



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

MONDAY, 24 FEBRUARY 2020

**COUNCIL CHAMBER, HUME GLOBAL LEARNING CENTRE,
BROADMEADOWS**

CONFIRMED - 10 MARCH 2020

HUME CITY COUNCIL

**Minutes of the
ORDINARY COUNCIL (TOWN PLANNING) MEETING OF THE HUME CITY COUNCIL**
held on Monday, 24 February 2020
at 7:07 PM
at the Council Chamber, Hume Global Learning Centre, Broadmeadows

Present:	a: Council	Cr Carly Moore	Mayor		
		Cr Jack Medcraft	Deputy Mayor		
		Cr Karen Sherry	Deputy Mayor		
		Cr Joseph Haweil			
		Cr Jodi Jackson			
		Cr Drew Jessop, OAM			
		Cr Leigh Johnson			
		Cr Naim Kurt			
		Cr Geoff Porter			
		Cr Ann Potter			
		Cr Jana Taylor			
			b: Officers	Mr Domenic Isola	Chief Executive Officer
				Mr Hector Gaston	Director Community Services
				Mr Michael Sharp	Director Planning and Development
		Ms Roslyn Wai	Director Communications, Engagement and Advocacy		
		Mr Peter Waite	Director Sustainable Infrastructure and Services		
		Mr Fadi Srour	Acting Director Corporate Services		
		Mr Blake Hogarth-Angus	Acting Manager Statutory Planning and Building Control Services		
		Mr Joel Farrell	Manager Organisational Performance and Engagement		
		Ms Brooke Watson	Manager Health and Community Wellbeing		
		Mr Andrew Yuan	Accountant, Finance and Property Development		
		Mr Gavan O'Keefe	Manager Governance		
		Mr Brad Mathieson	Senior Governance Officer		
		Ms Joanne Grindrod	Governance Support Officer		

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, she will invite members of the gallery to speak, for up to three minutes either in support of or against an officer's recommendation.

ORDER OF BUSINESS

1. 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."

2. PRAYER

The Mayor read the following:

“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

3. APOLOGIES

Nil.

4. 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.

No Councillors disclosed any Conflicts of Interest.

SUSPENSION OF STANDING ORDERS

7:10 pm Moved Cr Geoff Porter, **Seconded** Cr Naim Kurt
That standing orders be suspended.

CARRIED

PRESENTATION OF AWARDS**POA137 RESIDENT OF THE MONTH - NOMINATED BY CR GEOFF PORTER****Mr Tom Gration**

Cr Porter read the following citation and presented Mr Gration with a certificate:

This award is presented to Mr Tom Gration in recognition of your outstanding service and commitment to the Hume community.

Joining the Broadmeadows Senior Citizens Club in 1996, you have helped organise countless social events, dances, day-outings, and holiday trips for members.

In 2004, you were voted into the role of President of the Club, remaining in the position for 11 years and today sees you in the role of Senior Vice President. Your ongoing involvement aids in the organisation of activities and the running of the Club. You should be proud of your achievements.

Your commitment to your community has not gone unnoticed. You are a valued member of the Hume community, and Council honours and thanks you for your dedication.

RESUMPTION OF STANDING ORDERS

7:13 pm Moved Cr Ann Potter, **Seconded** Cr Jodi Jackson
That standing orders be resumed.

CARRIED

5. CONDOLENCE MOTIONS

CNM027 MR TERENCE (TERRY) JACKSON

Councillor Jack Medcraft

Moved Cr Jack Medcraft, **Seconded** Cr Leigh Johnson**That Council acknowledge the recent passing of Mr Terry Jackson.**

CARRIED

6. OFFICER'S REPORTS

Reports Identified as Requiring Individual Discussion

Report No.	Report	Page in Agenda
CC109	Submission into the Consultation for the State Disability Plan 2021-2024	13

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

Councillor Geoff Porter left the meeting after the motion was moved on item CC109 - *Submission into the Consultation for the State Disability Plan 2021-2024*, the time being 7:19 pm.

That Council endorses the submission to the State Disability Plan 2021-2024 consultation process (Attachment 1).

Councillor Geoff Porter returned to the meeting during discussion and prior to the vote on item CC109 - *Submission into the Consultation for the State Disability Plan 2021-2024*, the time being 7:21 pm.

CARRIED

Report No.	Report	Page in Agenda
SU465	13 Woodlands Court, Craigieburn - Development of three double storey dwellings	25

Moved Cr Drew Jessop, **Seconded** Cr Ann Potter

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 13 Woodlands Court, Craigieburn, subject to the following conditions:

2.1. **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 (Planning & Design Rev 30.09.2019 Project 6192) but modified to show:**

- a) **The crossover widened on to the nature strip to allow the waste collection truck to be perpendicular for pick up and turn around at the end of the court (as per emailed drawing From Planning & Design, 7 November 2019 IN2020/03969).**

- b) Remove annotation which notes the sheds as 'demountable'.
- 2.2. 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.
 - 2.3. Once the development permitted by this permit has commenced, it must be continued and completed to the satisfaction of the responsible authority.
 - 2.4. 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.
 - 2.5. Before the use allowed by this permit starts or the development is occupied, landscaping works as shown on the endorsed plan(s) must be completed to the satisfaction of the Responsible Authority.
 - 2.6. The development permitted by this permit must not in the opinion of the Responsible Authority adversely affect the amenity of the locality.
 - 2.7. Outdoor lighting must be designed, baffled and located to the satisfaction of the Responsible Authority such that no direct light is emitted outside the boundaries of the subject land.
 - 2.8. Any equipment required for refrigeration, air-conditioning, heating and the like must be located on the subject land or premises and/or must be suitably insulated for the purpose of reducing noise emissions, to the satisfaction of the Responsible Authority.
 - 2.9. 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 from the subject land across any road or footpath or onto adjoining land. All stormwater storage tanks must have the overflow pipe connected to the legal point of discharge.
 - 2.10. No polluted and / or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during construction.
 - 2.11. 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.
 - 2.12. 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.

- 2.13. Areas set aside for the parking of vehicles together with the aisles and access lanes must be properly formed to such levels that they can be utilised in accordance with the endorsed plan(s) and must be drained and provided with an all-weather seal coat. The areas must be constructed, drained and provided and maintained in a continuously useable condition to the satisfaction of the Responsible Authority
- 2.14. 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.

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.
- The proposed crossover must have a minimum clearance of 2.5m to any tree or consultation with Council's Parks Department is required.
- Any modifications to existing vehicle crossing require 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.
- A Legal Point of Stormwater discharge permit is required to be obtained from Council prior to commencement of building and works.
- Provision of litter control at stormwater inlet points within car park and paved areas. All stormwater pits to be Channel Grated or Grated as per Council's Standard Dwg SD 210/215 or SD225 respectively.
- The internal stormwater drainage design must be approved by a relevant Building Surveyor under the Building Regulation 2006, Reg. 610.
- Any service relocation associated with the works are to be approved by the Service Authorities and at the owners cost.

- Prior to commencement of any works within the road reserve or require alteration/connection to the Council's drainage assets in the road reserve, an 'Application form for Consent to work within a Hume City Council Road Reserve' is required to be submitted to Council to obtain a permit to carry out the works.
- 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.
- Following the Drainage Investigation, internal drainage plans to be submitted to Council Civil Design section for approval.
- Any structure built over an easement requires Council and relevant service authorities approval.

CARRIED

Report No.	Report	Page in Agenda
GE405	Quarterly Financial Report - December 2019	141

Councillor Joseph Haweil left the meeting before the motion was moved on item GE405 - *Quarterly Financial Report - December 2019*, the time being 7:32 pm.

Moved Cr Karen Sherry, **Seconded** Cr Drew Jessop

That the finance report for the six months ended 31 December 2019 be received and noted.

Councillor Ann Potter left the meeting after the motion was moved on item GE405 - *Quarterly Financial Report - December 2019*, the time being 7:34 pm.

Councillor Joseph Haweil returned to the meeting during discussion and prior to the vote on item GE405 - *Quarterly Financial Report - December 2019*, the time being 7:36 pm.

Councillor Ann Potter returned to the meeting during discussion and prior to the vote on item GE405 - *Quarterly Financial Report - December 2019*, the time being 7:36 pm.

CARRIED

Report No.	Report	Page in Agenda
GE408	Correspondence received from or sent to Government Ministers or Members of Parliament - December 2019 / January 2020	285

Moved Cr Jack Medcraft, **Seconded** Cr Leigh Johnson

That Council notes this report on correspondence sent to and received from Government Ministers and Members of Parliament.

CARRIED

Reports Not Otherwise Dealt With**Moved** Cr Ann Potter, **Seconded** Cr Jack Medcraft

Report No.	Report	Page in Agenda
HE104	Sports Aid Grants - February 2020	5
SU466	6 Adventure Crescent Roxburgh Park - Development of three double storey dwellings	51
SU467	11 Priorswood Way, Sunbury - Development of four double storey dwellings	81
SU468	Statutory Planning Monthly Report February 2020	107
GE403	Building Control Services Delegations Report 1 October 2019 - 31 December 2019	123
GE404	S173 Agreements - Building Over Easement - 1 October 2019 - 31 December 2019	137
GE406	Council Plan 2017-2021 (2019/20 Actions) Second Quarter Progress Report.	151
GE407	Local Government Performance Reporting Framework - Six Monthly Report 2019/2020	255

be adopted.

CARRIED

Report No.	Report	Page in Agenda
HE104	Sports Aid Grants - February 2020	5

Moved Cr Ann Potter, **Seconded** Cr Jack Medcraft**That Council award 4 individuals a Hume City Council Sports Aid Grant:**

Name	Sport	Travel Category
Jin Woodman	Wheelchair Tennis	Interstate
Jai Prince	Basketball	Regional
Max Busuttil	Athletics	Regional
Tautoko Allen	Basketball	Regional

CARRIED

Report No.	Report	Page in Agenda
SU466	6 Adventure Crescent Roxburgh Park - Development of three double storey dwellings	51

Moved Cr Ann Potter, **Seconded** Cr Jack Medcraft**That Council, having considered the application on its merits, resolves to issue a Planning Permit for the development of three double storey dwellings at 6 Adventure Crescent, Roxburgh Park, subject to the following conditions:**

- 2.1. Before the development permitted by this permit commences, 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 be generally in accordance with Tom Motta Building Designer plans dated 20.01.2020 but modified to show:
 - a) A colour and material schedule for the development; and
 - b) Rainwater tanks within the private open space area of each dwelling.
- 2.2. 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.
- 2.3. 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. 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.
- 2.4. 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.
- 2.5. The development permitted by this permit must not, in the opinion of the Responsible Authority, adversely affect the amenity of the locality by reason of the processes carried on; the transportation of materials, goods or commodities to or from the subject land; the appearance of any buildings, works or materials; the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; the presence of vermin, or otherwise.
- 2.6. 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.
- 2.7. 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.
- 2.8. Provision of litter control at stormwater inlet points within car park and paved areas. All stormwater pits to be Channel Grated or Grated as per Council's Standard Dwg SD 210/215 or SD225 respectively.

- 2.9. Stormwater from all paved area must be retained within the property and drained to the sites underground stormwater system.
- 2.10. Any cut or fill must not interfere with the natural overland stormwater flow.
- 2.11. No polluted and / or sediment laden runoff is to be discharged directly or indirectly into Council's drains or watercourses during construction.

Expiry

- 2.12. 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.

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.
- Application for Legal Point of Stormwater discharge is required to obtain approval for the connection to the legal point of discharge.
- 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.
- Following the Drainage Investigation, internal drainage plans to be submitted to Council Civil Design section for approval.
- Prior to commencement of any works within the road reserve or require alteration/connection to the Council's drainage assets in the road reserve/easement, an 'Application form for Consent to work within a Hume City Council Road Reserve' is required to be submitted to Council to obtain a permit to carry out the works.

CARRIED

Report No.	Report	Page in Agenda
SU467	11 Priorswood Way, Sunbury - Development of four double storey dwellings	81

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 Refuse to Grant a Planning Permit for the development of four double storey dwellings at 11 Priorswood Way, Sunbury on the following grounds:

- 2.1. The proposal is not considered to be orderly and proper planning of the land pursuant to Objective 1(a) of the *Planning and Environment Act 1987* and Clause 65.01 of the *Hume Planning Scheme*.
- 2.2. The proposal is contrary to the following objectives and strategies of the Planning Policy Framework of the *Hume Planning Scheme*:
 - Clause 15.01-1S – Urban Design.
 - Clause 15.01-2S – Building Design.
 - Clause 15.01-5S – Neighbourhood character
- 2.3. The proposal is contrary to the following objectives and strategies of the local policy of the *Hume Planning Scheme*:
 - Clause 21.01-2 – Key Issues and Influences
 - Clause 21.02-3 – Sunbury
 - Clause 21.03-2 – Housing
 - Clause 21.04.1 – Urban Design
 - Clause 21.04-2 - Environmentally Sustainable Design and Development
 - Clause 21.04-3 – Landscape Character
- 2.4. The proposal fails to comply with the policy objectives of the Residential Neighbourhood Character – Sunbury Local Policy at Clause 22.13 of the *Hume Planning Scheme*.
- 2.5. The proposal fails to comply with the purpose of the General Residential Zone pursuant to Clause 32.08 of the *Hume Planning Scheme*.
- 2.6. The development fails to comply with the following objectives, decision guidelines and/or standards of Clause 55 of the *Hume Planning Scheme*:
 - Clause 55.02-1 Neighbourhood Character
 - Clause 55.02-2 Residential Policy
 - Clause 55.03-8 Landscaping
 - Clause 55.04-5 Overshadowing Open Space

CARRIED

Report No.	Report	Page in Agenda
SU468	<p>Statutory Planning Monthly Report February 2020</p> <p>Moved Cr Ann Potter, Seconded Cr Jack Medcraft That the report be noted.</p>	107
		CARRIED
GE403	<p>Building Control Services Delegations Report 1 October 2019 - 31 December 2019</p> <p>Moved Cr Ann Potter, Seconded Cr Jack Medcraft That this report be received and noted.</p>	123
		CARRIED
GE404	<p>S173 Agreements - Building Over Easement - 1 October 2019 - 31 December 2019</p> <p>Moved Cr Ann Potter, Seconded Cr Jack Medcraft That Council notes the listing of all Agreements under Section 173 of the Planning and Environment Act 1987 dealt with under delegation between 1 October 2019 and 31 December 2019 (Attachment 1).</p>	137
		CARRIED
GE406	<p>Council Plan 2017-2021 (2019/20 Actions) Second Quarter Progress Report.</p> <p>Moved Cr Ann Potter, Seconded Cr Jack Medcraft That Council notes the progress of actions and indicators of the Council Plan 2017-2021 (2019/20 Actions) [refer Attachments One and Two].</p>	151
		CARRIED
GE407	<p>Local Government Performance Reporting Framework - Six Monthly Report 2019/2020</p> <p>Moved Cr Ann Potter, Seconded Cr Jack Medcraft That Council notes the 2018/2019 Financial Year LGPRF results across Council type (Attachment One), the last 5 Financial Years comparative (Attachment Two) and the 2019/2020 LGPRF data (Attachment Three) provided for the six months to 31 December 2019.</p>	255
		CARRIED

7. CONFIDENTIAL MATTERS

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

Moved Cr Jana Taylor, **Seconded** Cr Jack Medcraft

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
COED014	Contract - School Crossing Management	(d) contractual matter
COCC034	Broadmeadows Festival 2020 Grant Scheme	(h) any other matter which the Council or special committee considers would prejudice the Council or any person
COGE269	Capital Works Report 2019/20 - December 2019 Update	(d) contractual matter
COGE270	Rate Arrears as at 31 December 2019	(b) the personal hardship of any resident or ratepayer
COGE271	Designation of Information Provided at a Strategy and Policy Briefing as Confidential Information - February 2020	(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 7:46 pm.

The meeting was reopened to the public at 7:56 pm.

8. CLOSURE OF MEETING

The meeting closed at 7:56 pm.

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COUNCILLOR CARLY MOORE
MAYOR