolm was the driving force of the Chandler Civic Association that lobbied for two primary schools and two kindergartens in the part of Keysborough informally known as the Chandler area of Keysborough. Nearing his 90<sup>th</sup> birthday it is fitting that he is now a Living Treasure of Greater Dandenong.

**Question**

**Cr Matthew Kirwan**

My first question tonight I touched on during the last debate. Can the relevant officer please give an update on the status and any further information available regarding the two renewable energy power purchasing agreements that we have put in expressions of interest into, the one with Procurement Australia and the one with the Municipal Association of Victoria?

**Response**

**Mick Jaensch, Director Corporate Services**

Yes, both power purchase agreements are still proceeding. The Municipal Association of Victoria scheme we have been advised is heading towards a 1 January 2021 commencement date. We are still looking for more information from Procurement Australia. To this end officers will attend a meeting in February 2020 to get more details on the status of the Procurement Australia power purchasing agreements and we will advise Council of the outcome of that meeting once we have those details.

**Question**

**Cr Matthew Kirwan**

My next question was touched on indirectly in the petition but more direction in the next question. What is the current status and timeframes for the alternative waste technology tender being undertaken by the Metropolitan Waste and Resource Recovery Group; and what was the outcome of the related waste contamination audit that was undertaken?

**Response**

**Paul Kearsley, Director Business, Engineering and Major Projects**

As previously advised, the process with regards to the state-lead Metropolitan Waste and Resource Recovery Group with regards to the alternative waste is that we are still waiting on some further information. However, we understand that there is a procurement working group meeting scheduled for later this month where an update is anticipated. There is also the Local Government Waste Forum which I believe Councillor Kirwan will be attending along with one of our staff where an update is also expected. We are hoping that within the next couple of weeks we will hear updates. However, it is probably still to be delayed with regards to the work on the policy that is still to be undertaken by the State Government with regards to the cyclical waste issues as well.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Matthew Kirwan**

Just to clarify a few matters with that, with the process so far, have they got a draft version of the procurement plan and the community engagement plan where Councillors can view that process? Also, in terms of the State Government policy, is it still aiming to be made public in May this year?

**Response**

**Paul Kearsley, Director Business, Engineering and Major Projects**

I think all of those matters that Councillor Kirwan has raised will be subject to further clarification in the coming weeks by the Metropolitan Waste Group. We are still waiting on the State Government to advise that group so that they can then advise us and other local Councils of the current situation. Nothing has changed as far as I am aware in terms of what advice I gave in late November or early December 2019.

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**Cr Peter Brown left the Chamber at 8.25pm and returned to the Chamber at 8.26pm.**

**Question**

**Cr Matthew Kirwan**

What is the current status and next steps of the Town Planning Application No.70 Ordish Road, Dandenong South, Planning Application No. PLN 19/0257? That is the planning application for a waste to energy via incineration plant that we voted to put on hold pending the results and community consultation as a Council. Can I please have an update on status and timeframes with those elements of what we decided and any other matters learned from the Environmental Protection Agency (EPA)?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

As Councillors will recall, a decision was made at the 11 November 2019 Council meeting to defer a decision on this planning application until a number of actions had occurred. As Councillor Kirwan mentioned, they include the EPA determining the works approval application and the EPA presenting to a Councillor Briefing Session and Council undertaking the community consultation process. Since that time and as a result of deferring the application, the applicant has appealed the decision to the Victorian Civil Administrative Tribunal (VCAT) on the grounds of Council failing to make a decision in the timeframe prescribed in the Planning and Environment Act. VCAT is now responsible for the processing and decision making regarding this application. The application is no longer in the hands of Council. Moving forward, a VCAT practice day hearing has been scheduled for 28 February 2020, after which time further instructions will be provided by VCAT on the timelines and processes for the appeal, which may or may not include the requested community consultation. Right now we will be a participant at the 28 February 2020 hearing. It is not a merits hearing, it is a practice day hearing. It is when all the dates are set and how much time will be set aside for the consideration of the matter, but it is now an application that will be decided by VCAT.



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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Matthew Kirwan**

Just to clarify, is Jody Bosman, Director City Planning, Design and Amenity saying that legally we cannot do a community consultation now? Also, can the EPA not still present to a briefing session on the results of the audit?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

We do not have an application on which we can do community consultation however, our view in presenting at VCAT is that we will present the Council's point of view about one being undertaken. That is why I indicated to Councillor Kirwan that the outcome of the instructions may or may not include the requested community consultation.

The second part of Councillor Kirwan's question was about the presentation by EPA to Councillors. From our discussion with the EPA on that aspect, it is unlikely they are going to be making a presentation to Council.

**Comment**

**Cr Matthew Kirwan**

It sounds like the respect the EPA treats many of their customers, which is very little unfortunately.

**Question**

**Cr Matthew Kirwan**

Over the break, I continued to receive questions regarding the timing of the introduction of food and waste organics and garden in Greater Dandenong because it is something that has already been introduced in neighbouring Councils. Four Councils have already foreshadowed introducing it in the next financial year. It is something that is a bit new because waste is such a hot media topic. I also receive enquiries about whether we were considering introducing a fourth bin for glass which some Councils are introducing at the moment or are making decisions on in the near future. Can I please have an officer response in terms of the decision making process update on food and waste organics including when we are going to be considering a Council report on that, and also their thoughts on the timing and whether it is worthwhile or not introducing a fourth bin for glass?



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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Response**

**Paul Kearsley, Director Business, Engineering and Major Projects**

With regards to the introduction of food organics and garden organics (FOGO), we are currently in the process of reviewing a draft consultant's report and it is intended to be finalised and then presented to Councillors at an upcoming briefing session. With regards to the introduction of the fourth bin and focusing on glass, we understand and we are following the situation with regards to other Councils that have introduced this. However, it is our advice to Council that we await the outcome of the State Government's Circular Economic policy on waste and resource infrastructure report, which is what I referred to before, which again we hope is due in April 2020, before drawing any solid conclusions on this particular subject. We would be hoping, subject to the timing of the FOGO and the outcome of the fourth bin, that we could present the matter combined with regards to sharing that information with Council in upcoming meetings.

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**Cr Youhorn Chea left the Chamber at 8.30pm.**

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**Question**

**Cr Matthew Kirwan**

The five-year review of the Greater Dandenong Sustainability Strategy is due in 2020. What is the process and milestones with timing for its review including how Councillors will be involved? In particular, what is the status and timeframes for one very important objective, and it is to do with resources so it relates to the other questions - WR1.3 Resource Efficiency Program, which was part of the group of actions that was due to be completed by 2020?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

The five-year review of the Sustainability Strategy 2016 to 2030 is in fact due in 2021. As such this will form part of the next year's business plan and the process and milestones for this review will occur as part of this future business planning. With regards to the resource efficiency program objective, a number of actions currently occur in relation to this issue, including through its sustainable buildings policy and single use plastics policy. In terms of establishing this program further it is intended to undertake this in the second half of 2020.

**Question**

**Cr Matthew Kirwan**

A resident recently brought up new reports of criminal and anti-social behaviour at the vicinity of the corner of Hemmings Street and Fifth Avenue, Dandenong. What action have we taken so far or plan to take and when?

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Response**

**Tilla Buden, Acting Director Community Services**

Council officers have responded to the communication received. The resident was informed that contacting Victoria Police on 000 is the correct response for reporting crime and suspicious activities, otherwise police officers are limited in their ability to address such issues or to tasking police patrols. Also, upon liaising with any police officer, a resident should seek the police officer's contact details in order to request feedback or an update. The resident was also informed that Council officers have flagged this issue with Victoria Police. Issues raised by the resident will also be discussed and solutions sought with Victoria Police at Council's next community Safety Advisory Committee meeting on Wednesday 12 February 2020 and feedback provided to the residents by close of business on 17 February 2020. In relation to the street lighting on Fifth Avenue in Dandenong, Council expects installation of the new lighting to be completed before April of this year and the resident was welcomed to discuss this with Council's asset management team, whose details were provided.

**Question**

**Cr Matthew Kirwan**

Just in relation to that, Councillor Memeti, Councillor Long and myself met with Inspector Langhorn very late last year. Increased police patrols were promised. Can Ms Buden, Acting Director Community Services please give an update on has there been an increase in police patrols? Anecdotally I am hearing there are, but has there been one, how much increase has there been and is that going to continue in the future given these conflicting reports?

**Response**

**Tilla Buden, Acting Director Community Services**

I will take that question on notice.

**Question**

**Cr Matthew Kirwan**

There continues to be a high degree of resident interest in two Dandenong West projects. The Hemmings Street upgrade and the concept plans for the park at 7-9 Fifth Avenue and these have both had very large community responses in the past when there have been consultations or feedback to Councillors. What is the status and timeframes of these projects going forward?

**Response**

**Paul Kearsley, Director Business, Engineering and Major Projects**

With regards to the Hemmings Street proposal, I can advise Council that we are currently evaluating the tenders that were submitted to Council for this particular project. Unfortunately the cost of those has come in higher than the budget has allowed for so we are currently going through a process of adjusting the scope. This has extended the evaluation period for the tender, but we expect to have the finalised evaluation report completed in mid-February 2020 with construction expected to start in mid to late March 2020. I would be happy to give Councillor Kirwan and others an update as we get closer to that particular time.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

With regards to 7-9 Fifth Avenue, further to the response that was provided at the Council meeting on 9 December 2019, I can provide the following update. The concept planning, which includes the development of options for 7-9 Fifth Avenue, will be completed in February 2020 and be completed next month to enable the community consultation to occur at the end of February or early March 2020. The concept options will be used to generate feedback and ideas from the community in order to develop a preferred design for this new local park.

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**Cr Youhorn Chea returned to the Chamber at 8.37pm.**

**Comment**

**Cr Matthew Kirwan**

I will table the rest of my questions.

**Question**

**Cr Matthew Kirwan**

What is happening with the site of the old Maralinga Primary School? Is there a rezoning process about to start? Is the Minister doing it or will he be asking Council to do it? Has there been any discussion about the timeframes for a development plan and if so, what are the indications? Finally, what happened to the twenty-year peppercorn lease we were going to have on the State Government section of the Chandler Road reserve? Have they got back to us? If not, can we please contact them.

**This question was tabled and taken on notice.**

**Question**

**Cr Matthew Kirwan**

Referring to Item 4.4.5 *List of Registered Correspondence to Mayor and Councillors*

(a) Complaint from a local trader about free parking in Lonsdale St, Dandenong. In general when are we going to look at adjusting this trial of free parking based on what parts of Lonsdale St it is working and what parts of Lonsdale St it is not working.

(b) A suggestion to install roundabouts near Noble Park from a Dandenong North resident.

(c) Advice regarding a new Department of Health funded media project available to raise dementia awareness across CALD communities.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Can the relevant officer please supply information about the nature of these correspondence and what actions have been taken in response?

**These questions were tabled and taken on notice.**

**Question**

**Cr Matthew Kirwan**

What is the status of the Greater Dandenong Regional Food Strategy 2015-18 and Greater Dandenong Tourism Strategy and Action Plan 2014-18? When will we get information about what was achieved and what was not achieved?

**This question was tabled and taken on notice.**

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**Cr Matthew Kirwan left the Chamber at 8.38pm.**

**Comment**

**Cr Angela Long**

These are some of the events that I have attended since my last formal meeting.

On 22 December 2019, I attended the fundraising dinner for the bushfire relief hosted by Springvale Asian Business Association (SABA).

On 27 December 2019, I attended the funeral of Maria Mastroianni. Maria did a lot of voluntary work for Council including working at Heritage Hill.

On 31 December 2019, I attended Council's New Year's Eve celebrations in Harmony Square. It was a great night and the numbers increased from last year. Thank you to everyone that was involved in organising that night.

On 17 January 2020, I attended the South East Melbourne Vietnamese Associations Council (SEMVAC)'s Lunar New Year dinner.

On 19 January 2020, I attended the 2020 Springvale Lunar Festival New Year's hosted by SABA. Council was presented with a certificate of appreciation for contributing funds and in kind to the festival. I would now like to present this certificate.

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**Cr Angela Long tabled a certificate of appreciation from SABA to the City of Greater Dandenong for its support to the 2020 Springvale Lunar New Year Festival.**

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

On 26 January 2020, Australia Day, I attended the flag raising ceremony at the Noble Park RSL. After that I attended the citizenship ceremony at the Dandenong Civic Centre and then to Dandenong Park for the awards ceremony.

Over the Christmas break, I attended the following four Southside Flyers WNBL basketball games:

(1) On 21 December 2019, Southside Flyers lost to Sydney Uni (79:86).

(2) On 12 January 2020, I travelled to Knox Basketball Centre to see the Southside Flyers defeat Melbourne Boomers (75:73) in a close game that went into extra time.

(3) On 19 January 2020, Southside Flyers lost to Canberra Capitals (74:98).

(4) On 25 January 2020, Southside Flyers defeated Adelaide (81:69). The Southside Flyers are on top of the WNBL ladder.

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**Cr Matthew Kirwan returned to the Chamber at 8.40pm.**

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**Comment**

**Cr Zaynoun Melhem**

Welcome back Councillors and everybody in the Chamber. It is good to be back on Council for our final year before the election which is very exciting. Hopefully we can get many things done together and I hope it all goes well for all of us and all the residents.

It was a very exciting Christmas and New Year. It was nice to spend time with the family but there were some major events after the Christmas period that happened in the City of Greater Dandenong that we have already spoken about. One was the Lunar Festival held in Springvale which was once again a major success for all cultures involved and for all the cultures throughout the City of Greater Dandenong. The Mayor, Councillor Memeti was present with many Members of Parliament and all Councillors were there. It was really good to see the turnout we had not only from our Asian community but from about 100 out of 150 cultures that we have in the City of Greater Dandenong if not more. It was a real honour to be a part of that and I hope everybody has a fantastic Year of the Rat.

We also had an amazing Australia Day celebration, obviously never forgetting to recognise the traditional owners of this land and pay respects to their elders past and present before the event. It was an amazing day where we got to welcome in this Chamber 50 of our most recent citizens. Mr Mayor gave them an 'Aussie Aussie Aussie Oi Oi Oi' chant which was a really good way to welcome them.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Zaynoun Melhem**

One of the residents today asked at one of the forums, that people are trying so hard to figure out various ways that we can help our local community as Gaye said, regarding the bushfire survivors with some of these bushfire survivors being our native wildlife. With regards to Council pruning native trees and eucalypts, is there a way that we can send some of these prunings out to the koala sanctuaries up north for them to survive? Is there a way that we can investigate that? I know it sounds a bit left of centre but we have to think about these things. It is better than mulching it up and disposing of it so I just wanted to ask that question on behalf of the resident.

**Response**

**Paul Kearsley, Director Business, Engineering and Major Projects**

I am more than happy to take that question on notice. I am sure the experience of our arborists and our conservation team at the Operations Centre in Dandenong, would be able to provide very relevant advice to that.

**Comment**

**Cr Zaynoun Melhem**

It was really nice on Australia Day when I saw that my father had been nominated for The Medal of the Order of Australia (OAM) award, which was a fantastic acknowledgement for him. He worked really hard in this community and continues to do so as an advocate for all those in need. I think I saw in the article that he said, '*once you help one person it becomes infectious and you just want to help more and more people*'. Being on this Council is for me a way to help the community and seeing people benefit from the help that my father provided throughout the last 28 years has really inspired me to be here. What I would like to ask, if any of the residents needs help or if anyone ever needs someone to call or speak to or help within the local community or anything in general, feel free to call myself or Councillor Sampey. You can call me any time.

**Question**

**Cr Maria Sampey**

I have attended many events since Christmas so as time is of the essence I will ask my questions. With regards to the Noble Park Community Centre, it has been six months since Council found out about the investigation regarding the accusations about the embezzling of money at the centre. What is the latest with regards to what is happening with the centre?

**Response**

**Tilla Buden, Acting Director Community Services**

I will take that question on notice.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Maria Sampey**

Well I have a concern because some of the people that were on the committee are really stressed because they do not know what is happening. I have seen emails going back and forth with regards to governance, facilities, venues and groups. I think, we just need to concentrate on the community centre because the committee would like Council to make a decision because some of the committee members want to resign. They do not want to be involved. They are really stressed about what is happening. They want Council to make a decision whether it comes back to Council or if there is a committee of management. The running of the community centre or Neighbourhood Watch deals with public money which is normally funded by government departments and ratepayers' money so in the future, should committee members be selected based on their bookkeeping or accounting experience?

**Response**

**John Bennie PSM, Chief Executive Officer**

Mr Fidler, Director Community Services of course was very familiar with all of these issues and as Councillors are aware, he is unfortunately on sick leave at this time. I am aware that Mr Fidler had updated Councillors as recently as just before Christmas in terms of what we knew at that time and brought Councillors up to date. The matter that Councillor Sampey referred to, being the Noble Park Community Centre being a priority, maintains an issue from the officers' point of view. It is the priority that we are working on and it is the priority that we will report against when the matter comes to a briefing next week. The matters that Councillor Sampey is expecting to hear will be brought to her next Monday night and following on from that we will seek guidance from the Councillors as to what governance priorities they consider to be appropriate not just for that particular committee and centre but for all others so that we can then outwork that in relation to all other centres. I listened to Councillor Sampey's question and I firmly believe that we remain consistently on track with what she was expecting and she will hear more about all of that next week.

**Question**

**Cr Maria Sampey**

Thank you because my next question was going to be, how does Council ensure that good governance is taking place where there are committees of management involved in our city because there are still committees of management? Does Council attend the meetings or receive minutes from the meetings so that we know what is going on?

**Response**

**Tilla Buden, Acting Director Community Services**

Yes, some of those issues will be touched on in the briefing session that we will be holding shortly and I will follow up anything else for Councillor Sampey as well.



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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

**Question**

**Cr Maria Sampey**

Now I am going to talk about my favourite topic, Turner Reserve. With regards to the placing of the cricket nets at the end of the oval, who suggested that they be placed there at the end of the oval where the mound is going to be and the cut out is going to be?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

Turner Reserve has been through a couple of sessions of quite extensive community consultation. As part of that community consultation we received requests for cricket nets together with some other requests such as a new pavilion and the repositioning of that pavilion. If Councillor Sampey needs the details of the actual submitters with regards to requesting the installation of cricket nets, I can get together with Councillor Sampey and do that and provide the correspondence or the evidence for that. When one puts together all of the requests for the facilities provided in Turner Reserve, a number of options were put together. The location of the cricket nets was a process in looking at where logically they could go in relation to other sporting facilities, in relation to the boundaries of the site which interface with the residential properties etc, so the nets are there at the request of the community and the position is there as a result of the outcome of a design process.

**Question**

**Cr Maria Sampey**

What feedback did Council get from Silverton Cricket Club and has the president of the Silverton Cricket Club looked at any Master Plan at present?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

I am happy to sit down with Councillor Sampey. I do not want to turn this into a Master Planning workshop. I have had one session of consultation with Councillor Sampey already so we have been through it in some detail. I am happy to sit down and go through that again and in this particular one, provide evidence and support by the cricket community for the nets that have been put in. Not only was there a request for the cricket nets, but there was also a request for the cricket pitch to be built to full specification, which has also been designed now into the Turner Reserve Master Plan.

**Question**

**Cr Maria Sampey**

I happened to be at Turner Reserve today because I went there for another reason and there were residents over there. I asked them questions with regards to having the cricket nets where Council is going to place them and they were really horrified because it was going to spoil the view. My concern with this is, that we are putting cricket nets in the middle of a field and at the end of an oval. It is going to be an eyesore. It is going to the architect who is going to do the plans then eventually down the track, they will be removed. It is going backwards and forwards to the architect which involves



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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

money. I would like to know how much it costs, the amount that we have expended so far with regards to the fees to the architect. This question can be taken on notice but I do want to know how much has been expended because it is going backwards and forwards with so many changes.

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

The reason why the Master Plan has been going backwards and forwards to the architect is that after each community consultation, further requests from the community are designed into the Master Plan in terms of options for the Master Plan. The plan that was previously put out to community did not include the cricket nets so the cricket nets were then requested. As a result of that, it went back to the architect to have them drawn in so I will take on notice Councillor Sampey's question as to how much we spent on architect fees to date but all changes have been generated through the process of community consultation.

**Question**

**Cr Maria Sampey**

Initially in the Master Plan, it was agreed that the cricket nets were not going to be at Turner Reserve because it was a small oval and the cricketers were going to practise elsewhere. My concern is, who requested that the cricket nets be brought back? Was it the president of the Silverton Cricket Club or who?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

As I mentioned earlier, I will provide that documentation for Councillor Sampey.

**Comment**

**Cr Jim Memeti, Mayor**

I think Councillor Sampey can have a meeting with Mr Bosman and workshop this a bit more. I think Councillor Sampey has asked enough questions about Turner Reserve.

**Question**

**Cr Maria Sampey**

I would like to ask some questions to Mr Paul Kearsley, Director Business, Engineering and Major Projects. I am referring to the email that I received today where it says 'Spraying of herbicides such as Roundup on Council playgrounds on the softball areas or multi-use areas does not occur as per the previous directions given to staff following on from the consideration of the notice of motion'. After reading this, I went out and I have photos here which I am willing to send to Mr Kearsley because there has been spraying on that softball area on the grass and the tan bark. I do have photos which show the grass is all yellow and dying. The email also stated that 'The direction was reinforced and stipulated in early January 2020 by management to include the area adjacent to the school fence in Turner Reserve in response to my email and concerns dated 23 December 2019 where the environment officer and the principal observed one of our officers spraying Roundup close to their fence, which has killed about 20 metres of passionfruit vine'. It then said that 'direction was given

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

not to spray along the fence lines'. The Council staff member responded on 8 January 2020 that *'Any impact on the school fence lines with dead growth would be related to the spraying which was taking place at the end of 2019'*. Well, I have to say that the day after the briefing meeting last week, Councillor Peter Brown and I happened to be at the reserve and we witnessed Council officers spraying Roundup and they apologised for spraying Roundup.

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**Cr Zaynoun Melhem left the Chamber at 8.57pm.**

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**Comment**

**Cr Peter Brown**

No they did not apologise, they told us. I was there for almost an hour and while discussing the proposed Master Plan with Councillor Sampey, we noticed two Council Parks and Gardens officers. One had a sack on his back with a spray, the other one was on the tractor. I observed the guy with the spray sack walking around where the children's playground was, around the perimeter spraying. It had a long nozzle on the spray so it actually did not just spray but could shoot a fairly long distance spray. I said to him, *'Ah, you know, the reserve is looking so good, it is quite effective. Are you using Roundup?'* and he said *'Yeah, yeah, we are using Roundup'*. I said *'Ah, good'* and so I continued observing and then discussed it with Councillor Sampey, then the guy came back on the tractor and pulled up. I then said *'Jeez mate, you know, you are doing a great job. Congratulations, the reserve looks fantastic'*, which it does and I said *'You know, it is an absolute credit'* and I said *'And I hear you have been using Roundup'* and his very words to me *'Oh, you caught us out.'* That comment clearly meant they were doing something that they were not supposed to be doing. Councillor Sampey and I observed those actions for almost an hour and if I might add to support Councillor Sampey, I am fairly confident that if Council had an independent soil test done there, it would reveal Roundup. Councillor Sampey did indeed take photographs of the children's playground area where it had just been sprayed and where the weeds were dying but I am confident that an independent testing of the soil along the perimeter, particularly where the school vegetable garden is and where the passionfruit vine is will show traces of Roundup and my understanding is once it gets into the ground, Roundup will stay there for a very long time so if anyone wanted to try and clean up the site, it would cost them a fortune. I think it will be there for awhile.

**Question**

**Cr Maria Sampey**

And then the email says *'On inspection of the parts of the school grounds closest to the reserve are the dead areas around the fence.'* Basically, part of this email said that it was observed by Council staff that there were dead areas around the shed or something inside the school grounds which have been sprayed by Roundup according to our staff. They are observant thinking that it was Roundup. I thought what I will do is telephone the school today and speak to the principal. I telephoned the school and asked if the school sprays Roundup. The principal responded that the Education Department has banned the use of Roundup because it is dangerous and schools therefore do not use Roundup anymore. The school Environmental Officer observed the Council staff wearing a mask

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

before Christmas and spraying Roundup close to the school and to the fence, while on the other side of the fence are the school children. My concern is when our staff spray and then rain comes the next day, traces of roundup will be in the grass and runoffs.

**This question was taken on notice.**

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**MINUTE 1327**

Moved by: Cr Maria Sampey  
Seconded by: Cr Matthew Kirwan

**That Councillor Maria Sampey be granted an extension of time of three (3) minutes.**

**CARRIED**

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**Question**  
**Cr Maria Sampey**

I want to talk about the Noble Park elderly citizens who have just started meeting at the Jan Wilson Centre in Noble Park North. They received funding of \$1,000 to help pay for the rent. They have been stressed out because Council still has not made a decision on how to deal with a new elderly citizens group and how to go about charging a lease. Today, I was told that Council uses a computer program called Zipporah which requires the group to continually book every week and every time they book, the system automatically generates an email to them saying 'You need to book for the following week'. They have received 42 emails so far with the same question 'Do you want to book for the following week?' Can this computer program be looked into please?

**Response**  
**John Bennie PSM, Chief Executive Officer**

The short answer is yes, of course it can. Can I just state though that quite some time ago, Councillor Sampey came to myself and Mr Fidler, Director Community Services and said that there was a problem with the group and Mr Fidler fixed the problem immediately. I guess as Ms Buden is here tonight or Mr Fidler would otherwise, if the matter was brought to their attention, they will fix it immediately. That is my message. Do not stress. We will fix things if they are brought to our attention.

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**Cr Zaynoun Melhem returned to the Chamber at 9.04pm.**

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)****Question****Cr Peter Brown**

Just to follow on from the theme that Councillor Sampey has raised in relation to public health, we had a citizenship ceremony here on Australia Day and there were 50 people who waited patiently in a queue for myself, about 9 other Councillors and about 10-12 other guests, to stand in a queue so that, certainly in my case, each of those 50 people could wait 15 minutes to squeeze my wet, greasy or sweaty hand. They call it a handshake. Now, if you take the 50 people times the 20 people who were offering their hand to be shook, that is 1,000 human contacts.

On 5 February 2020, it is proposed that there will be 300 people taking out citizenship in the Springvale Town Hall and let us assume that there were 12 people present all lining up in a queue to shake the hands of those 300 people. That is 3,600. 300 people absolutely waiting all their life to get citizenship and hold Peter Brown's sweaty hand. I do not think so.

Last night on the ABC news, there was an advisory in China where the government has made it clear that they are doing their most to discourage people in China from shaking hands. Now, all the times I have been on Council, I have often questioned in my own mind the wisdom of this Council using the artifice of lining up the Councillors and guests and then compelling the people who are taking out citizenship, with no opportunity to do otherwise, but a compulsory, obligatory shaking of hands of people who have chosen to stand in front of them. With that at the back of my mind, I took particular notice on Australia Day on the news that evening of different citizenship ceremonies shown from being around Australia and not on one occasion was there this queue of people wanting to hold someone's sweaty little hand.

Now, I think it is an artificial creation that I have noticed by this Council and in the interest of public health, I do not think it is common sense at all. In fact, it is the opposite of common sense and I really think the Council, in designing its approach to the celebration of citizenship, can do far better than making 50 guests a quarter of an hour to go from one side of the room to the other to shake people's hands. How long is it going to take with 300? I have always seen sense in different nationalities and different folks choosing not to shake hands and recognising the existence of dignitaries or whoever by some other means. I cannot see why, what is under these circumstances and probably in the past as being an unhealthy practice that this Council seems to have invented when few other Councils I have seen on the news or whatever do likewise and I think we need a shake-up in our management of Australia Day or of citizenship ceremonies. Could I have some officers' advice on their thoughts?

**Response****Mick Jaensch, Director Corporate Services**

We are happy to seek guidance from Councillors. I have heard the arguments that Councillor Brown has put forward. Officers will certainly design any citizenship ceremony that suits the needs of Council. If it is the majority of Councillors that are keen to have a change, then we will certainly implement a change but we also need to get our guidance from the other Councillors here in the room as to whether they are seeking us to make this change. I would hasten to add Councillor Brown, tongue-in-cheek, we would not want to go to rubbing noses like the Eskimos or anything like that.

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)****Comment****Cr Peter Brown**

It is a significant health issue and I think all my experiences on Council over many years, it has always been thus. In the back of my mind, in more recent years I have certainly questioned it and certainly, I am questioning it seriously now. Councillors were given a hand detergent to make it work. If you really want it to work you would have to do it after every person you shake hands with, not at the end of the whole show.

**Question****Cr Peter Brown**

The other question is and I did flag with the Councillors that I was intending to ask some questions about the Melbourne Racing Club Master Plan. What prompted my thoughts was a note from the executive that Council met and it was not marked confidential so I will read it out '*Council met with the VPA, MRC and DELWP on 16 December requesting the finalisation of the Master Plan*'. When I read that I thought I have not seen a copy, not that I should have as I have only been back here for a couple of months but I did a big asterisk, where is the Master Plan at? A number of things came to my mind and there are some questions I cannot ask because in asking those question, I would be asking if the officers had the information to breach the *Privacy Act* so I cannot ask specific questions in relation to certain valuations and rates and all those sorts of things and in any case they would be hypothetical because the Master Plan has not been presented to Council. I understand that and I appreciate the need for privacy. However, there are two critical issues that are on the mind of many residents in relation to the future of Sandown in particular generally with Council.

The first one in relation to Council and I put this through to Mr Bosman, Director City Planning, Design and Amenity, is that when we have seen the large areas of Keysborough South as Councillor Kirwan likes to call it, subdivided for housing, mainly through Intropac and the Summerfield development but with other developments, 20 percent of the developable land had to be ceded to Council as public open space. The question I have is, given the precedent of the precedent of the land subdivisions in Keysborough in recent years having to contribute 20 percent of the developable land as public open space, is that policy or that principle being applied to the Master Plan for Sandown Racecourse? The club has made it clear to many people, not to everyone, that they do have a view to closing racing down at Sandown and developing the land for housing or commercial or whatever and that plan is still being devised.

The second one is, in the provision of public open space through any development, what Council has done in the past has taken particular efforts to protect trees or native species on the site. The length of Corrigan Road, the whole site length of Sandown Racecourse from Alamein Street right through the Princes Highway, has a magnificent band of native vegetation and a quite wide band. What thought is being given in the Master Plan to protect this particularly lengthy tract of native vegetation?

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)****Response****Jody Bosman, Director City Planning, Design and Amenity**

The open space quantum being sought at this stage by Council officers in the Master Plan area Sandown, currently calculates at 21.3 percent. The Mile Creek water course which runs through the Sandown cycle will be a component of the 21.3 percent and if Councillor Brown is referring to Keysborough South, they are not dissimilar from the point of view that the large amounts of open space in Keysborough South were also made up of water courses. Local passive parks will be required in addition to the 21.3 percent and would be determined at the precinct planning stage. In addition to the above, Council officers are also requiring that the Master Plan reflects the identification and reservation of at least 5.5 hectares of land for a primary school and community facilities for the site. Getting back to the 20 percent requirement for the Keysborough South area which was rezoned by virtue of Planning Scheme Amendment C5 at the time and this is going back quite a while. This was essentially the applicant's design response to discussions they held with Melbourne Water and protected the various creeks and waterways within the rezoned area so we are now saying that the developer at the time was the instigator if you will of designing the 20 percent open space. It came about as a design response of the discussions that they had had with Melbourne Water. It so works that the amount that we are asking at this stage and I think we were a fair bit off getting to a point where we even have an application that deals with these issues or comes to some sort of finality with these issues. We are looking at 21.3 percent and further open space over and above that.

As to the trees, an arborist report on everything around the trees, the retention of trees and the assessment of the health of trees, all of that will need to be submitted as part of the application that will ultimately have to be lodged with Council. We have been in discussion with the Melbourne Racing Club for a period of over three years starting in 2017 and we are still working on it now. There are a number of issues that we are working through and certainly the whole audit and the response to trees and other vegetation onsite is part of that process.

**Comment****Cr Peter Brown**

I appreciate the advice from Mr Bosman and it is very, very reassuring to know that such a significant area of land is being pursued by Council as public open space. Members in the Gallery and some Councillors may be unaware that the total site of Sandown is 112 hectares. That is 300 acres so that equates to in my language, about 60 acres of land which is a massive area and of particular interest to many residents, particularly on the other side of Corrigan Road, what is going to happen to the trees.

**Comment****Cr Sophie Tan**

Welcome to our first Council meeting. I just want to wish everyone a happy New Year for 2020 and also a Happy Australia Day. It is also Chinese New Year, Lunar New Year. As we live in a multicultural city, our New Year runs all the way to April. Cambodia New Year will commence on 13, 14 and 15 of April, we will have to say happy New Year all the way to April.



**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

I would like to pay my condolences to the victims, firefighters, volunteers who have lost their lives in the horrific bushfires recently. It is one of the worst bushfires in Australian history. Right now, I think about 33 people died nationally. Probably 1 billion plus animal wildlife have been killed and also, I think more than 11 million hectares burn and still burning in some parts.

As a community we have raised a lot of funds recently. I will not go through my whole report so I am just going to mention the major ones.

On 15 December 2020, I attended the commemorative event to mark the 20<sup>th</sup> Anniversary of the return of Macau, hosted by the Federation of Chinese Association. We also presented a certificate to the Rural Aid Program. The campaign was called 'Hay Mate Bush Christmas Appeal'. They raised more than \$60,000 for the bushfires.

On 19 December 2019, I attended at the Noble Park Community Centre Christmas party. I know we have the recent issues with the centre so I just want to say thank you to the committee and staff for their patience with what is going on. We are just waiting for the nomination report in February 2020 so we can sort this out.

On 23 December 2019, I attended an event hosted by the Springvale Asian Business Association (SABA) and nine other organisations to raise money for the Christmas Bushfire Appeal for those in Queensland. The current total is \$90,000 which is a lot of money that will be donated to the Salvation Army and it is all from the Asian businesses mainly in Springvale.

On 27 December 2019, I attended the opening ceremony of the Annual Sports Festival, hosted by the Volleyball Association of Hazara in Victoria. More than 10,000 people attended with the Mayor, Councillor Jim Memeti and also our Members of Parliament as well. On that day, I think there were around 36 different volleyball teams nationally and also one team from New Zealand. It is one of the biggest volley ball meets in our city and a great achievement to the organisers who have put a lot of effort into the event and the games so congratulations to the teams.

On 12 January 2020, I attended the opening of the Noble Park Bowls Club at the new green with new lights and surround, funded by the State Government and it is in my Ward so we will be working closely with the clubs to try and increase their membership this year. Currently they have around 100-120 members.

On 13 January 2019, I attended the Victorian Hazara Afghan community fundraising where they raised over \$160,000 for the bushfire in just 10 days. This is a massive effort because most of them are migrants with refugee backgrounds so it is a great effort from their communities.

On 17 January 2020, I attended the South East Melbourne Vietnamese Associations Council (SEMVAC) Lunar New Year party with most of the Councillors.

On 18 January 2020, I attended the Ukraine's New Year Eve hosted by the Association of the Ukraine South East Noble Park branch. They have a few branches in the city, one in Prahran, in the North, Geelong and Noble Park.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

On 19 January 2020, I attended the 2020 Springvale Lunar New Year Festival hosted by SABA. This is their 28<sup>th</sup> year of hosting the event. There were up to 100,000 people attending. I know that some people were not really happy about the fireworks due to climate change but because it was already organized, they were unable to cancel it at the last minute. Congratulations to SABA again who raised more funds for the bushfire appeal for the Salvation Army.

On 19 January 2020, I attended the Australia Day celebration, a multicultural night hosted by the Federation of Chinese Association of Victoria.

On 23 January 2020, I attended the Dandenong Night Market which is being trialed from 9-30 January 2020. It is the last week of the trial so I would like anyone who does not have anything to do on that day to come along. This is the first night market and attendance has been good with about 5,000 people attending each night which is a great effort to both communities and staff.

On 25 January 2020, I attended our first Cambodian Australian Federation and Cambodian Association of Victoria combined bushfire appeals. In less than two weeks we raised over \$50,000 which will be given to the Red Cross to help out families who have been affected recently.

On 26 January 2020, we attended all the Australia Day celebrations. The Noble Park flag raising ceremony in the morning which is done every year and the citizenship ceremony in the afternoon where we welcomed 50 new citizens. As Councillor Brown knows, we normally celebrate citizenship with 300 people at the Springvale City Hall with 150 for each session. The ceremonies usually take about 2 to 3 hours and are attended by the Mayor, myself, other Councillors and probably just four other people, not 12 and we do not just shake hands. We distribute merchandise items such as flags, badges and posters and packs for the kids. You do not have to shake hands, it is up to you, it is your choice. You can just say congratulations and give out the merchandise. I also attended the Australia Day festival at Dandenong Park. I want to congratulate all the award winners which is a great achievement for the whole year. At night, I attended the Chinese New Year hosted by Springvale Ethnic Chinese Elderly Caring Friendship Association of Victoria. Happy New Year.

**Comment**

**Cr Tim Dark**

I learned over the holiday break that if you get given gifts you can donate it to Council for future historical records and that was ratified at Australia Day. Christine Keys also mentioned she likes to have all these artefacts so I have got this which does not quite fit in the décor of my house but I will donate it to Council. I would like to present it the Mayor.

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**Cr Tim Dark presented the Mayor with a combination of Chinese mystic knots joined together, believed to be good luck symbols.**

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

I am going home after this Council meeting to compile a box of everything that I have accrued over the last four years and start donating things back to Council and to our archives. I hope everyone had a good Christmas and New Year. It was a very good period for people to catch up with family. As quite a few of my colleagues have mentioned, it is an election year that we are in now as I reach my fourth year on Council which has gone lightning quick, quicker than I think anything I have ever seen before. I think I am ageing quicker than anything. I looked in the mirror and I thought I was Councillor Kirwan the other day, I was shocked - in jest.

I attended a few events over this break. I attended the launch of the Dandenong Market, the Playground which has been key and they have gone through a whole lot of designs over the processes. They have got some kids there playing and there are some mushrooms and a big obstacle that you can climb around. It was great to see so many kids there, particularly once a café operator moves in, hopefully it will become a bit of a destination for the market and get people to visit the general merchandise area.

I also attended the SEMVAC Lunar New Year dinner in Keysborough and that was a well-attended event with the executive members of SEMVAC organising and planning the events that they have for the year ahead.

I note that the TET festival is also coming up very, very soon. I think it is next weekend. That should be a very well attended event.

**Question****Cr Tim Dark**

I also attended the Theophany eve with the Ukrainian Association of Victoria, the south east chapter. Liana Slipetsky has taken over as chairperson and she has done a phenomenal job in that for the 2 or 3 months that she has been chairperson, membership has increased to over 25. It was good to see that they had signed up more people and from my mental recollection over the four years, I signed up former Councillor Blades without her knowledge until I needed her signature on the form and now she is excited to become a member of the Ukrainian Association of South East and her father was Ukrainian. She took that with pride and it was good to see. If we could write a letter thanking her for her contribution and also any way that we could potentially assist the Ukrainian Association in the south east in future that would also be helpful.

***This question was noted for further action.***

**Comment****Cr Tim Dark**

I also attended the Chinese New Year and the Australia Day celebrations from the Federation of the Chinese Associations. This was the first time it was held at the Springvale Town Hall. Previously it had been held in different areas and different municipalities. They had seen that the Springvale Town Hall has undergone such a substantial renovation so they decided to hold it there. It was attended by Councillors from the City of Melbourne, from the City of Monash and basically from all around the region of Kingston came to celebrate. Members of the Chinese Consular Corps and many people also came over from China with many tourists visiting. We all shook their hands and it was good.

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

We took many photos. It was a very, very well attended event. I think there would have been in excess of 300-400 people that fully booked it out. 700 as Councillor Tan reminds me so that was an excellent event.

I also attended the Springvale Asian Business Association (SABA) New Year in Springvale with I would say, almost all of the Councillors. It was a very good event. Having the community turn out to celebrate and see these sorts of things is good. Many families were heading out there and I know many younger people are coming to get dinner and see what was going on. If you ever want to see when they release the footage, Councillor Memeti when he lights the firecracker almost got everyone because he did not realise how to light the firecracker and had to run away before it was properly lit. If you ever want to see something, that is something to watch. It is quite funny.

**Comment**

**Cr Tim Dark**

I also attended the Dandenong Night Market and I have not missed one. I am looking forward to this Thursday being the last one. It has been phenomenally well-attended. There have been about 5,000 people every single night. People are coming from all different areas. Talking to the people who are trading there, they have been very, very happy and they have seen people coming from Clyde, Clyde North and from Pakenham who have on their way home stopped by to grab dinner or as a destination they have gone to. There are so many younger generation people I know that I have been speaking to, and as Councillor Melhem mentioned before, that people of our generation are coming out to celebrate and are really, really excited by the night markets.

I also attended the Noble Park RSL Australia Day Flag Raising ceremony on Australia Day and the citizenship ceremony here. And kudos to the Governance team for giving hand sanitiser to all the Councillors making sure that everyone is covered for any potential outbreak.

The Australia Day Festival with the award winners was a fantastic achievement. There was a good cross of people who achieved the awards in the City of Greater Dandenong, particularly Christine Keys, Citizen of the Year. She has spent hours and hours putting together archives and running the Dandenong Historical Society. I know I have seen her at multiple events and if a company or anybody was to enquire and ask for historical images she is the first to quickly find out what she has got and supply them.

I also attended the Springvale Ethnic Chinese Elderly Caring Friendship Association Incorporated dinner on Sunday night with the Mayor, Councillor Tan and Councillor Chea. This was another well-attended event. It is always good to see that the community is turning out on force to celebrate all of the events that are occurring. The community is quite tight-knit.

**Question**

**Cr Tim Dark**

There was an announcement three weeks ago by the Federal Government with regards to the underwriting of an Australian Pipeline Trust and APT Investment Trust (APA) group 2020 megawatt gas generator in Dandenong South. This was supposed to be located on Greens and Frankston-Dandenong Road where APA currently have their current site and I believe they have quite a large amount of area behind where they have the ability to locate it. They have submitted to the

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Federal Government their costings and apparently it is a viable opportunity, hence the Federal Government has announced they are underwriting it. Have we had any correspondence or any conversations, or have we received anything from APA with regards to this application? If we have, what are the terms of it? If we have not, when are we expecting to hear some information?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

We are having our first meeting with them on 12 February 2020. We have seen no documentation or anything yet so this will be the inception meeting if you will, where they will come and introduce themselves and give us some of the information. I am keen to see what is being proposed I think as Councillor Dark is. No doubt a number of meetings will follow from that but the one thing that I do know already is that the process will be dealt with by Council. The development permit process is a process that will be in the hands of Council. It will not be taken out of the hands of Council. I will be able to give Councillor Dark some information following the meeting on 12 February 2020.

**Question**

**Cr Tim Dark**

Will there be any report by the Environment Protection Authority (EPA) such as what we are seeing in Ordish Road at the moment? Also, is there a chance that the State Government, through the Minister for planning may then make the application in one of theirs and make a decision on it and override Council?

**Response**

**Jody Bosman, Director City Planning, Design and Amenity**

As mentioned, I will only find out information on 12 February 2020 but there is no intention as far as I can make out, that the Minister intends to take this out of the hands of Council, that the application will be lodged ultimately with Council and be decided by Council. That is their proposal and that is what they are coming to talk to us about on 12 February 2020.

**Question**

**Cr Tim Dark**

My final question tonight is something that I raised some time ago about a book that appears in our library and it is a book which I have raised concerns about. It is titled 'The Gender Fairy' written by Jo Hirst and co-authored by Roz Ward, a self-proclaimed Marxist. This is self-proclaimed by themselves, I might add. These are the people who run the horrific state schools program in schools and it is a ridiculous thing but this book sits within our library in the picture books on the ground floor, right against the carpet, hidden amongst all the other kids' picture books we have. I have raised concerns about this a couple of times particularly because it is very misleading particularly for kids there, parents who may not be aware, particularly in a municipality where we are multiculturally and linguistically challenged. People in there may not be aware of what the book is about exactly until they get it. It looks deceiving because there are a couple of kids' portraits on it and I refer to one of the pages in particular page 21. This is where it becomes interesting when you subscribe to a system in the libraries where anybody can search for a book and it tells you which libraries in the State have got it. This book in particular states on page 21, '*Only you know whether you're a boy or a girl; no*

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

*one can tell you. If you feel no one knows who you really are you can tell a grown up you can trust'. It also has pictures of fairies and they are kids. It is deliberately designed for kids I would say probably from four to maybe 10 years old. I do not know when kids start reading more detailed books. My concern is that this book potentially is misleading for parents who are bringing their kids to the libraries and our libraries are supposed to be safe places. For kids who potentially may end up with a book like this, it will cause confusion for kids, particularly given it runs contrary and it has been co-written by as I said before, a self-proclaimed Marxist. Will you please review this book and just have a look and see: (1) if having it on the ground floor amongst all the kids' picture books is the right place to have it? (2) if having it in our library is the best place to have it at all?*

**Response**

**Tilla Buden, Acting Director Community Services**

We will have a look at that for Councillor Dark.

**Comment**

**Cr Jim Memeti, Mayor**

I will just go through my report pretty quickly.

I attended the Springvale Asian Business Association (SABA) Bushfire Appeal in Springvale and the 10 organisations that raised money. They did a good job. They raised over \$90,000.

I attended the Victorian Afghan Football Association in Tatterson Park, Keysborough where they had a four-day event. In the Grand Final, they had over 6,000 people attending so it was a huge event from the Afghan community.

The New Year's Eve event in Harmony Square again broke the record with about 16,000 people attending. I remember a few years ago when we started. There were four people, then it went up to six and eight and 10 and 12 and 14. It is now up to 16,000 so it was a fantastic turnout.

I was also at the launch of the Dandenong Market playground, a good little asset the market owns now for children. Parents have shopping to do so it is a good little spot where they can leave the children five, 10, 15, 20 to 30 minutes and then come and pick them up.

I had the honour of switching on the lights at the Noble Park Bowls for the opening of the new green and surrounds. I had not been at that bowling club before so it was good to attend and see a little fantastic club run by the volunteers there.

I also attended the Hazara Community Bushfire Donation Presentation which the Hazara community had raised \$160,000 for the bushfire appeal. They asked me for a recommendation and where they should donate the money to. I looked around and thought of the Gippsland Emergency Relief Fund who donates 100 percent of the money. That was who I have been recommending everybody to donate to because what we have found out in the last few days is these big organisations take at least 10 percent for running costs and they do not distribute the money straight away. It takes years to distribute the money. I do know that this problem is not going to go away straight away but the Gippsland Emergency Relief Fund works really quickly and gets the money onto the ground as soon as possible. I strongly urge you all to recommend that organisation.

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

I also went to the South East Melbourne Vietnamese Associations Council (SEMVAC) Lunar New Year celebration hosted by the President, Theresa. I look forward to working with SEMVAC in 2020. They do a fantastic job throughout our community.

I also attended the Ukrainian Christmas season and end of year celebrations which was a great turnout. As Councillor Dark said, there were only 25 members three or four months ago, now they have got 100 paid members which is quadrupling the membership.

I also attended the opening ceremony of the 2020 Springvale Lunar New Year Festival, one of the biggest festivals on the City of Greater Dandenong calendar. They expected about 100,000 people and I am sure they would have got pretty close to that number of people. It just grows every year and it is getting bigger and better. That was hosted by SABA for the 28<sup>th</sup> time.

I also attended the Chinese New Year and Australia Day celebrations hosted by the Federation of Chinese Associations of Victoria at the Springvale Town Hall. They have tried many other halls around the area and they told me that this is the best hall. They will be coming here in the future. I reminded them that when the gardens and the new library open, it will be even more impressive. I think that hall will be booked everyday of every month of every year in the future. People are just going to have to book way, way in advance because it is a special asset that we have and I was very proud to tell them what we have been doing there. I think there were about 30 Councillors from around the State. I think one of the Councillors said City of Melbourne, City of Monash, Kingston Council, all over Melbourne and they just loved the facility so it is only going to get bigger and better up in Springvale.

I also attended the Dandenong Night Market last Thursday. Fantastic initiative. It was the third one and we have one more. I think the community has said, well this is fantastic, we want more of this. As we all know, we are trialling it for the first four weeks for this year and if it is a success, I think Council will make a decision in the budget and hopefully it will be an annual event where we can have it maybe January and February in the years to come.

I also attended the Cambodian Australian Federation Bushfire Donation to the Australian Red Cross where they raised \$50,000. Here is another multicultural group in the city giving back to the community and that was a very good day as well.

I attended the Australia Day Flag Raising ceremony at Noble Park RSL which is always a must on Australia Day to visit one of the RSLs. They do a fantastic job over there at Noble Park and it was a pleasure to be there. We had the citizenship ceremony where we welcomed 50 new Australians. It is always very special receiving an Australian citizenship. People are always very happy to receive it but to receive it on Australia Day is extra special. I even noticed that the certificates were different. They look better so it is a special thing to receive on Australia Day.

I also attended the Australia Day Awards presentations at the festival in Dandenong Park which was attended by over 12,000 people. I think that has increased from last year as well. Let us not forget the award recipients. I think we had a fantastic group of award winners and I could not be more proud of the work that those community members have done in our City for many, many years. For the first

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time, we have awarded on Australia Day the recipients for the Living Treasures and there were four of those, really good people who had done good work throughout many, many years in our community so I was pleased for them as well.

Later on that evening I attended the Lunar New Year Australia Day celebrations hosted by the Springvale Ethnic Chinese Elderly Caring Friendship Association. These associations are right throughout our City and I am looking at my calendar and I think I am going to one of these functions every weekend for the next four weeks on Saturday and Sunday. I showed my wife because she was trying to work out which weekend I have got off and I do not have any. I am looking forward to attending all those.

I would like to make a special mention of Mr Naim Melhem, former Councillor and Mayor of this City on receiving the Order of Australia Medal (OAM). Naim, who arrived in Australia back in 1977 and I am not sure how old he was then but he is one guy who has always said that he has been lucky to live in this country. Like many of us who have migrated from other countries and feel that however we can contribute to this country, once you help one person it just grows on you and you just want to do that. I can understand the way he has been working for many, many years and I congratulate Naim and his family on receiving that award.

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**John Bennie PSM, Chief Executive Officer tabled a listing of responses to questions taken on notice/requiring further action at the previous Council meeting. A copy of the responses is provided as an attachment.**



## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

## COUNCILLOR QUESTIONS TAKEN ON NOTICE/REQUIRING FURTHER ACTION

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
25/11/19 CQT12	Cr Matthew Kirwan	<p><b>Letters from the Mayor</b> (a) As mentioned in my earlier report, have we sent letters from the Mayor to both the Principal and School Council President of Dandenong High School congratulating them on their 100th Anniversary?</p> <p>(b) Have the retiring members of the Sustainability Advisory Committee received a letter of thanks from the Mayor for their service on the committee. If so, can that please be arranged?</p>	Director Corporate Services	24/12/2019	<p>(a) Letter sent to Principal of Dandenong High School 21/11/2019</p> <p>(b) Letter sent 24/12/2019</p> <p>COMPLETED</p>
9/12/19 CQT1	Cr Tim Dark	<p><b>Railway Parade, Yarraman Site/Shops Parking.</b> My first question has to do with the Railway Parade, Yarraman site. I know there has been an exchange of emails between Council officers. I attended the site on the weekend and there was a conversation about restricting the hours. The traders who are moving in there particularly the laundromat and a couple of the restaurant owners are concerned about the amount of parking that is available because of people who are attending to go for dinner. The Little Bad Wolf Café there which I believe is prolific on social media have 50-75 people attend at one time and they are concerned about the lack of parking there. I know I reiterated last time that there is VicTrack land nearby. Can we have a conversation with VicTrack about</p>	Director Business, Engineering and Major Projects	14/01/2020	<p><b>Initial Response 9/12/19:</b> The best approach would be with regards to traders' concerns about competing for car parking spaces with regards to new activities, is for Council's transport team to undertake the appropriate survey to decide whether it can be dealt with through sign restrictions in terms of restricting hours. As Councillor Dark suggested officers can engage with VicTrack with regards to any land that they may not be using for the purpose of carparking. I will take the question on notice in terms of officers undertaking surveys. It might be best to undertake surveying after Australia Day 2020 to gauge normal traffic movement patterns.</p> <p><b>Further Response 14/01/2020:</b></p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT3	Cr Tim Dark	<p>how we can deal with the car park opposite, if there is provision to redo it to make it wider, larger and to increase the amount of parking that is available there?</p> <p><b>Comment</b> <b>Cr Tim Dark</b> I know there have been conversations with Councils transport team and traders about possible parking time restriction. I have been informed by the laundromat owners that it takes an hour and 45 minutes to complete a wash and dry cycle. The concerns are around people who drop off their washing and the issues around the car movements there.</p>	Director Business, Engineering and Major Projects/Director City Planning, Design and Amenity	14/01/2020	<p>We will arrange for a parking occupancy survey after Australia Day to have up to date data. Consultation with the relevant traders can then take place.</p> <p>COMPLETED</p>
9/12/19 CQT8	Cr Maria Sampey	<p><b>Report on Audit of Footpaths</b> The 53 detailed within the comprehensive report which I have not seen but of those, which ones have been identified in terms of looking worse for wear like the Yarraman Road strip?</p> <p><b>3 Metre High Fence at Leman Crescent, Noble Park &amp; issues caused.</b> I refer to an ongoing issue that I was involved in back in June 2019 with regards to a property in Leman Crescent, Noble Park. The property has had a</p>	Director City Planning, Design and Amenity	13/12/19	<p><b>Initial Response 9/12/19:</b> Speaking for the Director of City Planning, Design and Amenity, there was a report from his directorate that was completed a number of years ago and perhaps that was before Councilor Dark's time, if we could make that available, that would then give Councilor Dark an assessment.</p> <p><b>Further Response 14/01/2020:</b> A copy of the Neighbourhood study has been provided to Councilor Dark.</p> <p>COMPLETED</p> <p><b>Initial Response 9/12/19:</b> I will take that question on notice. In terms of fencing, that is generally dealt with under the Fencing Act, which is a civil matter that Council cannot directly be involved in but I will follow up and give provide Councilor</p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT11	Cr Zaynoun Melhem	<p>three-metre high fence for a number of years. Council have attended the site however the three-metre high fence is still there. The only way that the neighbouring residence can exit their driveway is by someone signaling to back out because you cannot see past the high fence. Can Council investigate? Also, the same residence is continually playing extremely loud music. This is an ongoing issue and they have reported it to Victoria Police. Nothing has been done so I would like to know what action Council can take?</p>			<p>Sampey with a further response.</p> <p><b>Further Response 13/12/19:</b> This fence has a long history with it previously being required to be removed in 2016, which did occur. The owner has now erected the fence again and a Building Order has been issued for its removal. The owner has not complied with this Order, and the matter is now listed for Court in January 2020, where Council will be seeking to have the fence removed.</p> <p>With regards to the noise issue, officers are currently investigating this and will update the resident once the investigation is complete.</p> <p style="text-align: right;">COMPLETED</p>
	Cr Zaynoun Melhem	<p><b>Break-ins at Rosswood Tennis Club, Dandenong North.</b> The City of Greater Dandenong helped one of the local tennis clubs in Dandenong North, Rosswood Tennis Club in the past year. We have completed beautiful new fencing and access for the club. They have been very, very fortunate and had a significant investment. Unfortunately, even with all this investment and the chief access that we have granted residents, people are still getting bolt cutters and opening the fences so they can sneak in and use the new facilities. There are three separate holes to that fence so I wanted to know who is responsible for the repair and maintenance of that. Can Council provide assistance?</p>	Director Community Services	12/12/19	<p><b>Initial Response 9/12/19:</b> I will take that question on notice and will liaise with the Rosswood Tennis Club.</p> <p><b>Further Response 12/12/19:</b> Under the lease agreement with all Tennis Clubs, Council attends to vandalism. Council officers have not been made aware of any issues at the Rosswood Tennis Club but have made contact with the club to discuss the matter further and assist as required.</p> <p style="text-align: right;">COMPLETED</p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT12	Cr Zaynoun Melhem	<b>Fireworks Permit for church on Gladstone Road, Dandenong North</b> It is the festive season and we have many Carols by Candlelight events happening all over the City. Yesterday we could hear the fireworks coming from Jells Park which is a fair few kilometres away. A resident asks me this question every year and every single year, the applicant unfortunately does not do the right thing and sends letters out. Through the relevant officer, do we know if the church on Gladstone Road in Dandenong North has a permit for their fireworks for the Carols by Candlelight this year? If so which I am sure they do because they always get a permit, what is their obligation in letting residents know?	Director City Planning, Design and Amenity	13/12/19	<b>Initial Response 9/12/19:</b> I will take that question on notice and confirm whether or not that particular church has the relevant permissions in place. In terms of letter drops, I understand it is about a kilometre radius that they are required to letterbox drop but again, I will confirm that exact dimension for Councillor Melhem.  <b>Further Response 13/12/19:</b> The correct permission has been sought by the church, and they did undertake the required letterbox drop. With regard to the area to be notified, Council's policy requires notification to be given to all properties within 1.5km of the site.  COMPLETED
9/12/19 CQT13	Cr Matthew Kinwan	<b>GPS Tracking for Letterbox Drop.</b> Can we find out if they use GPS tracking on that letterbox drop?	Director City Planning, Design and Amenity	13/12/19	<b>Response Provided 13/12/19:</b> The applicant has produced a receipt showing that they did use a service provider that used GPS tracking as part of their notification process  COMPLETED
9/12/19 CQT14	Cr Zaynoun Melhem	<b>Assistance for Men's Shed Lease</b> Last week, I went to the Men's Shed down on Carlton Road in Dandenong. The Men's Shed is leased back from Scouts Victoria but I think it is originally a Council building. I met some remarkable guys, mainly engineers who have probably one of the best model train sets in the state. We do not know about them very much at Council because they are very much self-sufficient. They have	Director Community Services	16/12/19	<b>Initial Response 9/12/19:</b> I will take that question on notice. I will follow it through and provide a response that might include a letter from the Mayor.  <b>Further Response 16/12/19:</b> Council officers have contacted the Men's Shed Secretary, Colin Fraufenfelder to offer a meeting to discuss their lease with Scouts

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Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT15	Cr Zaynoun Melhem	<p>been around for 50 years. They have 60-65 consistent members. They are self-sufficient with the money and everything that they have but there is an issue with their venue. It looks like Scouts Victoria wants to end their lease in the next year but I can assure you, if anyone from Council has gone and seen what they have done and how they have invested into that hall, they will notice that it is going to take a lot more than one year to get rid of that fixture and the improvements that they have done. It is a great club. It is open to men, women and children even though it is called the Men's Shed. They are a great group of mates and they do some really great things. They told me some of their annual investments into their model train sets and facilities costs over \$20,000 and to be self-funded for the last 50 years. I think Council needs to get behind them. I know that they have been in contact with Council's Community Services and they have been helpful which is fantastic. Is there a way that Council can either help with finding a new permanent home or help with the negotiations with Scout Victoria? I just really want to get Council involved and help out this group because they are really looking after each other and seeing that kind of mateship, we really need to get behind them.</p>	Director Community Services	12/12/19	<p>Victoria, and how Council might be able to support them to secure this site longer term.</p> <p style="text-align: right;">COMPLETED</p>
		<p><b>Assistance for MMT Care, Dandenong</b> Last week at the Councillor Briefing Session, we met the young leaders of the City of Greater Dandenong. We met some quite remarkable young people.</p>			<p><b>Response Provided 12/12/19:</b> Council officers will contact MMT Care to discuss their projects and opportunities for support from Council.</p>

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Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>Many of these leaders have started their own businesses and young girls are very entrepreneurial in how they think. They are going out and they are doing things that are benefitting the community and it was really exciting. When I was leaving, I met a young guy by the name of Ibrahim Hassan. He is a local from Noble Park and with his family he has opened a business called MMT Care which is funded by the ND/IS and they provide care Australiawide now. I attended their Christmas party yesterday. They have been open since March 2019 and they already have six houses where they provide care since opening in March. Ibrahim is 18 and he is very good. They are doing great work. They are based locally in Robinson Street here in Dandenong with over 100 staff which is amazing for not even the year. I really want Council to get behind them and see what we can do or if there is anything that we can support them with. They are hiring local people. I met many of these local people and many of the people that worked there are people that I recognise from the community. I would like Council to get involved and see if there is any work that we can do with them for our local residents. I know they provide a lot of support and I know that they provide a lot of community housing which Council has been advocating for. I just wanted to commend MMT on their rapid growth and creating such a beautiful business. They said it is not even about the money. It is about making sure that people get the right care and many of these people that</p>			

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT18	Cr Matthew Kirwan	<p>use the NDIS are some of Australia's most vulnerable people. They are doing amazing work and I really hope that they will go strong in the future.</p> <p><b>Kick Around Area at Keysborough Park</b></p> <p>I have continued to receive complaints from residents from time to time regarding the kick around area that is part of the park we built in 2016 at the corner of Westwood Boulevard and Stanley Road, Keysborough. Residents report that it is an unsafe and uneven surface. The complaints have intensified so I visited the park myself. This has been the first time in a while that I drove past it and had a detailed look. What was good was that the issues with grass on that park had been resolved but walking on the park, I found that the surface was very uneven and it is certainly not a surface that would be very appealing for families to use as a kick around area. Some residents have said that this is because of the uneven surface and some say it is because there is a lack of demand for a kick around area in the first place. As I mentioned, I do drive past it a lot and I always find the playground really, really busy and very popular but that kick around area is always unused. My question tonight is can we conduct an online survey to get a bigger picture of the reasons why people are not using the kick around area and what park features they would like instead?</p>	Director Business, Engineering and Major Projects	30/12/19	<p style="text-align: right;">COMPLETED</p> <p><b>Initial Response 9/12/19:</b></p> <p>I will take that question on notice. I have asked the staff to have a look at the issues related to the unevenness first and will answer that part first. We will then see whether or not we need to go down the other path of the online survey as Councillor Kirwan has indicated so partly on notice but subject to an inspection.</p> <p><b>Further Response 30/12/19:</b></p> <p>The park at the corner Westwood Boulevard and Stanley Road Keysborough is a passive park. The soccer goals at this location are there for "casual play" rather than organised sport. The kikuyu grass is the preferred warm season grass species found in many of our parks, which is more durable to the harshness of heat and low rainfall. Like any plant, Kikuyu grass does require water and prolonged periods of no rainfall will likely result in a loss of grass cover which is further compounded if the surface is heavily trafficked. Parks of this nature are not irrigated therefore a loss of turf can be expected in the summer months.</p> <p>An inspection of the site was conducted on Tuesday 17 December 2019. Although not to the standard of a formal sports ground the site is</p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT23	Cr Matthew Kirwan	<p><b>Update on Local Government Act Bill 2019</b>            What is the latest on the Local Government Act Bill 2019 in particular when do we expect to know about how it will be implemented?</p> <p>The website (<a href="https://www.localgovernment.vic.gov.au/our-programs/local-government-act-review">https://www.localgovernment.vic.gov.au/our-programs/local-government-act-review</a>) talks about an implementation plan. When do we expect that to be available? What is the impact on the current reviews being undertaken by the</p>	Director Corporate Services	10/12/19	<p>reasonably level, fit for purpose and did not have any apparent safety risks. The site had approximately 90% grass cover of predominantly Kikuyu grass. Some grass had been lost due to drought conditions, wear and tear caused by intensive use in the area in front of the goals and damage from illegal entry of a motor vehicle. There were some isolated areas that would benefit from top dressing, however the prevailing dry state of the reserve and summer (hot) weather, dictate it inappropriate to undertake the work at this time. Some minor top dressing will be scheduled for autumn.</p> <p>Based on the condition of the turf particularly, it would indicate that the park is being reasonably used for its intended purposes and therefore, an online survey is not considered necessary at this point in time.</p> <p><b>COMPLETED</b></p> <p><b>Response provided 10/12/19:</b>            The answers to this question can only be provided by the Office of Local Government.</p> <p>To that end, the question was forwarded to the Office of Local Government and the below response was received:  <i>In relation to Cr Kirwan's question, Local Government Victoria can provide the below information:</i></p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>Victorian Electoral Commission (VEC), both the representation reviews undertaken this year and the sub-division reviews that have been completed like Greater Dandenong be treated any different to those underway like Casey City Council? If the ward boundary outcomes like having multi-Councillor wards in Greater Dandenong are going to be modified to single Councillor ward,s what is the process and timing of how that process will be undertaken?</p>			<p>The Minister is currently considering the Victorian Electoral Commission's final report into the electoral representation review into the City of Greater Dandenong Council.</p> <p>The Local Government Bill 2019, currently before Parliament, introduces single member wards as the default structure for all councils.</p> <p>Single member wards ensure greater equality between wards, and more closely reflect the way members of parliament are elected.</p> <p>Single member wards are also the best way to ensure representation is genuinely local.</p> <p>It is proposed that an unsubdivided municipality model will be available to rural councils whose demographic profile make such division into wards inappropriate, for example councils with large geographical areas and small populations.</p> <p>While which structure is applied to each council is a decision that ultimately rests with the Minister, he will not pre-empt Parliament by making this decision before the Bill is passed.</p> <p>I hope you find this information useful.</p>
9/12/19 CQT24	Cr Matthew Kirwan	<p><b>Update on various issues raised previously</b></p> <p>I would like to request for an update on a number of other long standing issues:</p> <p>a. Timing for a pedestrian crossing across Stud Road and what advocacy activities have happened in the last six weeks including any meetings with Members of Parliament or State</p>	Director Business, Engineering and Major Projects	10/12/19	<p><b>COMPLETED</b></p> <p><b>Further Response Provided 10/12/19:</b></p> <p>(a) These signals are currently unfunded, and advocacy is focussing on obtaining funding for signals at this location. Council officers discussed the project with the office of the local</p>

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**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>Government representatives.</p> <p>b. Timing for a pedestrian crossing across Heatherton Road near Emerson School and what advocacy activities have happened in the last six weeks including any meetings with MPs or State Government representatives.</p> <p>c. Timing of footpath along Stud Road between Cheam Street and the freeway including any meetings with MPs or State Government representatives.</p>			<p>member (Gabrielle Williams) and met with officers at the Department of Transport two weeks ago to discuss options for delivery. The latest formal advocacy letter is currently awaiting a signature from Victoria Police, who have been partnering with us for advocacy on this issue. The letter will then be signed by the Mayor and sent to the Ministers for Road Safety and Public Transport, as well as the local Member.</p> <p>(b) These signals are also unfunded, and advocacy is focussing on obtaining funding for signals at this location. This location is also part of the advocacy letter which will be co-signed by Victoria Police. Designs for this proposal are complete and it is simply a funding issue – for this reason, there have been no further meetings with either Emerson School or the Victorian Government in the last 6 weeks.</p> <p>© These works are funded through Council's Active Transport Infrastructure Program. The delaying issue has been getting approval from the Department of Transport to undertake the work. A letter of advocacy was sent to the local State Member (Gabrielle Williams) in November for assistance in putting pressure on the Department of Transport to provide this approval. This has also since been discussed with her office. Once approval is</p>

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Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>d. Availability of gravel car park on the corner of Stuart Street and Clow Street to the public. I am still getting questions about that being vacant a lot of the week.</p>			<p>granted, works will occur very shortly after.</p> <p>(d) The carpark is relatively well occupied by permit holders during the week, but we are aware that there is space here on the weekends in particular. This carpark itself is not appropriately constructed to take high turnover parking such as customers. The entrance is too narrow, and the gravel surface would be badly impacted. As a result, this location only considered suitable for all day parking by user groups that are familiar with the carpark. Moving all-day parking from nearby areas into this carpark, and thus freeing up parking elsewhere for customers is something that is actively being pursued. Market traders have been offered the option to park here when it isn't required for permit holders.</p>
9/12/19 CQT25	Cr Matthew Kinwan	<p>e. Replanting of the wattles along Railway Parade, Dandenong between the Jones Road/Bennet Street intersection and Belfort Street, Dandenong.</p>	Director Business, Engineering and Major Projects	20/12/19	<p>(e) LXRA have been slow in cleaning up the site and removing surplus material left over from their works. This has delayed the intended replacement tree planting and has been re-scheduled to the 2020 program.</p> <p><b>COMPLETED</b></p> <p><b>Responses provided 20/12/19:</b></p>

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Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
		<p>struggling too.</p> <p>(a) Could this particular tree be looked at?</p> <p>(b) How often do we water our trees in the first few years of them being planted?</p> <p>(c) How many new trees that we plant die each year and how can we reduce that?</p>			<p>(a) The trees at the reserve on the Corner of Oakwood Drive and Elonera Road were transplanted late in the season due to the construction of a works compound in that reserve. The Parks team arranged for the transplants on very sudden notice, and unfortunately when trees are transplanted in late November there is a chance of failure due to warm weather and transplant shock, even with appropriate maintenance. Councils Arborist inspected the newly planted trees in Chandler Reserve and they were found to be in reasonable condition.</p> <p>(b) Trees are mulched, pruned, staked, and watered for the first two years after being planted. During the Spring and Summer months each tree gets watered 3 times every two weeks.</p> <p>(c) At the end of 2 years of maintenance, Council loses less than 8% of the newly planted trees. This is one of the lowest failure rates in metropolitan Melbourne. In 2018, 7.8% of the newly planted trees were lost. 1% was due to death. The rest was vandalism or stolen trees, which is a much more significant problem for us. We have been trialling different tree guards to reduce this loss, with a lot of success so far.</p>

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## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT26	Cr Matthew Kirwan	<b>For the Memory of Stuart Marriner</b> When Stuart Marriner passed away in 2014 I remember asking if we could name something after him – whether it be a reserve or a room or have a plaque on the Dandenong Creek trail. Stuart was a Living Treasure of this city. He was a foundation member of the Dandenong Residents' Action Group (DRAG). He held both government and industry accountable for pollution, and with DRAG was successful in having polluted sewerage treatment land sealed off from development of any kind. He and the group were a catalyst for establishing effective consultation between industry and the community and leading to a much better managed Dandenong South Industrial Zone. Have we progressed this or if we have not, can we progress it?	Chief Executive Officer	10/01/2020	<b>COMPLETED</b> <b>Response provided 10/01/2020:</b> Stuart Marriner will be recognised in the Living Treasures digital display which will be installed in the Lonsdale Street Foyer of the Dandenong Civic Centre by the end of the financial year. Stuart's photo and a summary of his work will be included.  Stuart is currently recognised and listed on our current Living Treasures page on Council's website. <a href="https://www.greaterdandenong.com/document/29895/living-treasures">https://www.greaterdandenong.com/document/29895/living-treasures</a>  Other opportunities are supportable in principle and will be considered as part of a broader assessment of naming options.  <b>COMPLETED</b>
9/12/19 CQT27	Cr Matthew Kirwan	<b>Extra Funding to Encourage more entries for the Short Cut Film Festival</b> In the annual budget we provided extra funding to allow for greater community engagement with community groups, particularly of an ethno-specific nature in the Short Cuts Film Festival, to hopefully generate more local entries. Has this progressed and if so, can we reach out to Councillors who have got many such links?	Director Community Services	12/12/19	<b>Response Provided 12/12/19:</b> For the 2019 edition of the Short Cuts Film Festival the City of Greater Dandenong partnered with Youthwork, a social enterprise which provides media and film mentorship for young people, to develop the Short Cuts Film Production Program. The Short Cuts Film Production Program engaged 15 culturally diverse young film enthusiasts who live, work, or study in the City of Greater Dandenong in a 10week intensive media and film mentorship. Council worked with local high schools, the

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## ORDINARY COUNCIL MEETING - MINUTES

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT28	Cr Matthew Kirwan	<p><b>Saving Old Red Gum Trees on the New Keysborough South Primary School Site</b></p> <p>I had a call from a resident today who had heard that some very large and old</p>	Director City Planning, Design and Amenity	16/12/19	<p>Centre for Multicultural Youth and the Southern Migrant Resource Centre to promote this opportunity for participation to the broadest range of local young people possible. Using state of the art equipment provided by Youthworx, three powerful films reflecting the concerns and passions of these young people were conceived, directed, and edited alongside experienced mentors responding to the theme of 'Home'. The films were screened at the Short Cuts Film Festival and will now go on to have a subsequent screening prior to films appearing in Council's upcoming 'Cinema in the Square' Program. Links to the films that were created during the Short Cuts Film Production Program are included below:</p> <p><u>COCO's</u> <u>Leaving Home</u> <u>Collective Connections</u></p> <p>Councillors are welcome to assist in promoting this upcoming screening event, and the contribution of other community contacts interested in receiving information for participation in future projects is also welcomed.</p> <p>COMPLETED</p> <p><b>Response Provided 16/12/19:</b></p> <p>Officers have been in discussions with the Victorian School Building Authority (VSBA), who have advised that a</p>

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## ORDINARY COUNCIL MEETING - MINUTES

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT29	Cr Loi Truong	<p><b>River Red Gums on the site of the new Keysborough South Primary School may get cut down to provide more space. They asked me if there was anything that as a Council we can do to prevent it, either via our powers or also by advocacy. What can we do?</b></p>			<p>number of trees on the site are proposed for removal. Council officers have inspected the trees, and have strongly advocated to VSBA for their retention, however they have advised that they are only able to retain one of the trees on site due to the location of the buildings to be constructed on site.</p> <p>In terms of powers available to Council, as this is a government school, it is exempt from all Planning Scheme requirements. The Planning Scheme would normally be the 'power' that Council could use to ensure retention, however, as this proposal is exempt, Council does not have any formal powers it can utilise to retain these trees.</p>
		<p><b>Shading Issues at the NPAC</b> Regarding the Noble Park Aquatic Centre, half the swimming pool is shaded however half is still uncovered. Can Council consider adding more shade to the swimming pool?</p>	Director Community Services	19/12/19	<p>COMPLETED</p> <p><b>Response provided 19/12/19:</b> The 50m pool at the Noble Park Aquatic Centre (NPAC) is an outdoor pool with numerous shaded options including a canopy over the 50m pool and shade sails over the grassed areas. Sun Smart options are available to purchase at reception such as rashie vests and sunscreen and the centre management are investigating opportunities for outdoor signage pertaining to this.</p> <p>Significant consultation has been undertaken on the future development of NPAC, with support to keep the pool as an open air pool. Centre</p>

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## ORDINARY COUNCIL MEETING - MINUTES

## 6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT30	Cr Youhorn Chea	<b>Letter of Condolence on the passing of Liberal Senator Tsebin Tchen</b> I received sad news for the Chinese community regarding the death of former Senator Tsebin Tchen, the Commissioner of the Multicultural Affair. Senator Tsebin Tchen was closely associated with the Springvale Asian Business Association. Can they Mayor please send a letter of condolence to the family?	Director Corporate Services	9/01/2020	management and staff have not received any complaints from patrons regarding lack of shade.  Letter sent 9/01/2020  COMPLETED
9/12/19 CQT31	Cr Youhorn Chea	<b>Traffic Issues in Queens Avenue, Springvale</b> I have a question regarding traffic management in Springvale. In particular congestion along Queens Avenue, Springvale. The parking at this location is causing long queues along Springvale Road up to Osborne Avenue. I would like officers to investigate the possible removal of this particular parking location.	Director Business, Engineering and Major Projects	30/12/19	<b>Response provided 30/12/19:</b> The parking restrictions at this location were modified in July 2016 to prevent parking during the busy peak periods. During the consultation, adjacent traders identified their desire for Council to keep some on-street parking for their customers during the non-peak times.  Our review of the Queens Avenue and Springvale Road intersection in 2016 identified whilst it can be busy during the non-peak times, traffic was generally able to clear on each cycle of the signals.  As some time has passed, we will conduct another review of the intersection in February next year, once the holiday period is over and 'normal' conditions have returned.

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## ORDINARY COUNCIL MEETING - MINUTES

**6 REPORTS FROM COUNCILLORS/DELEGATES AND COUNCILLORS' QUESTIONS (Cont.)**

Date of Council Meeting	Question Asked By	Subject & Summary of Question	Responsible Officer	Date of Completion	Summary of Response
9/12/19 CQT32	Cr Angela Long	<p><b>Letter of Condolence on the passing of Max Walker, founder of Cornerstone</b></p> <p>I would like to let the Council know of the passing of Max Walker. Max was a founder of Cornerstone.</p> <p>Cornerstone is an organisation that has fed the underprivileged and homeless. He was their CEO for 22 years. He was also Greater Dandenong's 2010 non-resident of the year. In his early years, he played cricket at the North Dandenong Cricket Club. I have known Max for over 40 years. Condolences to his wife, Alison, daughter, Neralie, his son, Evan and their families.</p> <p><b>Comment</b> <b>Cr Jim Memeti, Mayor</b> Yes, it is sad news about Max, who served Cornerstone for many years and helped the needy in our community.</p>	Director Corporate Services	6/12/19	<p>The outcomes of the review will assist in determining if any further modifications to the existing parking restrictions are required.</p> <p>I will arrange for yourself and the ward Councillors to be updated once the review is complete and further actions identified.</p> <p>COMPLETED</p> <p>Letter sent 6/12/19.</p>

COMPLETED

**At the Ordinary meeting of Council on Monday, 24 March 2014, Council resolved to change the way Councillors and Public questions taken on notice are answered and recorded from 14 April 2014 meeting of Council onwards.**

Reports from Councillors/Delegates & Councillors' Questions – Questions Taken on Notice

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## **7 URGENT BUSINESS**

Nil.

The meeting closed at 9.44PM.

Confirmed: / /

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