



MINUTES

of the

COUNCIL MEETING

held on

MONDAY

21 JUNE 2010

Minutes of the Council Meeting held in the Council Chamber, Braeside Avenue, Ringwood, on Monday 21 June 2010 at 7.30 pm.

PRESENT

Cr Alex Makin, Mayor	Mullum
Cr Tony Dib	Arrabri
Cr Ann Fraser	Mullum
Cr Nora Lamont	Mullum
Cr Michael Macdonald	Wyreena
Cr Paul Macdonald	Arrabri
Cr Rob Steane	Wyreena
Cr Natalie Thomas	Arrabri
Cr Les Willmott	Wyreena

Frank Dixon	Chief Executive Officer
Marianne Di Giallonardo	Director Corporate Services
Trevor Welsh	Director Operations & Infrastructure
Phil Turner	Director City Development
Helen Croxford	Director Community & Leisure Services
Stephen Onans	Team Leader Governance

APOLOGIES

Nil

The prayer was read by Mr Adam Bryant, Chaplain, Ringwood Secondary.

DECLARATION OF INTERESTS

Nil

CONFIRMATION OF MINUTES

MOVED CR M. MACDONALD, SECONDED CR THOMAS

3307

**THAT THE MINUTES OF THE ORDINARY COUNCIL MEETINGS HELD ON MONDAY
24 MAY 2010 BE CONFIRMED.**

CARRIED

PUBLIC QUESTION TIME

Nil

DIRECTOR OPERATIONS & INFRASTRUCTURENEIGHBOURHOOD SAFER PLACES ITEM 1MOVED CR WILLMOTT, SECONDED CR P. MACDONALD 3308**THAT COUNCIL**

1. **FORMALLY DESIGNATE BOTH THE CROYDON OVAL AND DORSET RECREATION RESERVE AS NEIGHBOURHOOD SAFER PLACES AND ADVISE THE COUNTRY FIRE AUTHORITY IN ACCORDANCE WITH THE COUNTRY FIRE AUTHORITY ACT 1958 DIVISION 3 – NEIGHBOURHOOD SAFER PLACES; AND**
2. **UNDERTAKES PUBLICATION THROUGH VARIOUS MEDIUM TO INFORM THE COMMUNITY OF COUNCIL'S DESIGNATION OF THE TWO (2) NEIGHBOURHOOD SAFER PLACES**

CARRIED**DIRECTOR CITY DEVELOPMENT**PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION ITEM 1
52-56 LONG VIEW ROAD, CROYDON SOUTHMOVED CR THOMAS, SECONDED CR DIB 3309

THAT A NOTICE OF DECISION TO GRANT A PERMIT BE ISSUED FOR THE SUBDIVISION OF THE SITE INTO A MAXIMUM OF THIRTY-FOUR (34) LOTS (33 RESIDENTIAL LOTS PLUS A BALANCE LOT), AND REMOVAL OF VEGETATION;

AND SUBJECT TO THE FOLLOWING CONDITIONS

CONDITIONS 1-27 (Inclusive)

REQUIREMENTS PRIOR TO CERTIFICATION OF THE PLAN**1. AMENDED PLANS**

BEFORE THE PLAN OF SUBDIVISION IS CERTIFIED, AMENDED PLANS TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY SHALL 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 (3) COPIES MUST BE SUBMITTED. THE PLANS MUST BE GENERALLY IN ACCORDANCE WITH THE PLANS PLACED ON PUBLIC EXHIBITION FOR THIS APPLICATION, BUT MODIFIED TO SHOW:

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

- (A) PROVISION OF THE 5% PUBLIC OPEN SPACE CONTRIBUTION (AS REQUIRED UNDER CONDITION 7) TO BE PROVIDED AS LAND, TO BE LOCATED GENERALLY IN THE VICINITY OF THE WESTERN END OF THE SUBDIVISION TO INCLUDE:
- INCORPORATION OF THE DRAINAGE EASEMENT SOUTH OF THE EAST-WEST INTERNAL ROAD; AND,
 - A LINEAR OPEN SPACE LINK AT THE END OF THE TRUNCATED INTERNAL EAST-WEST ROAD, TO CONNECT WITH THE GRACEDALE AVENUE ROAD RESERVE EXTENSION
- (B) TRUNCATION OF THE INTERNAL EAST-WEST ROAD IN THE VICINITY OF THE DRAINAGE EASEMENT
- (C) DELETION OF THE SMALLER LOTS (24 & 25) OR THEIR RELOCATION SO AS TO BE INTERNAL LOTS WITHIN THE SUBDIVISION, AND TO EACH HAVE A MINIMUM AREA OF 450M². AT THE GRACEDALE AVENUE INTERFACE, LOTS 24 & 25 SHOULD BE REPLACED WITH A MAXIMUM OF TWO EAST-WEST ORIENTED LOTS WHICH DIRECTLY ACCESS GRACEDALE AVE, OF MINIMUM LOT SIZE OF 700M². THE ACCESS DRIVEWAYS TO THESE LOTS SHALL NOT BE CONSTRUCTED BEYOND THE NORTHERN BOUNDARY OF THE NORTHERN-MOST LOT IN THIS LOCATION.
- (D) TOTAL NUMBER OF RESIDENTIAL LOTS REDUCED TO A MAXIMUM OF THIRTY THREE (33) LOTS PLUS A BALANCE LOT, IN ORDER TO ACCOMMODATE THE PROVISION OF OPEN SPACE AS LAND, AND THE TRUNCATION OF THE INTERNAL ROAD. A MAXIMUM OF THIRTY-ONE (31) LOTS TO BE ACCESSED OFF LONG VIEW ROAD, AND TWO (2) LOTS TO BE ACCESSED OFF GRACEDALE AVENUE.
- (E) THE CONSTRUCTED ROAD BETWEEN LOTS 10 AND 11 TO BE DELETED, HOWEVER WITH THE ROAD RESERVE TO BE MAINTAINED. THIS RESERVE IS TO BE LANDSCAPED AND MUST INCORPORATE A MINIMUM 1.5 METRE WIDE PEDESTRIAN/BICYCLE PATH WHICH CONNECTS THROUGH TO THE SOUTHERN BOUNDARY OF THE SITE.
- (F) THE PLAN MUST INCLUDE THE FOLLOWING TEXT (OR SIMILAR WORDING AS APPROVED BY THE RESPONSIBLE AUTHORITY) IN A PROMINENT LOCATION AND BOLDED: **"NB: BUILDING ENVELOPES ARE INDICATIVE OF WHERE ON A LOT A DWELLING MAY BE SITED. NEVERTHELESS PLANNING AND BUILDING CONTROLS AND REGULATIONS CONTINUE TO APPLY. THIS INCLUDES CLAUSES 42.03 OF THE MAROONDAH PLANNING SCHEME AND PART IV OF THE VICTORIAN BUILDING REGULATIONS"**.
- (G) A 'SPLITTER' ISLAND (OR OTHER SIMILAR TREATMENT TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY), TO BE CONSTRUCTED WITHIN THE INTERNAL ROAD WHERE THE INTERNAL ROAD CONNECTS ONTO LONG VIEW ROAD, TO COMPLY WITH COUNCIL STANDARD DRAWING SD-G07.

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

- (H) THE MID-BLOCK TRAFFIC CALMING FEATURE WITHIN THE NORTH-SOUTH SECTION OF THE INTERNAL ROAD TO BE CONSTRUCTED WITH A FLAT TOP RAISED PAVEMENT IN ACCORDANCE WITH COUNCIL STANDARD DRAWINGS SD-G04B AND SD-G04C.
- (I) ALL FOOTPATHS TO BE SHOWN AS MEASURING A MINIMUM 1.5 METRES IN WIDTH AND CONSTRUCTED IN ACCORDANCE WITH COUNCIL STANDARD DRAWING SD-F01.
- (J) THE INTERNAL PEDESTRIAN/BICYCLE ROUTE/NETWORK MUST BE SHOWN AS CONNECTING ONTO THE EXTERNAL NETWORK AT APPROPRIATE LOCATIONS TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY. CONNECTIONS SHALL BE MADE THROUGH THE PUBLIC OPEN SPACE AREA AT THE WESTERN END OF THE SUBDIVISION AND THE UNCONSTRUCTED ROAD RESERVE IN THE SOUTH-EAST CORNER OF THE SITE.
- (K) MODIFIED INTERNAL ROAD PROFILES TAKING INTO CONSIDERATION CONDITION ALL AMENDED PLAN REQUIREMENTS OF CONDITION 1.
- (L) BUILDING ENVELOPES SHALL BE MODIFIED TO ACCORD WITH THE TREE REMOVAL PLAN REQUIRED TO BE APPROVED UNDER CONDITION 2, AND SHALL INCLUDE THE FOLLOWING:
- ALL LOTS TO HAVE A MINIMUM 5.0 METRE REAR BOUNDARY SETBACK AND A MINIMUM 4.0 METRE FRONT SETBACK.
 - FOR THE TWO LOTS TO BE ACCESSED OFF GRACEDALE, THE BUILDING ENVELOPES SHALL PROVIDE FOR:
 - MINIMUM 6.0M FRONT SETBACKS
 - MINIMUM 5.0M REAR SETBACKS
 - ON THE SOUTHERN-MOST LOT, A 5.0M SIDE SETBACK FROM THE EXISTING SOUTHERN BOUNDARY OF THE SITE
 - ON THE NORTHERN-MOST LOT, A 2.0M SIDE SETBACK TO THE PROPOSED PUBLIC OPEN SPACE RESERVE
 - BUILDING ENVELOPE SETBACKS TO BE MODIFIED WHERE APPROPRIATE TO ACCOMMODATE TREE RETENTION, AS IDENTIFIED ON THE APPROVED TREE REMOVAL PLAN.
- (M) LOCATIONS OF PROPOSED CROSSOVERS ON ALL LOTS (MAXIMUM ONE CROSSOVER PER LOT).
- (N) DETAILS OF THE SPLITTER ISLAND TREATMENTS PROPOSED FOR THE INTERSECTION OF ANDREW CRESCENT AND LONG VIEW ROAD, TO BE IN ACCORDANCE WITH RELEVANT COUNCIL STANDARDS.
- AN AMENDED SHEET TITLED 'PLAN OF SUBDIVISION – CREATION OF RESTRICTION' TO ENSURE CONSISTENCY WITH THE MEMORANDUM OF COMMON PROVISIONS AND THE RELEVANT SITING PROVISIONS OF THE MAROONDAH PLANNING SCHEME.

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

SUGGESTED CHANGES (FINAL WORDING TO BE APPROVED BY THE RESPONSIBLE AUTHORITY) ARE:

- **THE SENTENCE WHICH READS “DWELLINGS OUTSIDE THE BUILDING ENVELOPE REQUIRE THE WRITTEN CONSENT OF THE BENEFITED LOT/S” AND “ENCROACHMENT OF DWELLINGS INTO THE FRONT OR REAR SETBACK ALSO REQUIRES THE WRITTEN CONSENT OF COUNCIL” TO BE DELETED AND SUBSTITUTED BY A ONE (1) SENTENCE WHICH READS “NO BUILDINGS OR WORKS ARE PERMITTED OUTSIDE THE BUILDING ENVELOPE WITHOUT THE WRITTEN APPROVAL OF ALL BENEFITED LOTS AND COUNCIL”.**
- **DELETION OF THE LAST SENTENCE WHICH READS “CLAUSE 4 MEMORANDUM OF COMMON PROVISIONS DOES NOT APPLY TO GARAGES, CARPORTS, STORES, NON-OVERLOOKING DECKS AND PERGOLAS”.**
- **TWO ADDITIONAL SENTENCES TO BE INCLUDED**
 - **“[SIDE] BOUNDARY TO BOUNDARY DEVELOPMENT IS NOT PERMITTED WITHOUT THE WRITTEN CONSENT OF ALL BENEFITED LOTS AND COUNCIL”.**
 - **“NOTHING IN THIS RESTRICTION NULLIFIES THE FACT THAT A PLANNING PERMIT IS REQUIRED IN ACCORDANCE WITH CLAUSE 42.03 OF THE MAROONDAH PLANNING SCHEME (SLO3) TO CONSTRUCT A DWELLING WHICH:**
 - i. **IS 8.0 OR MORE METRES IN HEIGHT (FROM NATURAL GROUND LEVEL); OR**
 - ii. **HAS A SLOPE OF 20% OR MORE; OR**
 - iii. **WHERE MORE THAN 40% OF THE SITE IS TO BE COVERED; OR**
 - iv. **WHERE MORE THAN 2.5 METRES OF CUT AND FILL ARE PROPOSED.”**
- **THE ‘BUILDING ENVELOPE PROFILES’ TO SHOW A MINIMUM SIDE BOUNDARY SETBACK FOR DWELLINGS ON ALL LOTS OF 1.2 METRES.**

2. TREE REMOVAL PLAN

PRIOR TO THE ENDORSEMENT OF PLANS IN ACCORDANCE WITH CONDITION 1, A TREE REMOVAL PLAN TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY SHALL 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 (AT A1 SIZE) WITH DIMENSIONS AND THREE (3) COPIES MUST BE SUBMITTED. IT MUST CONTAIN THE FOLLOWING INFORMATION:

- (A) BASE PLAN TO ACCORD WITH THE AMENDED PLANS APPROVED UNDER CONDITION 1.**
- (B) TREES COLOUR CODED TO DIFFERENTIATE NATIVE, INDIGENOUS AND EXOTIC SPECIMENS.**

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

(C) THOSE TREES PROPOSED TO BE REMOVED CLEARLY MARKED WITH A RED CROSS.

(D) PROPOSED BUILDING ENVELOPES.

3. LANDSCAPE PLAN

PRIOR TO THE CERTIFICATION OF THE PLAN OF SUBDIVISION, A LANDSCAPE PLAN FOR ALL 'PUBLIC' AREAS (I.E. ROAD NATURE STRIPS, RESERVES, EASEMENTS AND AREAS OF PUBLIC OPEN SPACE) TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY SHALL 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 (3) COPIES MUST BE SUBMITTED. IT MUST ADDRESS THE FOLLOWING MATTERS:

(A) STREET PLANTINGS.

(B) LANDSCAPING IN THE UNCONSTRUCTED ROAD RESERVE AT THE SOUTHEAST CORNER OF THE SITE.

(C) LANDSCAPING IN THE PUBLIC OPEN SPACE AREAS.

(D) LANDSCAPING IN ALL OTHER RESERVES ON SITE.

(E) A PREDOMINANTLY NATIVE PLANTING THEME THROUGHOUT.

(F) PLANTINGS AND OTHER SOFT AND HARD LANDSCAPING ELEMENTS PROPOSED WITHIN THE RESERVES.

(G) WATER SENSITIVE URBAN DESIGN (WSUD) INCORPORATED INTO THE DESIGN TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY.

(H) RETENTION OF EXISTING TREES IN ACCORDANCE WITH THE TREE REMOVAL PLAN APPROVED UNDER CONDITION 2.

4. CONSTRUCTION MANAGEMENT PLAN

PRIOR TO THE CERTIFICATION OF THE PLAN OF SUBDIVISION, A CONSTRUCTION MANAGEMENT PLAN TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY SHALL BE SUBMITTED TO AND APPROVED BY THE RESPONSIBLE AUTHORITY. WHEN APPROVED, THE PLAN WILL BE ENDORSED AND WILL THEN FORM PART OF THE PERMIT. THE PLAN MUST ADDRESS THE FOLLOWING:

(A) DAYS OF THE WEEK/HOURS OF THE DAY WHEN CONSTRUCTION WORKS ARE ANTICIPATED TO OCCUR (WHERE CONSTRUCTION WORKS INCLUDES THE MOVEMENT OF ALL VEHICLES ON AND OFF THE SITE)

(B) PROPOSED POINTS OF ACCESS AND EGRESS TO AND FROM THE SITE FOR CONSTRUCTION VEHICLES.

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

- (C) ANTICIPATED TIME IT WILL TAKE TO COMPLETE ALL WORKS ASSOCIATED WITH THE COMPLETION OF THE SUBDIVISION (NOTE YOU WILL NOT BE HELD TO THIS TIMETABLE. IT IS INTENDED MERELY AS INFORMATIVE)
- (D) LOCATION OF ALL ON SITE WASTE STORAGE AREAS AND METHODS OF WASTE COLLECTION (NB: WASTE SHOULD BE SEPARATED INTO RECYCLABLE, GREEN AND NON-RECYCLABLE. WASTE REMOVAL SHOULD MAINTAIN THE SEPARATION BETWEEN RECYCLABLE AND NON-RECYCLABLE WASTES)
- (E) LOCATION OF TRANSPORTABLE TOILETS.
- (F) LOCATION OF ANY ON-SITE VEHICLE WASH DOWN FACILITIES.
- (G) METHODS BY WHICH LAND ABUTTING THE SUBJECT SITE (INCLUDING PUBLIC LAND AND ROADS) WILL NOT BE UNREASONABLY AFFECTED BY WORKS ON THE SITE INCLUDING BY THE MOVEMENT OF VEHICLES, MINIMISING TRANSPORTATION OF DIRT/SEDIMENT ONTO SURROUNDING ROADS AND/OR ENTERING THE DRAINAGE SYSTEM.
- (H) TREE PROTECTION ZONES (AS DETERMINED BY AN ACCREDITED ARBORIST), AROUND ALL TREES TO BE RETAINED, TO BE IN ACCORDANCE WITH THE TREE REMOVAL PLAN APPROVED UNDER CONDITION 2.
- (I) MEANS BY WHICH TREES, NOT ON THE SUBJECT SITE BUT WITHIN 5.0 METRES OF THE SUBJECT SITE'S BOUNDARIES, WILL BE PROTECTED DURING CONSTRUCTION

5. CONSTRUCTION PLANS REQUIRED

BEFORE ANY WORKS ASSOCIATED WITH THE SUBDIVISION START, DETAILED CONSTRUCTION PLANS MUST BE SUBMITTED TO AND APPROVED BY THE RESPONSIBLE AUTHORITY. THESE PLANS SHALL INCLUDE THE OFF-SITE SPLITTER ISLANDS AT ANDREW CRESCENT/LONG VIEW ROAD INTERSECTION, AS DESCRIBED UNDER CONDITION 1(M). ALL WORKS CONSTRUCTED OR CARRIED OUT MUST BE IN ACCORDANCE WITH THESE PLANS.

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

6. TREE PROTECTION FENCING

PRIOR TO COMMENCEMENT OF BUILDING AND WORKS ASSOCIATED WITH THE APPROVED SUBDIVISION, TREE PROTECTION FENCING AND MULCHING AS REQUIRED BY CONDITION 4 MUST BE COMPLETED TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY. THIS FENCING MUST REMAIN UNTIL COMPLETION OF ALL WORKS ASSOCIATED WITH THIS SUBDIVISION.

7. PUBLIC OPEN SPACE

THE PLAN MUST SET ASIDE AN AREA OF PUBLIC OPEN SPACE IN THE LOCATIONS AS OUTLINED IN CONDITION 1(A), EQUIVALENT TO A MINIMUM OF 5% OF ALL LAND IN THE SUBDIVISION.

REQUIRMENTS PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE

8. VEGETATION OFF-SET PLANTING MANAGEMENT PLAN

PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE AN OFF-SET PLANTING MANAGEMENT PLAN SHALL BE SUBMITTED TO AND APPROVED BY THE RESPONSIBLE AUTHORITY TO SHOW APPROPRIATE OFFSETS FOR NATIVE VEGETATION REMOVAL. THIS PLAN MUST BE TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY AND THE DEPARTMENT OF SUSTAINABILITY AND ENVIRONMENT (DSE). WHERE IT IS A REQUIREMENT OF THIS APPROVED OFFSET PLANTING MANAGEMENT PLAN, THE LANDOWNER MUST ENTER INTO AN AGREEMENT WITH THE RESPONSIBLE AUTHORITY IN ACCORDANCE WITH SECTION 173 OF THE PLANNING AND ENVIRONMENT ACT 1987 WHEREBY THE LAND OWNER COVENANTS THAT THIS APPROVED OFFSET PLANTING MANAGEMENT PLAN WILL BE IMPLEMENTED

9. ALL ROADS, FOOTPATHS AND ACCESSWAYS MUST BE CONSTRUCTED IN ACCORDANCE WITH PLANS AND SPECIFICATIONS TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY AND MUST INCLUDE:

- (A) CONCRETE FOOTPATHS ON AT LEAST ONE SIDE OF THE ROAD;**
- (B) SHARED BICYCLE/PEDESTRIAN PATHWAYS IN THE OPEN SPACE RESERVE AND UNCONSTRUCTED ROAD RESERVE; AND**
- (C) EXCEPT WHERE OTHERWISE APPROVED AS PART OF A WATER SENSITIVE URBAN DESIGN TREATMENT, ALL ROADS AND FOOTPATHS MUST BE DRAINED TO THE DISCHARGE POINT LOCATED AT THE REAR DRAIN, AND HAVE A MAXIMUM DISCHARGE LIMIT FROM THE PROPERTY TO THE EQUIVALENT OF 35% OF IMPERVIOUS SITE AREAS;**

TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY.

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

10. EACH LOT SHOWN ON THE ENDORSED PLANS MUST BE DRAINED TO THE DISCHARGE POINT LOCATED AT THE REAR DRAIN, AND HAVE A MAXIMUM DISCHARGE LIMIT FROM THE PROPERTY TO THE EQUIVALENT OF 35% OF IMPERVIOUS SITE AREAS TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY.
11. PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE, A MAXIMUM OF ONE (1) VEHICLE ACCESS TO SERVE EACH LOT IN THE SUBDIVISION SHALL BE CONSTRUCTED AND APPROPRIATELY DRAINED TO THE REQUIREMENTS AND SATISFACTION OF THE RESPONSIBLE AUTHORITY.
12. PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE, ALL LANDSCAPING WORKS AS APPROVED UNDER THIS PERMIT SHALL BE COMPLETED TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY.
13. PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE THE OWNER MUST PAY TO COUNCIL:
 - (A) A CONTRIBUTION OF \$35.00 PER ALLOTMENT FOR THE INSTALLATION OF STREET TREES, AND \$150.00 FOR EACH STREET SIGN;
 - (B) A PAYMENT FOR SUPERVISION OF WORKS BEING 2.5% OF THE VALUE OF ALL WORKS SHOWN ON THE ENDORSED ENGINEERING PLAN
 - (C) A REFUNDABLE MAINTENANCE BOND BEING 5% OF THE VALUE OF ALL WORKS SHOWN ON THE ENDORSED ENGINEERING PLAN TO BE REFUNDED THREE (3) MONTHS FROM THE ISSUE OF A STATEMENT OF COMPLIANCE, SUBJECT TO SATISFACTORY COMPLETION OF WORKS
14. THE SUBDIVISION AS SHOWN ON THE PLANS ENDORSED UNDER THIS PERMIT MUST NOT BE ALTERED WITHOUT THE PRIOR WRITTEN CONSENT OF THE RESPONSIBLE AUTHORITY.

SERVICE AUTHORITY CONDITIONS

MELBOURNE WATER

15. PRIOR TO THE ISSUE OF A STATEMENT OF COMPLIANCE, THE OWNER SHALL ENTER INTO AND COMPLY WITH AN AGREEMENT WITH MELBOURNE WATER CORPORATION FOR THE ACCEPTANCE OF SURFACE AND STORM WATER FROM THE SUBJECT LAND DIRECTLY OR INDIRECTLY INTO MELBOURNE WATER'S DRAINAGE SYSTEMS AND WATERWAYS, THE PROVISION OF DRAINAGE WORKS AND OTHER MATTERS IN ACCORDANCE WITH THE STATUTORY POWERS OF MELBOURNE WATER CORPORATION.
16. NO POLLUTED AND/OR SEDIMENT LADEN RUNOFF IS TO BE DISCHARGED DIRECTLY OR INDIRECTLY INTO MELBOURNE WATER'S DRAINS OR WATERCOURSES
17. PRIOR TO CERTIFICATION, THE PLAN OF SUBDIVISION MUST BE REFERRED TO MELBOURNE WATER, IN ACCORDANCE WITH SECTION 8 OF THE SUBDIVISION ACT 1988

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

18. **OVERLAND FLOWS FROM THE NORTH ARE TO BE CONVEYED THROUGH THE SITE. ALL LOTS ARE TO BE FILLED A MINIMUM OF 600 MM ABOVE THE TOP WATER LEVEL IN THE OVERLAND FLOW PATH.**
19. **ANY VEHICULAR AND/OR PEDESTRIAN ACCESS MUST BE DESIGNED AND CONSTRUCTED TO COMPLY WITH THE FOLLOWING SAFETY CRITERIA ASSOCIATED WITH THE APPLICATION FLOOR LEVEL. (A) DEPTH OF FLOW DOES NOT EXCEED 0.35M; (B) VELOCITY OF FLOW DOES NOT EXCEED 1.5 M/S; (C) THE DEPTH VELOCITY PRODUCT DOES NOT EXCEED 0.45M²/S.**

YARRA VALLEY WATER

20. **THE OWNER OF THE SUBJECT LAND MUST ENTER INTO AN AGREEMENT WITH YARRA VALLEY WATER FOR THE PROVISION OF WATER SUPPLY.**
21. **THE OWNER OF THE LAND MUST ENTER INTO AN AGREEMENT WITH YARRA VALLEY WATER FOR THE PROVISION OF SEWERAGE.**

MULTINET

22. **EASEMENTS IN FAVOUR OF MULTINET (ASSETS) PTY LTD MUST BE CREATED ON THE PLAN TO THE SATISFACTION OF MULTINET GAS.**
23. **THE PLAN OF SUBDIVISION SUBMITTED FOR CERTIFICATION MUST BE REFERRED TO MULTINET GAS IN ACCORDANCE WITH SECTION 8 OF THE SUBDIVISION ACT 1988**

SPI ELECTRICITY PTY LTD

24. **THE APPLICANT MUST:**
 - (A) **ENTER INTO AN AGREEMENT WITH SPI ELECTRICITY PTY LTD FOR SUPPLY OF ELECTRICITY TO EACH LOT ON THE ENDORSED PLAN.**
 - (B) **ENTER INTO AN AGREEMENT WITH SPI ELECTRICITY PTY LTD FOR THE REARRANGEMENT OF THE EXISTING ELECTRICITY SUPPLY SYSTEM.**
 - (C) **ENTER INTO AN AGREEMENT WITH SPI ELECTRICITY PTY LTD FOR THE REARRANGEMENT OF THE POINTS OF SUPPLY TO ANY EXISTING INSTALLATIONS AFFECTED BY ANY PRIVATE ELECTRIC POWER LINE WHICH WOULD CROSS A BOUNDARY CREATED BY THE SUBDIVISION, OR BY SUCH MEANS AS MAY BE AGREED BY SPI ELECTRICITY PTY LTD.**
 - (D) **PROVIDE EASEMENTS SATISFACTORY TO SPI ELECTRICITY PTY LTD FOR THE PURPOSE OF "POWER LINE" IN THE FAVOUR OF "SPI ELECTRICITY PTY LTD" PURSUANT TO SECTION 88 OF THE ELECTRICITY INDUSTRY ACT 2000, WHERE EASEMENTS HAVE NOT BEEN OTHERWISE PROVIDED, FOR ALL EXISTING SPI ELECTRICITY PTY LTD ELECTRIC POWER LINES AND FOR ANY NEW POWER LINES REQUIRED TO SERVICE THE LOTS ON THE ENDORSED PLAN AND/OR ABUTTING LAND.**

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

- (E) OBTAIN FOR THE USE OF SPI ELECTRICITY PTY LTD ANY OTHER EASEMENT REQUIRED TO SERVICE THE LOTS.
- (F) ADJUST THE POSITION OF ANY EXISTING SPI ELECTRICITY PTY LTD EASEMENT TO ACCORD WITH THE POSITION OF THE ELECTRICITY LINE(S) AS DETERMINED BY SURVEY.
- (G) SET ASIDE ON THE PLAN OF SUBDIVISION RESERVES FOR THE USE OF SPI ELECTRICITY PTY LTD FOR ELECTRIC SUBSTATIONS.
- (H) PROVIDE SURVEY PLANS FOR ANY ELECTRIC SUBSTATIONS REQUIRED BY SPI ELECTRICITY PTY LTD AND FOR ASSOCIATED POWER LINES AND CABLES AND EXECUTES LEASES FOR A PERIOD OF 30 YEARS, AT A NOMINAL RENTAL WITH A RIGHT TO EXTEND THE LEAST FOR A FURTHER 30 YEARS. SPI ELECTRICITY PTY LTD REQUIRES THAT SUCH LEASE ARE TO BE NOTED ON THE TITLE BY WAY OF A CAVEAT OR A NOTIFICATION UNDER SECTION 88(2) OF THE TRANSFER OF LAND ACT PRIOR TO THE REGISTRATION OF THE PLAN OF SUBDIVISION.
- (I) PROVIDE SPI ELECTRICITY PTY LTD A COPY OF THE PLAN OF SUBDIVISION SUBMITTED FOR CERTIFICATION THAT SHOWS ANY AMENDMENTS THAT HAVE BEEN REQUIRED.
- (J) AGREE TO PROVIDE ALTERNATIVE ELECTRICITY SUPPLY TO LOT OWNERS AND/OR EACH LOT UNTIL SUCH TIME AS PERMANENT SUPPLY IS AVAILABLE TO THE DEVELOPMENT BY SPI ELECTRICITY PTY LTD. INDIVIDUAL GENERATORS MUST BE PROVIDED AT EACH SUPPLY POINT. THE GENERATOR FOR TEMPORARY SUPPLY MUST BE INSTALLED IN SUCH A MANNER AS TO COMPLY WITH THE ELECTRICITY SAFETY ACT 1998.
- (K) ENSURE THAT ALL NECESSARY AUDITING IS COMPLETED TO THE SATISFACTION OF SPI ELECTRICITY PTY LTD TO ALLOW THE NEW NETWORK ASSETS TO BE SAFELY CONNECTED TO THE DISTRIBUTION NETWORK.

TELSTRA

- 25. THE PLAN OF SUBDIVISION SUBMITTED FOR CERTIFICATION MUST BE REFERRR3ED TO TELSTRA IN ACCORDANCE WITH SECTION 8 OF THE SUBDIVISION ACT.
- 26. TELSTRA WILL NOT CONSENT TO THE ISSUE OF A STATEMENT OF COMPLIANCE UNTIL SUCH TIME AS THE APPLICANT PROVIDES SATISFACTORY EVIDENCE OF COMPLIANCE WITH THE ABOVE CONDITIONS.

TIME LIMIT

- 27. THIS PERMIT SHALL EXPIRE IF:

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

(A) THE SUBDIVISION PLAN IS NOT CERTIFIED WITHIN TWO (2) YEARS OF THE DATE OF ISSUE OF THIS PERMIT; AND

(B) STATEMENT OF COMPLIANCE IS NOT OBTAINED WITHIN FIVE (5) YEARS OF THE CERTIFICATION OF THE PLAN;

OR ANY EXTENSION OF SUCH PERIODS THE RESPONSIBLE AUTHORITY MAY ALLOW, IN WRITING, UPON APPLICATION MADE BEFORE OR WITHIN THREE MONTHS AFTER SUCH EXPIRY.

NOTES:

- **THE 'BEST PRACTICE ENVIRONMENTAL MANAGEMENT GUIDELINES FOR URBAN STORMWATER' SHOULD BE USED AS A GUIDE WHEN DEVELOPING SITE CONTROLS TO MINIMISE SEDIMENT LADEN RUNOFF AND STORMWATER POLLUTION DURING CONSTRUCTION.**
- **IF FURTHER INFORMATION IS REQUIRED IN RELATION TO MELBOURNE WATER'S PERMIT CONDITIONS SHOWN ABOVE, PLEASE CONTACT MELBOURNE WATER ON TELEPHONE 9235 2517, QUOTING MELBOURNE WATER'S REFERENCE 177369.**
- **APPROVAL DOES NOT COVER ALTERATIONS TO EXISTING TELSTRA PLAN OF NETWORK. LOCATIONS OF EXISTING NETWORK CAN BE OBTAINED FROM DIAL BEFORE YOUR DIG – PH: 1100.**
- **FOR COORDINATED TELSTRA PLANT RETICULATION IN THIS DEVELOPMENT, PLEASE REFER TO REGISTER YOUR DEVELOPMENT AND APPLY FOR RETICULATION.**

EXTENSION OF TIME

MOVED CR P.MACDONALD, SECONDED CR L.WILLMOTT

3310

THAT CR P. MACDONALD BE PERMITTED TO SPEAK FOR A FURTHER TWO MINUTES

CARRIED

Councillors who spoke to the motion:

Crs Dib, Steane, Willmott, P. Macdonald, M. Macdonald

DIVISION ON SUBSTANTIVE MOTION

For : Cr Dib, Cr Fraser, Cr Lamont, Cr Makin, Cr Steane, Cr Thomas, Cr Willmott,

Against: Cr P. Macdonald, Cr M. Macdonald

SUBSTANTIVE MOTION CARRIED

PLANNING APPLICATION M/2010/117 TINTERN FARM SUBDIVISION
52-56 LONG VIEW ROAD, CROYDON SOUTH (CONT'D)

FURTHER MOTION

MOVED CR WILLMOTT, SECONDED CR DIB

3310

THAT IN REGARD TO FURTHER PLANNING FOR THE TINTERN FARM SITE, COUNCIL REQUESTS THAT A MASTER PLAN BE PREPARED PRIOR TO ANY FURTHER PLANNING APPLICATION BEING LODGED AND THAT ANY FUTURE SUBDIVISION FOR THE BALANCE OF THE TINTERN FARM SITE SHOULD HAVE TWO ENTRANCES/EXITS.

CARRIED UNANAMOUSLY

Councillors who spoke to the motion:
Cr Fraser

DIRECTOR CORPORATE SERVICES

DELEGATE'S REPORTS

ITEM 1

Reports of Meetings attended by Councillors as an appointed Delegate of Council.

Cr Willmott

- 27-May Reception for Members of the MAV Metropolitan East Region
- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 14-Jun- National General Assembly of Australian Local Government Association (ALGA)
- 15-Jun Canberra
- 21-Jun U3A Croydon Inc. meeting re: Strategic Plan

Cr Thomas

- 25-May Eastern Regional Libraries 'Bag a Book' Night
- 26-May Developing Maroondah Networking Event
- 27-May Eastern Regional Libraries Board Meeting
- 3-Jun Public Consultative Meeting re Tintern Farm Subdivision
- 8-Jun Official Launch of the Dorset Golf Course Redevelopment
- 9-Jun Glen Park Pavilion Opening with Mr Mike Symon MP
- 15-Jun Business Expansion and Retention Appointments
- 16-Jun Ringwood Chamber of Commerce June Breakfast Meeting with Guest Speaker Mr Terry McCrann
- 16-Jun Public Consultative Meeting re 67 Dickasons Road, Heathmont

Cr Steane

- 26-May Reconciliation Week Launch - Federation Estate
- 27-May Maroondah Community Safety Committee
- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 14-Jun- National General Assembly of Australian Local Government Association (ALGA)
- 15-Jun Canberra
- 16-Jun Met with the Hon Tony Smith MP at Parliament House Canberra
- 16-Jun Met with the Hon Kevin Andrews MP at Parliament House Canberra
- 17-Jun Met with the Hon Mike Symons MP at Parliament House Canberra
- 21-Jun U3A Croydon Inc. meeting re: Strategic Plan

Cr P Macdonald

- 27-May Arrabri Community House Biggest Morning Tea (Gold Coin Donation)
- 27-May Eastern Regional Libraries Board Meeting
- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 3-Jun Public Consultative Meeting re Tintern Farm Subdivision
- 8-Jun Official Launch of the Dorset Golf Course Redevelopment
- 8-Jun Bayswater North Community Renewal Steering Committee
- 9-Jun Meeting with the Hon Brendan O'Connor (Minister for Home Affairs) and Mr Mike Symon MP
- 9-Jun Glen Park Pavilion Opening with Mr Mike Symon MP
- 14-Jun- National General Assembly of Australian Local Government Association (ALGA)
- 15-Jun Canberra
- 15-Jun Meeting with the Hon Kevin Andrews and the Hon Tony Smith
- 16-Jun Meeting with Mr Mike Symon MP
- 19-Jun Croydon Football Club Round 9 Clash luncheon

Cr M Macdonald

- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 14-Jun National General Assembly of Australian Local Government Association (ALGA)
- Canberra
- 17-Jun Eastern Transport Coalition Meeting
- 21-Jun U3A Croydon Inc. meeting re: Strategic Plan

Cr Lamont

- 26-May Reconciliation Week Event Launch
- 26-May Developing Maroondah Networking Event
- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan

Cr Fraser

- 26-May Reconciliation Week Event Launch
- 26-May Developing Maroondah Networking Event
- 26-May Red Cross Calling Thank You Function
- 27-May Roadsafe Meeting
 - 1-Jun Roadsafe Meeting
- 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 3-Jun VLGA debate
- 7-Jun Partners in Community Wellbeing Committee
- 8-Jun Official Launch of the Dorset Golf Course Redevelopment
- 8-Jun METEC Meeting
- 16-Jun Ringwood Chamber of Commerce June Breakfast Meeting with Guest Speaker Mr Terry McCrann
- 19-Jun Launch of the Changing Faces: Changing Lanes - A supervised driving program for CALD communities in Maroondah
- 19-Jun Maroondah Region Girl Guides Campfire celebrating centenary of Girl Guides

Cr Dib

- 26-May Reconciliation Week Event Launch
- 26-May Developing Maroondah Networking Event
- 27-May Arrabri Community House Biggest Morning Tea
 - 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan
- 8-Jun Official Launch of the Dorset Golf Course Redevelopment
- 9-Jun Glen Park Pavilion Opening with Mr Mike Symon MP
- 16-Jun Public Consultative Meeting re 67 Dickasons Road, Heathmont, two (2) lot subdivision and removal of associated vegetation

Cr Makin

- 26-May Reconciliation Week Event Launch
- 26-May Eastern Region CEOs/Mayors
- 26-May Developing Maroondah Networking Event
- 26-May Red Cross Calling Thank You Function
- 27-May Reception for Members of the Municipal Association Victoria Metropolitan East Region
- 28-May Municipal Association Victoria State Council Meeting
- 31-May Meeting re Sudanese Housing
 - 3-Jun Meeting with Justice Iain Ross (VCAT President) re VCATs 3 year plan

Cr Makin (cont'd)

- 3-Jun Meeting with Mr Shaun Leane MP
- 3-Jun Public Consultative Meeting re Tintern Farm Subdivision
- 4-Jun Eastern FM broadcast
- 7-Jun Partners in Community Wellbeing Committee
- 8-Jun Croydon RSL Women's Auxilliary 63rd Birthday Luncheon
- 8-Jun Official Launch of the Dorset Golf Course Redevelopment
- 9-Jun Meeting regarding the progress of Central Activities District
- 9-Jun Glen Park Pavilion Opening with Mr Mike Symon MP
- 14-Jun National General Assembly of Australian Local Government Association (ALGA)
- 17-Jun Canberra
- 16-Jun Meeting with Ms Jessika Loefstedt (Senior Advisor to the Hon Anthony Albanese MP, Minister for Infrastructure Transport, Regional Development and Local Government)
- 17-Jun- Australian Council of Local Government (Canberra)
- 18-Jun
- 19-Jun Launch of the Changing Faces: Changing Lanes - A supervised driving program for CALD communities in Maroondah
- 19-Jun Maroondah Region Girl Guides Campfire celebrating Centenary of Girl Guides
- 21-Jun Ringwood Central Activities Meeting with Brian Tee, Dimitri Lolas (Senior Adviser), Bob Neilson (Senior Policy Officer)
- 21-Jun U3A Croydon Inc. meeting re: Strategic Plan

MOVED CR M. MACDONALD, SECONDED CR THOMAS

3310

THAT COUNCIL RECEIVES AND NOTES THE DELEGATES' REPORTS AS PRESENTED BY COUNCILLORS.

CARRIED

WARD REPORTS

ITEM 2

A report was provided by Cr Steane gave.

MOVED CR M. MACDONALD, SECONDED CR STEANE

3311

THAT COUNCIL RECEIVES AND NOTES THE WARD REPORTS AS PRESENTED BY COUNCILLORS.

CARRIED

REPORTS OF ASSEMBLY OF COUNCILLORS

ITEM 3

MOVED CR WILLMOTT, SECONDED CR P. MACDONALD

3312

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE ASSEMBLY OF COUNCILLORS BRIEFING/S HELD ON 31 MAY AND 07 JUNE 2010.

CARRIED

OUTCOMES OF MAROONDAH MOTIONS TO THE MUNICIPAL ASSOCIATION OF VICTORIA STATE COUNCIL MEETING ITEM 4

MOVED CR MAKIN, SECONDED CR DIB 3313

THAT COUNCIL NOTES THAT OUT OF THE 7 MOTIONS SUBMITTED BY COUNCIL FOR CONSIDERATION AND DEBATE AT THE 28 MAY 2010 MUNICIPAL ASSOCIATION OF VICTORIA STATE COUNCIL MEETING 4 WERE PASSED AND 3 WERE LOST.

CARRIED UNANAMOUSLY

Councillors who spoke to the motion:
Crs Dib, Makin

DELEGATIONS FOOD ACT ITEM 5

MOVED CR DIB, SECONDED CR THOMAS 3314

RECOMMENDATION

THAT IN THE EXERCISE OF THE POWERS CONFERRED BY SECTION 98(1) OF THE LOCAL GOVERNMENT ACT 1989 ("THE ACT") AND THE OTHER LEGISLATION REFERRED TO IN THE ATTACHED INSTRUMENT OF DELEGATION, MAROONDAH CITY COUNCIL ("COUNCIL") RESOLVES THAT:

- 1. THERE BE DELEGATED TO THE MEMBER OF COUNCIL STAFF OCCUPYING THE POSITION OR TITLE OF OR ACTING IN THE POSITION OF OR PERFORMING THE DUTIES OF THE POSITION REFERRED TO IN THE ATTACHED INSTRUMENT OF DELEGATION TO MEMBERS OF COUNCIL STAFF THE POWERS, DUTIES AND FUNCTIONS SET OUT IN THAT INSTRUMENT, SUBJECT TO THE CONDITIONS AND LIMITATIONS SPECIFIED IN THAT INSTRUMENT;**
 - (l) THE INSTRUMENT COMES INTO FORCE IMMEDIATELY THE COMMON SEAL OF COUNCIL IS AFFIXED TO THE INSTRUMENT, AND REMAINS IN FORCE UNTIL COUNCIL DETERMINES TO VARY OR REVOKE IT;**
 - (m) ON THE COMING INTO FORCE OF THE INSTRUMENT ALL PREVIOUS DELEGATIONS UNDER THE ACT SET OUT IN THE SCHEDULE ARE REVOKED;**
 - (n) THE DUTIES AND FUNCTIONS SET OUT IN THE INSTRUMENT MUST BE PERFORMED, AND THE POWERS SET OUT IN THE INSTRUMENT MUST BE EXECUTED, IN ACCORDANCE WITH ANY GUIDELINES OR POLICIES OF COUNCIL THAT IT MAY FROM TIME TO TIME ADOPT; AND**
 - (o) THE INSTRUMENT OF DELEGATION AS ATTACHED ON PAGES 75 TO 87 TO THIS REPORT OF THE DIRECTOR CORPORATE SERVICES SUBMITTED TO COUNCIL AT ITS MEETING HELD ON 21 JUNE 2010 BE EXECUTED UNDER THE SEAL OF COUNCIL.**

CARRIED

PENSIONER RATES CONCESSION ITEM 6

MOVED CR STEANE, SECONDED CR LAMONT 3315

THAT COUNCIL CONTINUES ITS ADVOCACY ROLE ON THE MATTER OF THE STATE GOVERNMENT INCREASING PENSIONER RATES CONCESSIONS MOVE IN LINE WITH THE REAL COST OF LIVING BY:

1. **SENDING A LETTER TO THE HON. LISA NEVILLE, MP, MINISTER FOR COMMUNITY SERVICES & MINISTER FOR SENIOR VICTORIANS, WITH COPIES TO LOCAL STATE MEMBERS OF PARLIAMENT.**
2. **SUBMITTING A MOTION TO THE MAV STATE COUNCIL TO BE HELD IN OCTOBER 2010.**

CARRIED UNANAMOUSLY

Councillors who spoke to the motion:
Crs Steane, Willmott

IMPROVING COUNCIL MEETINGS ITEM 7

MOVED CR MAKIN, SECONDED CR M. MACDONALD 3316

THAT COUNCIL RECEIVES AND NOTES ITEMS LISTED TO IMPROVE COUNCIL MEETINGS.

CARRIED UNANAMOUSLY

Councillors who spoke to the motion:
Crs M.Macdonald, P.Macdonald, Makin

LOCAL LAW NO 9 - TO AMEND LOCAL LAW 7 MEETINGS ITEM 8
PROCEDURE AND USE OF COMMON SEAL

MOVED CR M. MACDONALD, SECONDED CR FRASER 3317

THAT COUNCIL

1. **GIVES NOTICE OF ITS INTENTION TO MAKE A LOCAL LAW TO BE KNOWN AS LOCAL LAW NO 9 AMENDMENT OF MEETINGS PROCEDURE AND USE OF COMMON SEAL LOCAL LAW NO 7, FOR THE PURPOSES OF:- AMENDING THE CURRENT LOCAL LAW NO 7 THAT REGULATES PROCEEDINGS OF ORDINARY AND SPECIAL MEETINGS OF COUNCIL; ELECTION OF MAYOR AND ACTING CHAIRMAN; USE OF THE COMMON SEAL OF COUNCIL; AND PROCEEDINGS OF SPECIAL COMMITTEES.**

LOCAL LAW NO 9 - TO AMEND LOCAL LAW 7 MEETINGS
PROCEDURE AND USE OF COMMON SEAL (CONT'D)

2. **PROVIDES PUBLIC NOTICE OF ITS INTENTION AND SUCH BE INSERTED IN THE VICTORIA GOVERNMENT GAZETTE AND LOCAL NEWSPAPERS INVITING ANY PERSON TO MAKE A SUBMISSION.**
3. **NOTES THAT A COPY OF THE PROPOSED LOCAL LAW WILL BE ON PUBLIC EXHIBITION AT THE CITY OFFICES, BRAESIDE AVENUE RINGWOOD, CUSTOMER SERVICE CENTRES AND THE WEBSITE OF COUNCIL.**
4. **APPOINTS A COMMITTEE OF COUNCIL COMPRISING OF COUNCILLORS MAKIN, STEANE AND P MACDONALD TO MEET ON MONDAY 2 AUGUST 2010 AT 5:30PM AT THE CITY OFFICES, BRAESIDE AVENUE RINGWOOD TO CONSIDER AND HEAR SUBMISSIONS RECEIVED IN ACCORDANCE WITH SECTION 223 OF THE LOCAL GOVERNMENT ACT 1989.**
5. **FURTHER NOTES THAT IF NO SUBMISSIONS ARE RECEIVED, COUNCIL SHALL CONSIDER A RECOMMENDATION TO MAKE LOCAL LAW NO. 9 AT ITS MEETING TO BE HELD ON 16 AUGUST 2010.**

CARRIED UNANAMOUSLY

DOMESTIC ANIMAL MANAGEMENT PLAN:
ACTION PLAN DIRECTIONS

ITEM 9

MOVED CR LAMONT, SECONDED CR THOMAS

3318

THAT

1. DOGS IN PUBLIC PLACES:

- A. **COUNCIL APPLY THE RECOMMENDATIONS OF THE DOGS IN PUBLIC PLACES IN THE CITY OF MAROONDAH REPORT, WITH MINOR AMENDMENTS TO DESIGNATED PARKS AND DOGS NEAR PLAYGROUNDS AND PICNIC AREAS, DESCRIBED BELOW:**
 - i. **WOMBOLANO PARK AND B J HUBBARD RESERVE TO BE ON LEAD AREA (NOT "NO DOG" AREA)**
 - ii. **DOGS IN OFF LEAD PARKS MUST BE ON LEAD WITHIN 15 METRES OF DESIGNATED PLAYGROUND OR PUBLIC PICNIC/BBQ FACILITY**
- B. **COUNCIL TO MAKE A SECTION 26 ORDER (DOMESTIC ANIMALS ACT 1994) DESIGNATING THESE AREAS.**
- C. **COUNCIL DEVELOP AN IMPLEMENTATION PLAN OVER THREE YEARS THAT PROVIDES OPPORTUNITY FOR COMMUNITY EDUCATION**

DOMESTIC ANIMAL MANAGEMENT PLAN:
ACTION PLAN DIRECTIONS (CONT'D)

2. CAT RESTRICTIONS/PROHIBITIONS:

- A. COUNCIL IMPLEMENT "DUSK TO DAWN" CAT CURFEW THROUGH A SECTION 26 ORDER (DOMESTIC ANIMALS ACT 1994) AND ESTABLISH A COMMUNITY EDUCATION PLAN TO ASSIST COMMUNITY MEMBERS TO UNDERSTAND THEIR OBLIGATIONS AS A RESPONSIBLE CAT OWNER.**

3. CAT DE-SEXING:

- A. ENCOURAGE RESIDENTS TO DE-SEX THEIR CATS THROUGH AN ESTABLISHED COMMUNITY EDUCATION PROGRAM AND IMPLEMENTATION OF A REGISTRATION FEE STRUCTURE THAT SUPPORTS CAT DE-SEXING IN THE FIRST TWELVE MONTHS.**
- B. RESPOND TO ALL 43 WRITTEN SUBMISSIONS RECEIVED ADVISING THE REQUIREMENTS OF THE DOMESTIC ANIMAL MANAGEMENT PLAN (ACTION PLAN) AND SUBSEQUENT ORDERS TO BE MADE BY COUNCIL.**

CARRIED UNANAMOUSLY

Councillors who spoke to the motion:
Crs Lamont, P.Macdonald

DIRECTOR COMMUNITY & LEISURE SERVICES

MAJOR LEISURE FACILITIES REVIEW – ITEM 1
APPOINTMENT OF COMMITTEE TO HEAR SUBMISSIONS

MOVED CR STEANE, SECONDED CR DIB 3319

RECOMMENDATION

THAT COUNCIL APPOINTS A COMMITTEE COMPRISING COUNCILLORS MAKIN, THOMAS AND STEANE TO CONSIDER SUBMISSIONS AND HEAR FROM ANY PERSON/S WISHING TO BE HEARD IN SUPPORT OF THEIR SUBMISSION/S WITH RESPECT TO THE MAROONDAH LEISURE FACILITIES REVIEW STRATEGIC MANAGEMENT PLAN IN THE COUNCIL CHAMBER, BRAESIDE AVENUE, RINGWOOD ON 13 JULY 2010, AT 7 PM.

CARRIED

Councillors who spoke to the motion:
Cr Steane

DOCUMENTS FOR SEALING

MOVED CR MAKIN, SECONDED CR DIB

3320

RECOMMENDATION**THAT COUNCIL SIGNS AND SEALS****1. LETTERS IN RECOGNITION OF****A. THIRTY YEARS OF SERVICE GIVEN BY:**

Ian Reidy

B. TWENTY YEARS OF SERVICE GIVEN BY:

Joseph Bonnici	Janice Pipe
Ivy Fell	Cynthia Pontin
Peter Geylswyk	Fiona Pumpa
Margaret Glaubitz	Anrew Rutherford
Jan Heinrich	Alan Salau
Michael Henry	Susan Spicer
Neil Hutchison	Graeme Taplin
Fi Laws	Ron Terrill
Elizabeth Longridge	Lena Tucker
Margaret Merry	Phil Turner
Julie Perry	Mark Wilson

C. TEN YEARS OF SERVICE GIVEN BY:

Debbie Bakker	Marisa Mirra
Wendy Binyon-Swart	Lynne Morris
Ron Box	Sue Oatt
Helen Croxford	Steven O'Brien
Helen Culling	Barbara Oliver
Graeme Cullis	Jo-Anne Parsons
Don Di Giandomenico	Renee Patel
Danielle Finch	Chris Poste
Sharon Greig	Therese Proctor
Suzanne Infantino	Narelle Salter
Susan Kendall	Lucy Samson
Beate Matthews	Madhu Shangari
Penny May	Nina Stewart
Judy Anne McGrath	Marie Stone
Kerrie McPhee	Robert Tomlin
Victoria Middleton	Carmen Van Den Akker
Vicki Miller	Suzanne Walker
	David Way

D. OUTSTANDING ACHIEVEMENT AS DEMONSTRATED BY THE AWARDING OF A REV (REWARDS FOR EXTRA VALUE) CATEGORY 3 TO:Michael Davis
Rebecca Dickinson
Phillip Van Nes

DOCUMENTS FOR SEALING (CONT'D)

2. **A LETTER OF RECOGNITION TO MR MICHAEL PHILLIPS.**
3. **THE SECTION 173 AGREEMENT SUBMITTED BY ANDREW CHARLES FURNIVAL AND DEBORAH ANNE FURNIVAL IN RELATION TO LAND AT 176 LINCOLN ROAD, CROYDON.**
4. **THE SECTION 173 AGREEMENT SUBMITTED BY KLEANTHI PAPADAKIS BY HIS ATTORNEY ELEFThERIOS NICOLAOU UNDER HIS POWER OF ATTORNEY DATED 1 NOVEMBER 1995 IN RELATION TO LAND AT 176 LINCOLN ROAD, CROYDON.**

CARRIED UNANAMOUSLY

MOTIONS TO REVIEW

Nil

LATE ITEM**PETITION – HEATHMONT SHOPPING CENTRE CARPARK**

The Director Operations & Infrastructure advised that a Petition has been received and requested that this matter be dealt with as a late item.

MOVED CR WILLMOT, SECONDED CR THOMAS 3321

THAT THIS MATTER BE DEALT WITH AS A LATE ITEM.

CARRIED

The Director Operations & Infrastructure tabled a petition signed by 436 opposing loss of carparking and construction of roundabout at Heathmont Shopping Centre. The Director advised that Council is presently seeking comments to the revised carpark layout which is on Public Exhibition in accordance with Section 223 of the Local Government Act 1989.

MOVED CR THOMAS, SECONDED CR P. MACDONALD 3322

THAT COUNCIL NOTES AND RECEIVES THE PETITION WHICH SHALL BE TREATED AS A SUBMISSION TO THE GTA TRAFFIC REPORT (22 APRIL 2010), WHICH IS CURRENTLY ON PUBLIC EXHIBITION.

CARRIED

REQUESTS / LEAVE OF ABSENCE

Cr Dib advised that he will not be in attendance at the next Council Meeting on Monday 19 July 2010.

IN CAMERA

MOVED CR MAKIN, SECONDED CR STEANE

3323

THAT IN ACCORDANCE WITH SECTION 89(2) OF THE LOCAL GOVERNMENT ACT 1989, COUNCIL RESOLVES TO MEET IN CAMERA, AS THE MATTERS ARE TO BE DISCUSSED MAY PREJUDICE THE COUNCIL OR SOME OTHER PERSON.

CARRIED

Council resolved that the following decision be reflected in the minutes of the Open Forum.

DIRECTOR OPERATIONS & INFRASTRUCTURE

*EVALUATION REPORT - CONTRACT 20534
PROVISION OF PIT & PIPE CLEANING SERVICES*

ITEM 1

THIS REPORT AND ALL DISCUSSIONS IN RELATION TO IT REMAINS CONFIDENTIAL INDEFINITELY AND THIS RESOLUTION REMAINS CONFIDENTIAL UNTIL THE EXECUTION OF THIS CONTRACT AT WHICH TIME THE RESOLUTION BE MADE PUBLIC.

The open forum closed at 9.28 pm.

Confirmed

Date