



**ORDINARY COUNCIL (TOWN PLANNING) MEETING OF
THE HUME CITY COUNCIL**

MONDAY, 24 JUNE 2019

CONFIRMED - 8 JULY 2019

HUME CITY COUNCIL

Minutes of the
ORDINARY COUNCIL (TOWN PLANNING) MEETING OF THE HUME CITY COUNCIL
held on Monday, 24 June 2019
at 7.02 PM
at the Council Chamber, Hume Global Learning Centre, Broadmeadows

Present:	a: Council	Cr Carly Moore Cr Naim Kurt Cr Joseph Haweil Cr Drew Jessop, OAM Cr Leigh Johnson Cr Jack Medcraft Cr Geoff Porter Cr Ann Potter Cr Karen Sherry Cr Jana Taylor	Mayor Deputy Mayor
	b: Officers	Mr Domenic Isola Ms Kylie Ezzy Mr Hector Gaston Mr Michael Sharp Mr Peter Waite Mr Daryl Whitfort Ms Kirsty Miller Mr Fausto Volpe Mr Joel Farrell Mr Joel Kimber Mr Luke McGuire Ms Kristen Cherry Ms Cathy Marshall Ms Dana Barnett Mr Michael Sinclair Mr Gavan O'Keefe Mr Matthew Wilton	Chief Executive Officer Director Communications, Engagement and Advocacy Director Community Services Director Planning and Development Director Sustainable Infrastructure and Services Director Corporate Services Manager Statutory Planning and Building Control Services Management Accountant Manager Organisational Performance and Engagement Coordinator Media and Advocacy Acting Manager Leisure Centres and Sports Manager Community Strengthening Coordinator Social and Community Planning Coordinator Community Facilities Coordinator Strategic Communications and Business Strategy Manager Governance Governance Support Officer

ACKNOWLEDGEMENT OF THE TRADITIONAL CUSTODIANS OF THIS LAND

The Mayor read the following:

"I would like to acknowledge that we are meeting on Gunung-Willam-Balluk land. The Gunung-Willam-Balluk of the Wurundjeri are the first and original people of this land. I would like to pay my respects to their Elders, past and present, and the Elders from other communities who may be here today."

Proceedings to be Recorded

The Mayor reminded Councillors and members of the Gallery that an audio recording of the Council meeting will be made and published to Council's website within 2 working days of the meeting.

Gallery Behaviour

The Mayor reminded the gallery that Council's Code of Meeting Procedures requires the gallery to be silent at all times, and that members of the gallery must not interject or take part in the debate. Any person who is called to order, may be asked to leave the Chamber. The Mayor advised that notwithstanding this, members of the gallery will be invited to speak for up to two minutes either in support of or against an officer's recommendation.

ORDER OF BUSINESS**1. PRAYER**

The Mayor read the prayer:

Almighty God, we humbly beseech Thee to vouchsafe Thy blessing upon this Council. Direct and prosper its deliberations to the advancement of Thy glory and the true welfare of the people of the Hume City.

Amen

2. APOLOGIES

An apology was received from Cr Jodi Jackson.

3. DISCLOSURE OF INTEREST

The Mayor drew Councillors' attention to the provisions of the Local Government Act 1989 in relation to the disclosure of conflicts of interests. Councillors are required to disclose any conflict of interest immediately before consideration or discussion of the relevant item. Councillors are then required to leave the Chamber during discussion and not vote on the relevant item.

Cr Ann Potter declared an indirect financial interest in item GE351 - *2019/20 Annual Budget Adoption and Declaration of Rates and Charges*, by way of close association, as she is associated with the Sunbury United Sporting Club, which submitted a budget submission.

4. CONDOLENCE MOTIONS

Nil.

5. OFFICER'S REPORTS**Reports Identified as Requiring Individual Discussion**

Report No.	Report	Page in Agenda
HE094	Fees and Charges for Sports Ground Usage Policy 2019	5
	Moved Cr Jack Medcraft, Seconded Cr Geoff Porter	
	That Council:	
	2.1 revoke the previous Fees and Charges for Sports Ground Usage Policy adopted 8 September 2003, and	
	2.2 adopt the attached Fees and Charges for Sports Ground Usage Policy 2019.	

CARRIED

Report No.	Report	Page in Agenda
CC094	Hume City Council Multicultural Framework 2019	37

Moved Cr Naim Kurt, **Seconded** Cr Joseph Haweil

That Council adopts the Multicultural Framework (Attachment 1) to advance Council's commitment to Hume City's Multicultural Community.

Cr Ann Potter left the meeting during discussion and prior to the vote on item CC094 - *Hume City Council Multicultural Framework 2019*, the time being 7:15 pm.

Cr Ann Potter returned to the meeting before the vote on item CC094 - *Hume City Council Multicultural Framework 2019*, the time being 7:16 pm.

CARRIED

Report No.	Report	Page in Agenda
SU409	11-17 Ardlie Street, Westmeadows	61

Moved Cr Geoff Porter, **Seconded** Cr Jana Taylor

That Council nominate 11-17 Ardlie Street, Westmeadows to be included on the Victorian Heritage Register to recognise the significance of the heritage place.

CARRIED

Report No.	Report	Page in Agenda
SU410	11 Hillcrest Drive Westmeadows - development of 12 double storey dwellings	65

Mr Joe Stella and Ms Helen Franks addressed Council regarding the Officer's recommendation.

Moved Cr Drew Jessop, **Seconded** Cr Jack Medcraft

That Council, having considered the application on its merits and the objections received, resolves to issue a Notice of Decision to Grant a Planning Permit for the development of 12 double storey dwellings at 11 Hillcrest Drive, Westmeadows subject to the following conditions:

1. **Before the development permitted by this permit commences, three copies of plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved the plans will be endorsed and will then form part of this permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must show:**
 - (a) **Indicate side and rear boundaries to be developed with 1.8 metre high fences where such are not present on the existing site. The fence are to be constructed at the full cost of the permit holder / developer.**
2. **The development shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.**

3. All services, including water, electricity, gas, sewerage and telephone, must be located and installed underground to the satisfaction of the responsible authority.
4. Car spaces, access lanes and driveways shown on the endorsed plans must be kept available for these purposes at all times to the satisfaction of the responsible authority.
5. Any redundant vehicle crossing is to be removed and kerb and channel and nature strip reinstated to the satisfaction of the Responsible Authority.
6. The development permitted by this permit must not be commenced until a satisfactory landscape plan for the whole of the subject land is submitted to and approved by the responsible authority. Such plan must show the area(s) set aside for landscaping and in accordance with Council's guidelines and include a schedule of all proposed trees, shrubs and groundcover (including size of maturity and botanical names), and when approved an endorsed copy must form part of this permit.
7. Before the development is occupied, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the responsible authority.
8. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the responsible authority.
9. Outdoor lighting must be provided to the entrances of all dwellings and designed, baffled and located to the satisfaction of the responsible authority to prevent any adverse effect on neighbouring land.
10. Any new fencing required as part of this development is to be constructed at the owner/developer's cost.
11. Prior to commencement of building and works, the owner/developer must contact Council's Parks Department for the removal and replacement of the existing street tree. The owner/developer must pay all costs for removal of the existing street tree. No party other than Council staff or Council approved contractors are permitted to remove the street trees.
12. Any equipment required for refrigeration, air-conditioning, heating and the like must be located on the subject land and must be suitably insulated for the purpose of reducing noise emissions, to the satisfaction of the responsible authority.
13. Stormwater from all paved area must be drained to the underground stormwater system, including pavement over the easement area.
14. Any cut or fill must not interfere with the natural overland stormwater flow.
15. No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during construction.
16. Provision of litter control at stormwater inlet points within the car park and paved areas. All stormwater pits to be Channel Grated or Grated as per Council's Standard Dwg SD210/215 or SD225 respectively.

17. This permit will expire if one of the following circumstances applies:
- (a) the development is not commenced within three years of the date of this permit; or
 - (b) the development is not completed within six years of the date of this permit.

The responsible authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

Notes:

- If a request for an extension of commencement/completion dates is made out of time allowed, the responsible authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.
- An application for Legal Point of Stormwater discharge is required to obtain approval for the connection to the legal point of discharge.
- A drainage investigation is required for the development (fees apply). Plans to be submitted to Council's Civil Design Section for assessment. This will determine if on site detention system, upgrading of Council's existing drainage pipes or new drainage pipes are required by the owners/developers.
- Following the Drainage Investigation, internal drainage plans to be submitted to Council's Civil Design section for approval.
- An application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing is to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any modifications to existing vehicle crossings require an application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any service relocations are to the approval of the Service Authority and at the owner/developer's cost.

CARRIED

Report No.	Report	Page in Agenda
SU411	15 Hillcrest Drive Westmeadows – development of 11 double storey dwellings	85

Ms Gayle Seeley and Ms Helen Franks addressed Council regarding the Officer's recommendation.

Moved Cr Jack Medcraft, **Seconded** Cr Drew Jessop

That Council, having considered the application on its merits and the objections received, resolves to issue a Notice of Decision to Grant a Planning Permit for the development of 11 double storey dwellings at 15 Hillcrest Drive, Westmeadows subject to the following conditions:

1. The development shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.

2. All services, including water, electricity, gas, sewerage and telephone, must be located and installed underground to the satisfaction of the responsible authority.
3. Car spaces, access lanes and driveways shown on the endorsed plans must be kept available for these purposes at all times to the satisfaction of the responsible authority.
4. Any redundant vehicle crossing is to be removed and kerb and channel and nature strip reinstated to the satisfaction of the Responsible Authority.
5. The development permitted by this permit must not be commenced until a satisfactory landscape plan for the whole of the subject land is submitted to and approved by the responsible authority. Such plan must show the area(s) set aside for landscaping and in accordance with Council's guidelines and include a schedule of all proposed trees, shrubs and groundcover (including size of maturity and botanical names), and when approved an endorsed copy must form part of this permit.
6. Before the development is occupied, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the responsible authority.
7. All works on or facing the boundaries of adjoining properties must be finished and surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the responsible authority.
8. Outdoor lighting must be provided to the entrances of all dwellings and designed, baffled and located to the satisfaction of the responsible authority to prevent any adverse effect on neighbouring land.
9. Boundary fencing shall be a minimum of 1.8 metres high or higher as indicated on the endorsed plans and any new fencing required as part of this development is to be constructed at the owner/developer's cost.
10. Prior to commencement of building and works, the owner/developer must contact Council's Parks Department for the removal and replacement of the existing street tree. The owner/developer must pay all costs for removal of the existing street tree. No party other than Council staff or Council approved contractors are permitted to remove the street trees.
11. Any equipment required for refrigeration, air-conditioning, heating and the like must be located on the subject land and must be suitably insulated for the purpose of reducing noise emissions, to the satisfaction of the responsible authority.
12. Stormwater from all paved area must be drained to the underground stormwater system, including pavement over the easement area.
13. Any cut or fill must not interfere with the natural overland stormwater flow.
14. No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during construction.

15. Provision of litter control at stormwater inlet points within the car park and paved areas. All stormwater pits to be Channel Grated or Grated as per Council's Standard Dwg SD210/215 or SD225 respectively.
16. This permit will expire if one of the following circumstances applies:
 - (a) the development is not commenced within three years of the date of this permit; or
 - (b) the development is not completed within six years of the date of this permit.

The responsible authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

Notes:

- If a request for an extension of commencement/completion dates is made out of time allowed, the responsible authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.
- An application for Legal Point of Stormwater discharge is required to obtain approval for the connection to the legal point of discharge.
- A drainage investigation is required for the development (fees apply). Plans to be submitted to Council's Civil Design Section for assessment. This will determine of on site detention system, upgrading of Council's existing drainage pipes or new drainage pipes are required by the owners/developers.
- Following the Drainage Investigation, internal drainage plans to be submitted to Council's Civil Design section for approval.
- An application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing is to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any modifications to existing vehicle crossings require an application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any service relocations are to the approval of the Service Authority and at the owner/developer's cost.

CARRIED

Report No.	Report	Page in Agenda
SU412	28 Ligar Street Sunbury - The development of four double storey dwellings	107

Moved Cr Ann Potter, **Seconded** Cr Jack Medcraft

That Council, having considered the application on its merits and the objections received, resolves to issue a Notice of Decision to Grant a Planning Permit for the development of four double storey dwellings at 28 Ligar Street Sunbury, subject to the following conditions:

1. Before the development permitted by this permit commences, amended plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be generally in accordance with the plans received by Council on 7 December 2018, but modified to show:
 - a. Removal of references of 'Stage 2' on plans.
 - b. The location of visibility splays in accordance with the requirements of Clause 52.06-9 of the *Hume Planning Scheme*. A notation on the Site and Ground Floor Plan stating that the splay area must be clear of visual obstructions and may include adjacent structures (mailboxes) and landscaped areas, provided the structures and landscaping in those areas are less than 900mm in height. Fences within this area must taper down to less than 900mm in height.
 - c. The materials, height and colours of the existing front fence.
 - d. The materials, height and colours of the proposed fence associated with the private open space of Dwelling 4, situated on the corner of Cornish Street and Ligar Street. This fence must be considered a 'feature fence' that ties in with the existing front fences.
 - e. Annotation that the 'existing fence in front of Dwelling 1, 2 and 3 be removed'.
 - f. Annotation detailing that Dwelling 3 rear verandah to be laser lite or similar.
 - g. Each laundry to be correctly named 'laundry'.
 - h. Bedrooms to be correctly labelled as 'Bedroom 1', 'Bedroom 2' and 'Bedroom 3/study'.
 - i. The location of bin storage areas for each dwelling. These must be screened from public view.
 - j. The change of the location for the pantry of Dwelling 4, so it is located within the kitchen area for improved functionality.
 - k. The location of any mechanical plant or services, in accordance with Condition 9.
 - l. Landscaping pursuant to Condition 5 of the planning permit.
2. The development shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.
3. Once the approved development has started, it must be continued and completed to the satisfaction of the responsible authority except with the prior consent of the responsible authority.
4. The external materials, finishes and paint colours of the approved building must be to be to the satisfaction of the responsible authority.

5. Any equipment required for refrigeration, air-conditioning, heating and the like must be located appropriately on the land/building and must be suitably insulated for the purpose of reducing noise emissions, to the satisfaction of the responsible authority.
6. The development permitted by this permit must not be commenced until a satisfactory landscape plan for the whole of the subject land is submitted to and approved by the responsible authority. Such plan must show the area(s) set aside for landscaping which is to include the planting of a minimum of one medium canopy tree in the front setback of Dwellings 1, 2, 3 and 4 and a small-medium canopy tree within the secluded private open space areas of all dwellings; and low scale planting and screening wherever practicable, and in accordance with Council's guidelines and to include a schedule of all proposed trees, shrubs and groundcover (including size of maturity and botanical names), irrigation and when approved an endorsed copy must form part of this permit.
7. The landscape area(s) shown on the endorsed plan(s) must be planted and maintained to the satisfaction of the responsible authority and once landscaped must not be used for any other purpose. Maintenance must include the removal of weeds and the replacement of any dead plants in accordance with the endorsed landscape planting schedule.
8. Areas set aside for the parking and movement of vehicles as shown on the endorsed plan(s) must be made available for such use and must not be used for any other purpose.
9. Any cut or fill must not interfere with the natural overland stormwater flow.
10. The whole of the subject land, including any landscaped and paved areas, must be graded and drained to the satisfaction of the Responsible Authority so as to prevent the discharge of stormwater causing damage/nuisance from the subject land across any road or footpath or onto adjoining land. All stormwater tanks must have the overflow pipe connected to the legal point of discharge.
11. Stormwater must not be discharged from the subject land other than by means of an underground pipe drain to a Council nominated point of discharge in a road or to an underground pipe drain and the drainage system must be designed to the requirements and satisfaction of the relevant Building Surveyor.
12. No polluted and/or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during and after development.
13. Vehicle access to and from the subject land from any roadway or service lane must be by way of a vehicle crossing constructed in accordance with Council's Vehicle Crossing Specifications to suit the proposed driveway(s) and the vehicles that will use the crossing(s). The location, design and construction of the vehicle crossing(s) must be approved by the Responsible Authority after first obtaining a road opening permit from Council.

14. Street trees HTMS ID 980 and HTMS 981 may only be removed and replaced with consultation with Council's Parks Department, and at full cost to the developer.
15. Prior to development, any street trees to be retained must be protected by Tree Protection Fencing, in accordance with the requirements of Council's Parks Department.
16. This permit will expire if one of the following circumstances applies:
 - a. the development is not started within three years of the date of this permit; or
 - b. the development is not completed within six years of the date of this permit.

The responsible authority may extend the periods referred to if a request is made in writing:

- a. before or within six months after the permit expiry date, where the development allowed by the permit has not yet started; or
- b. within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.

Permit Notes:

- If a request for an extension of commencement/completion dates is made out of time allowed, the responsible authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.
- Drainage investigation is required for the development (fees apply). Please to be submitted to Council's Assets (Civil) Department. This will determine if on-site detention system, upgrading of Council's existing drainage pipes or new drainage pipes are required by the owners/developers.
- Following the Drainage Investigation, internal drainage plans must be submitted to Council's Assets (Civil) Department for approval.
- An "Application for Legal Point of Stormwater Discharge" is required to be submitted to Council prior to connection to the drainage system.
- The internal stormwater drainage design must be approved by the relevant Building Surveyor as per the Building Regulation 2006, Reg. 610.
- An application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing is to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any service relocations are to the approval of the Service Authority and at the owners cost.

CARRIED

Report No.	Report	Page in Agenda
SU413	33 Kenny Street, Westmeadows - The development of three double storey dwellings	129

Mr Anthony Ruggeri, Mr Luka Mrkonjic and Mr David Phillips addressed Council regarding the Officer's recommendation.

Moved Cr Drew Jessop, **Seconded** Cr Geoff Porter

That Council, having considered the application on its merits and the objections received, resolves to issue a Notice of Decision to Grant a Planning Permit for the development of three double storey dwellings at 33 Kenny Street, Westmeadows, subject to the following conditions:

1. Before the development permitted by this permit commences, three copies of plans to the satisfaction of the responsible authority must be submitted to and approved by the Responsible authority. When approved the plans will be endorsed and will then form part of this permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must show:
 - a) Dwelling 1 crossover modified to align with the proposed access way.
 - b) The tandem car spaces to each dwelling with minimum dimensions of 2.6m metres in width and 4.9 metres in length, and an additional 500mm clearance provided between the garage and each space.
 - c) Dwelling 3 bedroom window on the upper floor east elevation to be provided with a window sill height of 1.7 metres above finished floor levels.
 - d) A maximum boundary wall height of 3.2 metres for the Dwelling 3 garage on the western elevation.
 - e) A minimum of 2 metres high fencing along the eastern boundary at the owner/ developer's cost, except where tapered fencing is required within the front setback area.
 - f) Dwelling 2 internal layout reconfigured to make bathroom facilities accessible from the walkway.
 - g) A note to state "the street tree *Willow Bottlebrush* to be removed and replaced to the satisfaction of the responsible authority at the full cost of the owner/permit holder.
 - h) A note to state "removal of the existing redundant vehicle crossover and reinstate nature strip, channel, and kerb as required".
 - i) The materials and colours schedule amended to include the garage door construction materials for all dwellings.
 - j) The provision of visibility splays to each driveway in accordance with Clause 52.06-9 of the *Hume Planning Scheme*.
2. The layout of the site and/or the size of the proposed or existing buildings and works and/or the internal layout and use of the buildings as shown on the endorsed plan/s shall not be altered or modified except with the written consent of the responsible authority.

3. The development permitted by this permit must not be commenced until a satisfactory landscape plan for the whole of the subject land is submitted to and approved by the Responsible authority. The landscape plan is to support the planting of native vegetation. Such submitted plan with the application must be modified to show:
 - a) the planting of a minimum of one (1) canopy tree in the front setback and (1) canopy tree in the SPOS area of all three dwellings, at a minimum height of 1.8 metres when planted. The canopy trees must be native and complement the Moonee Ponds Creek Valley in accordance with Council's guidelines.
 - b) A schedule of all proposed trees, shrubs and groundcover (including planting densities, size of maturity and botanical names).
 - c) A note to state "All trees to meet AS2303:2015 Tree stock for landscape use".
4. The landscape area(s) shown on the endorsed plan(s) must be planted and maintained to the satisfaction of the responsible authority and once landscaped must not be used for any other purpose. Maintenance must include the removal of weeds and the replacement of any dead plants in accordance with the endorsed landscape planting schedule.
5. The removal and replacement of trees must only be undertaken by Council Staff or Council approved contractors.
6. The cost of all new fencing construction is borne by the owner/developer.
7. All works on or facing the boundaries of adjoining properties must be finished and the surface cleaned to a standard that is well presented to neighbouring properties in a manner to the satisfaction of the responsible authority.
8. All external materials, finishes and paint colours are to be to the satisfaction of the responsible authority.
9. All air-conditioning equipment other plant equipment must be screened and must be appropriately located away from habitable room windows of adjacent dwellings to the satisfaction of the responsible authority.
10. The height of the letterboxes and/or landscaping for all dwellings located within the visibility splay required by Condition 1(d) must be less than 900mm in height.
11. A detailed indented parking bay design must be submitted to Council's Traffic and Civil Design teams for assessment and approval prior to construction, consistent with Council standard drawing SD307 or SD307a.
12. Any structure built over an easement requires Council and relevant service authorities approval.
13. An application for a 'Consent to Dig in the Road Reserve' permit is to be submitted to Council for approval.
14. Drainage investigation is required for this development (fees apply). Plans to be submitted to Council's Civil Design section for assessment. This will determine if on-site detention system, upgrading of Council's existing drainage pipes or new drainage pipes are required by the owners/developers.

15. Stormwater from all paved area must be retained within the property and drained to the sites underground stormwater system.
16. Any cut or fill must not interfere with the natural overland stormwater flow.
17. No polluted and / or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during construction.
18. This permit will expire if one of the following circumstances applies:
 - the development is not commenced within three years of the date of this permit; or
 - the development is not completed within six years of the date of this permit.

The responsible authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

 - before or within six months after the permit expiry date, where the use or development allowed by the permit has not yet started; or
 - within 12 months after the permit expiry date, where the development allowed by the permit has lawfully started before the permit expires.
19. That an additional indented car parking bay be provided in Kenny street, if technically feasible.

NOTES:

- If a request for an extension of commencement/completion dates is made out of time allowed by the condition, the responsible authority cannot consider the request and the permit holder will not be able to apply to VCAT for a review of the matter.
- An application for a 'Consent to Dig in the Road Reserve' permit for a vehicle crossing or any modifications to existing vehicle crossings is to be submitted to Council for approval. A copy of the Council endorsed plan showing all vehicle crossing details is to be attached to the application.
- Any service relocations are to the approval of the Service Authority and at the owners cost.
- If the offset between the crossover splays and the service box is less than 1 metre, then approval must be attained from the relevant authority.
- An "Application for Legal Point of Stormwater Discharge" is required to be submitted to Council prior to connection to the drainage system.
- Provision of litter control at stormwater inlet points within car park and paved areas.
- Stormwater from all paved area must be retained within the property and drained to the sites underground stormwater system.

Cr Joseph Haweil left the meeting after the motion was moved, and prior to the vote on item SU413 - 33 Kenny Street, Westmeadows - The development of three double storey dwellings, the time being 8:16 pm.

Cr Joseph Haweil returned to the meeting during discussion and before the vote on item SU413 - 33 Kenny Street, Westmeadows - The development of three double storey dwellings, the time being 8:18 pm.

CARRIED

Report No.	Report	Page in Agenda
SU415	Statutory Planning Monthly Report June 2019	171

Moved Cr Drew Jessop, **Seconded** Cr Jana Taylor

That the report be noted.

Cr Ann Potter left the meeting after the motion was moved, and prior to the vote on item SU415 - Statutory Planning Monthly Report June 2019, the time being 8:23 pm.

Cr Leigh Johnson left the meeting after the motion was moved, and prior to the vote on item SU415 - Statutory Planning Monthly Report June 2019, the time being 8:23 pm.

Cr Leigh Johnson returned to the meeting during discussion and before the vote on item SU415 - Statutory Planning Monthly Report June 2019, the time being 8:24 pm.

Cr Ann Potter returned to the meeting during discussion and before the vote on item SU415 - Statutory Planning Monthly Report June 2019, the time being 8:25 pm.

CARRIED

Report No.	Report	Page in Agenda
GE347	Hume Men's Shed Policy and Guidelines	185

Moved Cr Karen Sherry, **Seconded** Cr Leigh Johnson

That Council adopts the Draft Hume Men's Shed Policy and Guidelines.

CARRIED

Report No.	Report	Page in Agenda
GE348	Proposed Locality (Suburb) Boundaries Review	199

Moved Cr Drew Jessop, **Seconded** Cr Jana Taylor

2.1 THAT Council approves a community consultation process to seek community and key stakeholder feedback on what changes, if any, should be made to Hume City's locality (suburb) boundaries.

2.2 THAT as part of this consultation process Council:

- (a) approves placing the 'Existing and Hypothetical After' maps included as Attachments 1, 2 and 3 of this report on public exhibition, and seeks community feedback on the 'After' maps;
- (b) seeks community submissions on names for new localities that may be formally proposed in any subsequent stage of public consultation;

- 2.3 THAT as per the Terms of Reference included as Attachment 4 of this report, Council approves:
- (a) the establishment of Locality Name Advisory Committees, as required, for each Ward where a new locality may be proposed as part of a review into locality boundaries within the Hume municipality;
 - (b) that applications for membership of Locality Name Advisory Committees are sought during the community consultation process recommended in paragraph 2.1.
- 2.4 THAT the Locality Name Advisory Committee established for each Ward where a new locality may be proposed recommends names for proposed new localities to Council consideration for including in a subsequent stage of public consultation.
- 2.5 THAT Council notes the estimated timeline, provided as Attachment 5 to this report, to complete a review of the locality boundaries within the Hume municipality.

CARRIED

Report No.	Report	Page in Agenda
GE349	Procurement Policy Review - 2019	217

Moved Cr Karen Sherry, **Seconded** Cr Jana Taylor

- 2.1 That Council revoke the previous Procurement Policy adopted by Council on 25 June 2018 and adopt the attached Procurement Policy (the Policy).
- 2.2 That a copy of the Policy be made available for public inspection at Council Customer Service Centres and on Council's website.

CARRIED

Report No.	Report	Page in Agenda
GE350	Council Plan 2017-2021 (2019/20 Actions) incorporating the Strategic Resource Plan	237

Moved Cr Geoff Porter, **Seconded** Cr Ann Potter

In accordance with Sections 125 and 126 of the Local Government Act 1989, Council adopt the Council Plan 2017-2021 (2019/20 Actions) incorporating the Strategic Resource Plan [refer Attachment One].

CARRIED

Report No.	Report	Page in Agenda
GE351	2019/20 Annual Budget Adoption and Declaration of Rates and Charges	397

Cr Ann Potter having declared an indirect financial interest, by way of close association in item GE351 - *2019/20 Annual Budget Adoption and Declaration of Rates and Charges*, as she is a member of the Sunbury United Sporting Club, which had submitted a budget submission, left the meeting prior to the motion being moved, the time being 8:14 pm, and did not take part in any discussion, debate or the vote on the item, and did not return to the meeting.

Mr Paul Diblasi addressed Council regarding the Officer's recommendation.

Moved Cr Drew Jessop, **Seconded** Cr Joseph Haweil

- 2.1 That Council having considered the details of the 2019/20 recurrent and capital budget, attachment 1, which includes:
 - 2.1.1 Section 1 – Link to the Council Plan
 - 2.1.2 Section 2 – Services and Service Performance Indicators
 - 2.1.3 Section 3 – Financial Statements
 - 2.1.4 Section 4 – Notes to the Financial Statementsadopts the Budget.
- 2.2 That in accordance with Section 158 of the Act, Council declares a uniform general rate of 0.33056 cents in the dollar of the Capital Improved Value within the municipal district for all rateable land for the rating period commencing 1 July 2019 and ending 30 June 2020.
- 2.3 That in accordance with Section 169 of the Act, Council grant an Agricultural Land Use Rebate of 23% of the general rate to those owners who undertake works that address land degradation issues including weed and pest animal control. To be eligible, landowners must be using their land primarily for agricultural land use activities and implement satisfactory land management practices on rural property.
- 2.4 That Council grants an additional pensioner rate rebate of \$37.00 per rateable property to those applicants who qualify for a rate rebate within the meaning of the *State Concessions Act 2004* over and above that provided by the State Government. This rebate is to be granted on the same terms and conditions that provides for the State Government funded rebate without separate application in accordance with Section 171 of the Act.
- 2.5 That Council declares that all rates for rateable land be determined by multiplying the Capital Improved Value of the rateable land by the relevant general rate indicated at 2.2 above.
- 2.6 That in accordance Section 167 (1) of the Act, the general rates and service charges are payable by four instalments. The gazetted instalment dates as fixed by the Minister are as follows: 30 September 2019, 30 November 2019, 28 February 2020 and 31 May 2020.
- 2.7 That in accordance with Section 167 (2A) of the Act, Council will not be offering the lump sum payment option.
- 2.8 That in accordance with Section 172 of the Act, Council resolves that a person pay interest at the rate specified in the *Penalty Interest Rates Act 1983* on any general rates or charges which that person is liable to pay and have not been paid by the date specified for payment as indicated at 2.6 above.
- 2.9 That in accordance with Section 159 of the Act, Council declares that a municipal charge will not be levied against any rateable land on which a municipal charge may be levied for the rating period commencing on 1 July 2019 and ending on 30 June 2020.

- 2.10 That in accordance with Section 162 of the Act, Council declares annual service charges for the disposal of refuse per collection services for rateable and non-rateable properties for the period commencing 1 July 2019 and ending 30 June 2020; where each occupied serviced rateable property is entitled to one 140L garbage service and one 240L recycle service without charge, as follows:

Waste Service Option	Per service
Recycle 140L bin	\$67.60
Recycle 240L bin	\$67.60
Organic 140L bin	\$82.30
Organic 240L bin	\$104.70
Garbage 80L in lieu of 140L standard issue	\$19.90 discount
Garbage 80L bin	\$85.40
Garbage 140L bin	\$148.30
Garbage bin upgrade from 140L to 240L	\$111.10
Garbage 240L bin	\$256.50

- 2.11 That an amount of \$191.93m be declared as the amount Council intends to raise from the general rates and charges for the period from 1 July 2019 to 30 June 2020 as follows:

2.11.1 General Rates	\$ 169,812,336
Less Agricultural Land Use Rebate	(\$ 600,000)
Less Council Pension Rebate	<u>(\$ 481,000)</u>
Total rates	\$ 168,731,336
2.11.2 Service Charge – Recycling & Garbage	\$ 200,000
Service Charge – Organics	<u>\$ 2,570,945</u>
Total Rates & Service Charges	\$ 171,502,281
2.11.3 Projected Supplementary Rate Income	\$ 3,000,000
2.11.4 Interest on Rates and Service Charges	\$ 761,000
2.11.5 Rates in lieu	\$ 16,666,000
	<u>\$ 191,929,281</u>

- 2.12 That Council notes that in accordance with Section 158 of the Act and the Local Government (Planning and Reporting) Regulations 2014, detailed information concerning general rates and charges is appended to this report.

- 2.13 That Council endorses the recommendations of the Committee of the Whole Council held on 3 June 2019 and of the assembly of Council held on 11 June 2019 which includes the following adjustments to the draft capital works program;

- 2.13.1 Construction of a netball court at Sunbury Recreation Reserve – Total project cost \$240,000 of which \$100,000 will be funded from Sport and Recreation Victoria.

- 2.13.2 Roxburgh Park Youth Centre redevelopment of internal space brought forward to 2019/20 from 2020/21- \$80,000.
- 2.13.3 Craigieburn SPRINT track construction of second shade shelter –\$110,000 added to the project.
- 2.13.4 Buchan Street Reserve master plan upgrade of granitic path to concrete - \$90,000.
- 2.13.5 An additional \$90,000 for Craigieburn ANZAC Park events lighting in 2020/21.
- 2.14 In addition to the above, adjustments to Council's draft operating budget have been made as follows;
 - 2.14.1 A reduction of \$36,000 in lease income relating to a tenant vacating as at 30 June 2019.
 - 2.14.2 A reduction of \$55,000 in rates income relating to a supplementary valuation completed post the publishing of the draft budget.
 - 2.14.3 An increase of \$129,000 in expenditure relating to the advice received of an increase in Council insurance.
 - 2.14.4 An increase of \$200,000 in expenditure in relation to the proposed condition audit of open space assets in 2019/20.
- 2.15 The impact of the changes at 2.13 and 2.14 which will be funded through cash reserves is as follows;
 - 2.15.1 An additional \$520,000 into the 2019/20 capital works program;
 - 2.15.2 An additional \$90,000 into the 2020/21 capital works program; and
 - 2.15.3 A reduction of \$320,000 to the surplus for 2019/20.
- 2.16 That each of the submitters be advised of Council's decision in relation to their submissions as detailed in paragraph 9.4 of the report.
- 2.17 That in accordance with Section 130 of the Act, Council resolves to notify and place on public notice its adoption of the Budget.
- 2.18 That in accordance with Section 130 of the Act, Council resolves to send a copy of the Budget to the Minister for Local Government.

CARRIED

Reports Not Otherwise Dealt With

Moved Cr Joseph Haweil, **Seconded** Cr Karen Sherry

THAT the recommendations relating to:

Report No.	Report	Page in Agenda
HE095	Club Contribution Policy for Capital Works Projects	23
SU414	1079-1097 Pascoe Vale Road, Broadmeadows - use of land for licensed premises pursuant to Clause 52.27 of the Hume Planning Scheme for Town Hall Broadmeadows	159
GE352	Correspondence received from or sent to Government Ministers or Members of Parliament - May 2019	567

be adopted.

CARRIED

Report No.	Report	Page in Agenda
HE095	Club Contribution Policy for Capital Works Projects	23

Moved Cr Joseph Haweil, **Seconded** Cr Karen Sherry

That Council:

- 2.1 revoke the previous Club Contributions Policy for Capital Works adopted 28 August 2017, and
- 2.2 adopt the attached Club Contribution Policy for Capital Works.

CARRIED

Report No.	Report	Page in Agenda
SU414	1079-1097 Pascoe Vale Road, Broadmeadows - use of land for licensed premises pursuant to Clause 52.27 of the Hume Planning Scheme for Town Hall Broadmeadows	159

Moved Cr Joseph Haweil, **Seconded** Cr Karen Sherry

That Council, having considered the application on its merits, resolves to Grant a Planning Permit for the use of land for licensed premises pursuant to Clause 52.27 of the Hume Planning Scheme for Town Hall Broadmeadows at 1079 – 1097 Pascoe Vale Road, Broadmeadows subject to the following conditions:

1. Before the development starts, plans to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. When approved, the plans will be endorsed and will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the advertised plans submitted with the application but modified to show:

- (a) Removal bollards and rope treatment to the boundary of the licensed outdoor area to the south of the gallery space.
2. The layout of the use shown on the endorsed plans must not be altered without the prior written consent of the responsible authority.
 3. The approved licensed trading hours must operate only between the following times:
 - Monday to Friday 5pm to 1am the following day
 - Saturday and Sunday 8am to 1am the following day
 4. The serving of alcohol must be undertaken in accordance with the liquor license approved by the Victorian Commission for Gambling and Liquor Regulation.
 5. The licensee shall not cause or permit undue detriment to the amenity of the area to arise out of or in connection with the use of the premises to which the license relates during or immediately after the trading hours authorised under this license.
 6. The licensed areas must not exceed provision for more than 800 patrons except with the written consent of the responsible authority.
 7. At all times when the approved use is operating, a person over the age of 18 years (Manager) must be present on the premises. The Manager must ensure that activities on the land and the conduct of persons entering, leaving and present on the land do not detrimentally impact the amenity of the area to the satisfaction of the responsible authority.
The operator must authorise the manager on behalf of the operator:
 - to make a statement at any time to any officer of the responsible authority, or an authorised person as defined under the Liquor Control Reform Act 1998; and
 - to take action in accordance with a direction by such officer.
 8. Noise levels emanating from the premises must not exceed those required to be met under State Environment Protection Policy (Control of Music Noise from Public Premises), No. N-2.
 9. Packaged liquor, of any kind, must not be sold from the premises.
 10. This permit will expire if one of the following circumstances applies:
 - the use is not started within two years of the date of this permit; or
 - the use is discontinued for a period of two years.

The responsible authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

CARRIED

Report No.	Report	Page in Agenda
GE352	Correspondence received from or sent to Government Ministers or Members of Parliament - May 2019	567
	Moved Cr Joseph Haweil, Seconded Cr Karen Sherry	
	That Council notes this report on correspondence sent to and received from Government Ministers and Members of Parliament.	
		CARRIED

6. CONFIDENTIAL MATTERS

The Meeting may be closed to members of the public to consider confidential matters.

Moved Cr Jana Taylor, **Seconded** Cr Karen Sherry

THAT the Council close the meeting to the public pursuant to Section 89(2) (sub sections as listed), of the Local Government Act 1989 to consider the following items, which are confidential for the reasons indicated:

Report No.	Title	Reason for Confidential
COED011	Investment Attraction Framework 2019	(d) contractual matters
COCC030	Contract No 30192944 - Provision of Catering Services - Town Hall Broadmeadows	(d) contractual matters
COSU127	Land in Kind (LIK) Agreement with Stockland Highlands for the delivery of Craigieburn R2 Development	(e) proposed developments
COSU128	Land in Kind (LIK) Agreement with Satterley Botanical for the delivery of Merrifield West Development Contribution Plan Project OS04 (part)	(e) proposed developments
COSU129	Land in Kind (LIK) Agreement with MAB for the delivery of Merrifield West Development Contribution Plan Project OS01	(e) proposed developments
COGE244	Contract - Provision of Council's Insurance 2019/20	(d) contractual matters
COGE245	Designation of Information Provided at a Strategy and Policy Briefing as Confidential Information - June 2019	(h) any other matter which the Council or special committee considers would prejudice the Council or any person

CARRIED

The meeting was closed to the public at 9:00 PM.

The meeting was reopened to the public at 9:03 PM.

7. CLOSURE OF MEETING

The meeting closed at 9:03 PM.

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**COUNCILLOR CARLY MOORE
MAYOR**