



**GLEN EIRA CITY COUNCIL**

**ORDINARY COUNCIL MEETING**

**WEDNESDAY 8<sup>TH</sup> NOVEMBER 2017**

**AGENDA**

**Meeting to be held in the Council Chambers,  
Corner Hawthorn & Glen Eira Roads, Caulfield  
At 7.30 pm**

*"The primary object of a Council  
is to endeavour to achieve  
the best outcomes for the local community  
having regard to the  
long term and cumulative effects of decisions."*

- s3c(1) Local Government Act

**Councillors:** The Mayor, Councillor Mary Delahunty  
Councillor Tony Athanasopoulos  
Councillor Clare Davey  
Councillor Margaret Esakoff  
Councillor Jamie Hyams  
Councillor Jim Magee  
Councillor Joel Silver  
Councillor Dan Sztrajt  
Councillor Nina Taylor

**Chief Executive Officer:** Rebecca McKenzie

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**12. CONSIDERATION OF IN CAMERA ITEMS**

That pursuant to Section 89(2) of the Local Government Act 1989, the Council resolves that so much of this meeting be closed to members of the public, as it involves Council consideration of matters coming within some or all of the following categories listed in Section 89(2) of such Act.

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayers;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments
- (f) Legal advice
- (g) Matters affecting the security of Council property'
- (h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) A resolution to close the meeting to members of the public.

**12.1 Tender number 2017.047 Supply and Delivery of GESAC Retail Products**

Number of tenders received	16
Number of evaluation criteria tenders assessed against	Three (3)
Estimated contract value	\$1,500,000.00 (GST exclusive)

**13. CLOSURE OF MEETING**



**AGENDA for the ORDINARY MEETING OF THE  
GLEN EIRA CITY COUNCIL to be held on WEDNESDAY 8<sup>th</sup> NOVEMBER 2017**

**1. ACKNOWLEDGEMENT**

In the spirit of respect, Council acknowledges the people and elders of the Boon Wurrung people of the Kulin Nation past and present who have traditional connections and responsibilities for the land on which Council meets.

**2. APOLOGIES**

**3. OATH OF OFFICE AND DISCLOSURES OF INTERESTS**

Councillors are reminded that we remain bound by our Oath of Office to undertake the duties of the office of Councillor in the best interests of the people of the municipal district of Glen Eira and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in us under the Local Government Act or any other Act, to the best of our skill and judgement.

Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda, or which are considered at this meeting, in accordance with Sections 77 to 79 of the Local Government Act.

**4. CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS**

Copies of Minutes previously circulated.

**Recommendation**

That the minutes of the Ordinary Council Meeting held on 17<sup>th</sup> October 2017 and the Special Council Meeting held on 1<sup>st</sup> November 2017 be confirmed.



**5. RECEPTION AND READING OF PETITIONS AND JOINT LETTERS****5.1 Petition: Request to change grading of Caulfield South Shopping Centre**

A petition containing 135 signatures was submitted to the meeting.

The petition read as follows:

We the undersigned submit this petition to the Futures Planning Department.

We request that the Caulfield South Shopping Centre grading be changed from: LARGE NEIGHBOURHOOD CENTRE to EMERGING MAJOR ACTIVITY CENTRE and be known as the CAULFIELD COMMERCIAL CENTRE.

This re-grading will allow more intense retail and commercial development.

The argument for this change:

- Our shopping centre is at a major intersection of TWO tramlines
- The corners of Hawthorn Road/Glen Huntly Road have trams running east/west and north/south
- Trams carry more shoppers and visitors to commercial premises than trains
- Hawthorn Road runs for ~3KM (North-to-South) and Glen Huntly Road has a ~2KM run (East-to-West) with no supermarket or other large retail business.
- This area has a rapidly growing residential population

Professional surveys undertaken by reputable firms have shown that this catchment area has the capacity to support a major supermarket of substantial size.

We the undersigned, petition strongly to have our shopping centre upgraded to an EMERGING MAJOR ACTIVITY CENTRE. Please refer to the map on Page 10 of your document of July 17 "Activity Centre Housing and Local Economy Strategy" And we so petition:

**RECOMMENDATION**

That Council receives and notes the petition.

**6. DOCUMENTS FOR SEALING****7. REPORTS BY DELEGATES APPOINTED BY COUNCIL TO VARIOUS ORGANISATIONS**

**8. REPORTS FROM COMMITTEES**

**8.1 Advisory Committees**

Nil

**8.2 Records of Assembly**

- a. 3 October 2017
- b. 10 October 2017
- c. 17 October 2017 (pre meeting)

**Recommendation**

That the Records of the Assemblies as shown below be received and noted.

- a. 3 October 2017
- b. 10 October 2017
- c. 17 October 2017 (pre meeting)

**Assembly of Councillors**

**3 October 2017**

**Record under S 80 A (2)**

**Meeting commenced at 6.45PM.**

**A. Present**

Cr Jim Magee (Deputy Mayor)  
Cr Tony Athanasopoulos  
Cr Jamie Hyams  
Cr Joel Silver  
Cr Dan Sztrajt  
Cr Nina Taylor

**Council Officers**

Rebecca McKenzie, CEO  
Peter Jones  
Peter Swabey  
Rachel Ollivier  
Paul Wood  
Mark Collins  
Aidan Mullen  
Christine Van Der Ark  
Janice Pouw  
Alexandra Fry

**B. Matters considered.**

- (i) Apologies – Cr Mary Delahunty, Cr Margaret Esakoff, Cr Clare Davey
- (ii) Structure Plan check in

8.23pm Cr Silver left the Assembly and re-entered at 8.25pm.

9.19pm the Briefing adjourned

9.35pm the Briefing resumed

**Present:**

Cr Jim Magee (Deputy Mayor)  
Cr Tony Athanasopoulos  
Cr Jamie Hyams  
Cr Joel Silver  
Cr Dan Sztrajt  
Cr Nina Taylor

- (iii) Options for Future Use of Council Land – 60 -82 Glen Orme Avenue Ormond
- (iv) Caulfield Racecourse Wedge – Crown Allotment 2031 – Landscape Concept Plans
- (v) Draft Transforming Murrumbidgee Consultation Report – Deferred to 10 October 17
- (vi) Changes to Council Instruments of Delegation

- (vii) General Business
- a) Cr Hyams
    - Service performance indicators (annual report)
  - b) CEO
    - Orrong Road Carpark - Elsternwick
  - c) Cr Silver
    - Caulfield Park - Fountains
  - d) Cr Taylor
    - Sports Breakfast
    - Community consultation – Bus routes
    - Sustainability Advisory Committee meeting
    - Integrated Transport Strategy update
  - e) Cr Athanasopoulos
    - Advisory Committees
  - f) Cr Magee
    - Minutes 26 September 2017 Council Meeting
    - Heritage listed homes

**Assembly finished at 10.43 PM**

**Assembly of Councillors**

**10 October 2017**

**Record under S 80 A (2)**

**Meeting commenced at 6.45PM.**

**A. Present**

Cr Mary Delahunty (Mayor)  
Cr Tony Athanasopoulos  
Cr Clare Davey  
Cr Jamie Hyams  
Cr Jim Magee  
Cr Joel Silver  
Cr Dan Sztrajt  
Cr Nina Taylor

**Council Officers**

Rebecca McKenzie, CEO  
Ron Torres  
Peter Jones  
Peter Swabey  
Rachel Ollivier  
Janice Pouw  
Alexandra Fry  
James Kearney  
Michelle Van Gerrevink

**B. Matters considered.**

- (i) Apologies – Cr Margaret Esakoff
- (ii) Draft Transforming Murrumbreena Consultation Report  
7.22pm Cr Sztrajt left the Assembly and re-entered at 7.23pm
- (iii) Options for Community Programs to help cut Carbon Emissions
- (iv) Update on Metropolitan Partnerships
- (v) Community Safety Committee  
8.31pm Cr Hyams left the Assembly.

8.35pm the Briefing adjourned

8.54pm the Briefing resumed

**Present**

Cr Mary Delahunty (Mayor)  
Cr Tony Athanasopoulos  
Cr Clare Davey  
Cr Jamie Hyams  
Cr Jim Magee

Cr Joel Silver  
Cr Dan Sztrajt  
Cr Nina Taylor

(vi) Council Papers for the 17 October 2017 Council Meeting comprising twelve officer reports together with standing items on the agenda.

- Item 5 – Petition – Objection to the Draft Elsternwick Concept Plan
- 8.1 Advisory Committees
- 9.1 VCAT Watch
- 9.2 48 Thomas Street, Brighton East
- 9.3 Bentleigh and Carnegie Interim Height Controls extension
- 9.7 Annual Report
- 9.8 Webcasting / Live Streaming of Council Meetings
- 9.10 Community Engagement Policy
- 9.11 Council Policy – Investments
- 9.12 Changes to Council Instruments of Delegation

9.25pm Cr Hyams left the Assembly and re-entered at 9.28pm

- 9.13 MAV State Council Motions

(vii) General Business

10.01pm Cr Davey left the Assembly and re-entered at 10.03pm

- a) Director Planning and Place - 44-54 Kambrook Road, Caulfield North
- b) Group Manager of Property, Environment and Sustainability - East Bentleigh toilet
- c) CEO - Level Crossing Removal authority letter
- d) CEO - Community Open Space Expert Panel (COSEP) report
- e) Cr Magee - Residents' Handbook
- f) Cr Athanasopoulos - Covenants
- g) Cr Taylor - Springtime Music Series
- h) Cr Hyams - Speaker and arrangements for Australia Day Breakfast
- i) Cr Delahunty - Correspondence cc'ed to Councillors

(viii) MAV State Council Motion

**Assembly finished at 10.38PM**

**Council Pre-Meeting**

**17 October 2017**

**Record under S 80 A (2)**

**Meeting Commenced at 6.45pm**

**A. Present**

Cr Mary Delahunty, Mayor  
Cr Tony Athanasopoulos  
Cr Clare Davey  
Cr Margaret Esakoff  
Cr Jamie Hyams  
Cr Jim Magee  
Cr Nina Taylor

**Apologies**

Cr Joel Silver  
Cr Dan Sztrajt

**Officers**

Rebecca McKenzie, CEO  
Peter Swabey  
Peter Jones  
Ron Torres  
Samantha Krull  
Janice Pouw  
Alexandra Fry

**B. Matters considered**

- (i) Item 9.8 – Webcasting / Live Streaming of Council Meetings
- (ii) Item 11.4 – Public questions
- (iii) Ripponlea Tour
- (iv) Assembly item - 24 October – Elsternwick Hub
- (v) Assembly item - 1 November - Woolworths
- (vi) Planning proposals
- (vii) Reschedule MRC for future Assembly
- (viii) Item 9.4 – Transforming Murrumbreena Consultation Report
- (ix) MAV State Council motions
- (x) Item 10 – Urgent Business item

**Pre-meeting finished at 7.17pm**

**9. PRESENTATION OF OFFICERS REPORTS**

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**ITEM 9.1 VCAT WATCH****Author:** Paul Wood – Manager Town Planning**File No:** N/A**Attachments:** Applications before and recent decision of the Victorian Civil and Administrative Tribunal**PURPOSE AND SUMMARY**

To report to Council applications currently before, and recent decisions of, the Victorian Civil and Administrative Tribunal (VCAT).

**RECOMMENDATION**

That Council notes:

1. The applications currently before the Victorian Civil and Administrative Tribunal (VCAT), including the recent applications that have been lodged with VCAT.
2. The recent decisions of VCAT, including the commentary provided in relation to matters of notable interest.

**BACKGROUND**

The VCAT process is an integral part of the planning permit process and provides opportunity for independent review of planning decisions. VCAT is required to take into consideration any relevant planning policy.

**ISSUES AND DISCUSSION**

This report includes an attachment that provides an overview of all applications currently before, or that have recently been decided by the VCAT. The attachment table is broken down into 'New appeals lodged with the VCAT', 'Current matters before the VCAT' (including upcoming hearings or where Council is waiting for a decision after the hearing has taken place), and 'Recent decisions of the VCAT'.

Of the recent decisions, the following are considered of notable interest for Council:

<b>Address</b>	<b>277-279 Centre Road, Bentleigh</b>
<b>Proposal</b>	The construction of a nine storey building comprising retail at ground level and 72 dwellings and a reduction in the car parking requirement
<b>Council decision</b>	Refusal (Council resolution)
<b>Proposal considered by VCAT</b>	<p>The proposal was amended by the applicant before the VCAT hearing. Plans were substituted including the following changes:</p> <ul style="list-style-type: none"> <li>• Deletion of two levels resulting in a seven storey building comprising fifty-two dwellings with an open roof terrace.</li> <li>• Revised car parking layout and car parking allocation as follows: <ul style="list-style-type: none"> <li>- Full quantum of car parking for dwellings and six residential visitor spaces, being a reduction of 4 spaces;</li> <li>- Seven car spaces allocated to the retail tenancies, being a</li> </ul> </li> </ul>

	<p>reduction in 17 spaces</p> <ul style="list-style-type: none"> <li>Increased setbacks from rear private open space of 1 Oak Street increased resulting in deletion of dwelling and change to dwelling mix at Levels 3-5.</li> <li>Increased setbacks of Level 6 from all boundaries.</li> </ul> <p>Council maintained its concerns with the proposal and defended its decision to refuse the application.</p>
<b>VCAT decision</b>	Permit issued
<b>Appellant</b>	Centre Road Property Group Pty Ltd



Council's submission was that the Tribunal should give effect to and not undermine the DDO8 which seeks to prevent inappropriate development until a structure plan is formalised.

VCAT however identified in its Order that there was a "lack of strategic work explaining the planning reasons why the heights and mandatory and preferred controls were applied to what sites", and acknowledged that they did have to have regard to the DD08 in their decision making. The key question the Tribunal asked itself was whether the proposed height was acceptable for the site. The following is relevant commentary on how it reached its decision on height:

*[34] There is nothing in the Planning Scheme to require a uniform height in this location. The decision guidelines of DDO8 question whether the proposal is compatible with and respect the character of neighbouring buildings within the same streetscape. We find this a curious guideline. How can a building 'respect the character of an adjoining single storey neighbouring building when the preferred maximum height is five storeys? Is it to be interpreted that the DDO8 control determines that (in this case) a five storey building adjoining a single storey built form is respectful? It would be nonsensical to assume that a proposed built form even at five storeys would be considered as 'not respecting a neighbouring building'. This is an example of where strategic work would provide for background as to what and how a guideline such as this is to be interpreted, if indeed, it remained in the overlay. We consider that it has to be the way the proposed built form responds to each interface that is most important, just as the podium base of the building is respectful of the*

*form of built form within the street. This guideline is balanced against others including policies calling for more intense development in activity centres and urban villages.*

*[35] Having regard to the scale and form of the proposed building, there is no question that the building may initially appear as a prominent building within the centre. We consider this to be a temporary situation as other buildings are constructed within the centre. We do not find this a reason to refuse a permit. It is to be expected that the building will be visible, even from some distance, but the views will be partially screened by existing four storey form such as Rose Street.*

The other key aspect of the decision that was contrary to Council's position had regard to car parking.

Council's submission advocated for the full provision of car parking, particularly as it related to residential visitor spaces. It made reference to an earlier decision of the Tribunal decision in *Shujie Investments Company Pty Ltd v Glen Eira CC* where Council successfully argued for the full provision of residential visitor spaces at 342-346 Centre Road, Bentleigh.

The Member had regard to Shujie Investments in the decision, however in relation to the 277-279 Centre Road made the comment that:

*[51] We are not concerned with lack of four visitor spaces. Resident visitors generally occur outside business hours where there is more readily on street and public car parking available.*

<b>Address</b>	<b>33-35 Belsize Avenue, Carnegie</b>
<b>Proposal</b>	Construction of a 4 storey building comprising 29 dwellings and a basement car park and a reduction of car parking provision for visitors
<b>Council decision</b>	Refusal (Manager)
<b>Proposal considered by VCAT</b>	The proposal was amended by the applicant before the VCAT hearing. Plans were substituted including minor modifications to setbacks and the scale transition of the development to the adjoining two storey dwellings.  Council maintained its concerns with the proposal and defended its decision to refuse the application.
<b>VCAT decision</b>	Permit issued
<b>Appellant</b>	Jeller Pty Ltd



Council's submission was that Belsize Avenue is generally consistent in character with its one and two storey built form and that the Tribunal should give heightened consideration to maintaining this form. The Tribunal however identified in its Order that:

*[20] As set out above, the planning policy framework and zone controls do direct increased built form to the urban village and this street. The fact that it is the first development does not make it inappropriate. As set out by the Tribunal in Cecily Denny Pty Ltd v Glen Eira CC [2016] VCAT 1401 development in areas of change is not expected to imitate or reflect the style and form of single dwellings that currently exist in this and other streets. The character of this area is changing and the preferred future character for the urban village is one where more intense built form is anticipated.*

It provided further comment in relation to the height, particularly in with regard to the scale transition from the proposed apartment building to the detached and townhouse developments adjoining, noting that:

*[24] The part four storey, part three storey building height is below the maximum set out in the two applicable zones. While the proposed apartment development will clearly be different from the surrounding 1-2 storey detached and townhouse developments, the proposal steps from four storeys to three storeys from north to south providing transition from land to the north which is also within the RGZ and land to the south and east within the GRZ and NRZ. I find this is an acceptable design response to the strategic context.*

*[25] Specifically, I find that the three storey form is an acceptable transition to the side-by-side double storey development at 37A Belsize Avenue within the General Residential Zone to the south. This is subject to an increased setback to the balcony element of Unit 2.06 to 5m from the southern boundary to emphasise the two storey form in this location.*

## FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS

There are no financial, resource or asset management implications.

**POLICY AND LEGISLATIVE IMPLICATIONS**

The decisions of notable interest in this report are relevant to the strategic planning work being undertaken by Council's City Futures Department.

**COMMUNICATION AND ENGAGEMENT**

There has been no communication or engagement for this report.

**LINK TO COUNCIL PLAN**

Liveable and Well Designed:

*A well planned City that is a great place to live.*

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

This report provides details of the applications before and recent decisions of the VCAT.

**ATTACHMENT 1: APPLICATIONS BEFORE AND RECENT DECISION OF THE VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL**

<b>NEW APPEALS LODGED WITH THE VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (1 OCTOBER 2017 to 22 OCTOBER 2017)</b>									
<b>Address</b>	<b>Suburb</b>	<b>Appeal date</b>	<b>VCAT reference</b>	<b>Description of proposal</b>	<b>Zone</b>	<b>Council decision</b>	<b>Council delegate for decision</b>	<b>Date of Council decision</b>	<b>Type of appeal</b>
20 Leonie Avenue	Bentleigh East	8/3/18	P2229/2017	Construction of two (2) double storey dwellings	NRZ1	Refusal	Manager	3/10/17	s77 (Refusal)
329 Jasper Road	Ormond	3/4/18	P2191/2017	Construction of a four storey building comprising of a shop and fifteen (15) dwellings; use of the land for dwellings; reduction in car parking requirements (for visitors and shops); waiver of loading bay requirements; to alter access to a road zone category 1	C1Z	Refusal	Council	5/10/17	s77 (Refusal)
16 South Avenue	Bentleigh	3/4/18	P2240/2017	Construction of eight (8) three storey townhouses with basement car parking	GRZ1	Refusal	DPF	5/10/17	s77 (Refusal)
50 Blamey Street	Bentleigh East	16/3/18	P2258/2017	Construction of a single storey dwelling to the rear of the existing dwelling	NRZ1	Refusal	Manager	6/10/17	s77 (Refusal)
240-250 Mckinnon Road	McKinnon	22/2/18	P2269/2017	A four storey building comprising six shops and twenty six dwellings above basement car park and a reduction in car parking requirements (for shops) and waiver of the loading bay requirement	C1Z	Permit	Council	9/10/17	s80 (Condition)
78 Lyons Street	Carnegie	21/3/18	P2247/2017	Construction of two (2) double storey attached dwellings on land affected by Special Building Overlay	NRZ1	Refusal	Manager	9/10/17	s77 (Refusal)
312 Orrong Road	Caulfield	9/4/18	P2287/2017	Construction of a three (3) storey building containing five (5) apartments above basement car park, and a waiver of the statutory visitor car parking requirement	GRZ	Refusal	Manager	10/10/17	s77 (Refusal)
388-394 Hawthorn Road	Caulfield South	13/3/18	P2293/2017	Construction of a 7 storey building comprising 46 dwellings, a retail premises and a basement car park, reduction of the car parking requirements, waiving of the loading bay requirement and creation and alteration of access to a road in a Road Zone, Category 1	C1Z	Refusal	Manager	11/10/17	s77 (Refusal)
31 Nepean Highway	Elsternwick	13/3/18	P2320/2017	Partial demolition, alterations and additions and use of land for the purpose of a Child Care Centre and the reduction of the car parking requirement	RGZ1	Planning Permit	Council	13/10/17	s80 (Conditions)

CURRENT MATTERS BEFORE THE VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (AWAITING APPEAL DECISION OR APPEAL HEARING)									
Address	Suburb	Appeal date	VCAT reference	Description of proposal	Zone	Council decision	Council delegate for decision	Date of Council decision	Type of appeal
130 Wheatley Road	Ormond	16/8/17	P695/2017	Demolition of the existing dwelling and construction of three double-storey dwellings on land affected by the Heritage Overlay	GRZ1	Refusal	Manager	18/4/17	s77 (Refusal)
64 Oakleigh Road	Carnegie	15/9/17	P204/2017	Use of the land for the purpose of animal husbandry (mice breeding) and construction of buildings and works associated with a Section 2 use (animal husbandry)	NRZ1	Refusal	Manager	17/3/17	s77 (Refusal)
9-13 Derby Road	Caulfield East	18/9/17	P1114/2017	Construction of an 18 storey building comprising 158 units, Use of the land for student accommodation, part demolition and construction of a building in the Heritage Overlay, reduction of car spaces required under the Parking Overlay and waiver of loading bay requirements	C1Z	Refusal	Council	25/5/17	s77 (Refusal)
360 Neerim Road	Carnegie	20/9/17	P559/2017	Construction of a four storey building, comprising ground floor shop and up to 16 dwellings, reduction in car parking requirements for the shop and waiver of loading requirements on land adjacent to a Road Zone Category 1	C1Z	NOD	Council	7/4/17	s82 (Objector)
25-27 Horne Street	Elsternwick	20/9/17	P319/2017	The construction of a seven storey building comprising twenty-five dwellings, two shops and a reduction in car parking	C1Z	Refusal	Manager	17/4/17	s77 (Refusal)
63 Mawby Road	Bentleigh East	20/9/17	P629/2017	Construct a single storey dwelling at the rear of the existing dwelling	NRZ1	Refusal	Manager	28/4/17	s77 (Refusal)
360 Neerim Road	Carnegie	20/9/17	P947/2017	Construction of a four storey building, comprising ground floor shop and up to 16 dwellings, reduction in car parking requirements for the shop and waiver of loading requirements on land adjacent to a Road Zone Category 1	C1Z	Planning Permit	Council	31/5/17	s80 (Conditions)
10 Princes Street	Caulfield North	21/9/17	P1055/2017	Construction of a three (3) storey residential building comprising sixteen (16) dwellings above basement level car parking	GRZ2	Refusal	DPF	19/5/17	s77 (Refusal)
629 South Road	Bentleigh East	4/10/17	P522/2017	Construction of two (2) double storey dwellings on land adjacent to a road in a Road Zone Category 1	NRZ1	Refusal	Manager	2/5/17	s77 (Refusal)
13-17 Cecil Street	Bentleigh	13/10/17	P833/2017	Construction of buildings and carrying out of works for a Child Care Centre and Place of Worship and reduction of the car parking requirement for the Place of Worship	NRZ	NOD	Council	25/5/17	s80 (Conditions)
20 Elizabeth Street	Bentleigh East	13/10/17	P904/2017	Construction of two (2) double storey attached dwellings	NRZ1	NOD	DPF	30/5/17	s80 (Conditions)
5 Chloris Crescent	Caulfield	19/10/17	P817/2017	Construction of 2 double storey attached dwellings	NRZ1	Refusal	DPF	26/5/17	s77 (Refusal)
564 Centre Road	Bentleigh	20/10/17	P918/2017	Construction of two (2) double storey attached dwellings and alter access to a road in a Road Zone, Category 1	NRZ1	Refusal	Manager	1/6/17	s77 (Refusal)
2 Namron Street	Bentleigh East	23/10/17	P1789/2017	Construction of a single storey dwelling to the rear of an existing dwelling (two dwellings)	NRZ1	Planning Permit	Manager	11/8/17	s80 (Condition)
6 Wheeler Street	Ormond	24/10/17	P694/2017	Construction of three three-storey dwellings on land affected by the Special Building Overlay	GRZ1	Refusal	Manager	17/5/17	s77 (Refusal)
7 Brennan Street	McKinnon	31/10/17	P1080/2017	Construction of 2 double storey attached dwellings on land affected by the Special Building Overlay	NRZ1	Refusal	Officer	9/6/17	s77 (Refusal)
167 Bamba	Caulfield	1/11/17	P1003/2017	Use of a dwelling for a home occupation exceeding 50 square	NRZ1	NOD	DPF	24/5/17	s82 (Objector)

## ORDINARY COUNCIL MEETING

8 NOVEMBER 2017

Road	South			metres in area					
167 Bamba Road	Caulfield	1/11/17	P1370/2017	Use of a dwelling for a home occupation exceeding 50 square metres in area	NRZ1	Planning Permit	DPF	26/6/17	s80 (Conditions)
124 Mackie Road	Bentleigh East	6/11/17	P1048/2017	Construction of two (2) double storey attached dwellings	NRZ1	Refusal	Manager	7/6/17	s77 (Refusal)
46 Carlton Street	McKinnon	15/11/17	P1100/2017	Construction of two (2) double-storey dwellings and buildings/works on land affected by the Special Building Overlay	NRZ1	Refusal	Manager	15/6/17	s77 (Refusal)
Unit 7 25 Pyne Street	Caulfield	16/11/17	P1225/2017	Construction of seven (7) single storey units and one (1) double storey unit	GRZ1	NOD	DPF	19/6/17	s82 (Objector)
32 Moylan Street	Bentleigh East	16/11/17	P1822/2017	Construction of one double storey dwelling and one single storey dwelling (two dwellings)	NRZ1	Amended Planning Permit	Manager	22/8/17	s77 (Refusal)
472 & 476-482 Kooyong Road & 11 Saturn Street	Caulfield South	23/11/17	P973/2017	Construction of buildings and works (ranging from 3 to 19 storeys) and use of the land as a hospital, retirement village, residential aged care facility and child care centre with associated car parking and reduction of the bicycle parking requirement	NRZ1	Refusal	Council	12/5/17	s77 (Refusal)
64 Tucker Road	Bentleigh	23/11/17	P1239/2017	Construction of two (2) double-storey dwellings	NRZ1	Refusal	DPF	21/6/17	s77 (Refusal)
7 Daniell Crescent	Caulfield	24/11/17	P1122/2017	Construction of three single storey dwellings.	NRZ1	Refusal	Manager	15/6/17	s77 (Refusal)
2 Brailsford Road	Bentleigh	27/11/17	P1233/2017	Construction of three storey apartment building comprising of three dwellings	GRZ1	Refusal	Manager	21/6/17	s77 (Refusal)
664-670 North Road	Ormond	27/11/17	P1718/2017	Construction of part two, part three storey buildings comprising twenty one (21) dwellings above basement car park and a reduction in the statutory visitor car parking requirements, on land affected by the Special Building Overlay.	GRZ2	Refusal	Manager	28/7/17	s77 (Refusal)
1-3 Horne Street	Elsternwick	4/12/17	P1668/2017	The construction of a nine storey building and basement, use of the land for 25 dwellings, a retail premise, reduction of the car parking requirement and waiver of the loading bay requirement	C1Z	Refusal	Council	24/7/17	s77 (Refusal)
38 tucker Road	Bentleigh	5/12/17	P1985/2017	Construction of two (2) double storey attached dwellings	NRZ1	Planning Permit	DPF	4/9/17	s80 (condition)
7 The Crossover	Carnegie	6/12/17	P1413/2017	The construction of two double storey dwellings on a lot affected by the Special Building Overlay	NRZ1	Refusal	Manager	30/6/17	s77 (Refusal)
2 & 2A Freeman Street	Caulfield	11/12/17	P1763/2017	Construction of a two storey building, use of the land as a Place of Assembly (Active Living Centre incorporating place of worship and medical consulting rooms) and reduction of associated car parking, loading bay and bicycle parking requirements	GRZ1	Refusal	DPF	9/8/17	s77 (Refusal)
102 & 102A Balaclava Road	Caulfield	20/12/17	P1411/2017	The construction of a three storey building comprising up to eight (8) dwellings above a basement; works on common property; and alteration of access to a road in a Road Zone, Category 1	GRZ2	NOD	Officer	29/6/17	s82 (Objector)
313 Jasper Road	Ormond	8/1/18	P1460/2017	Construction of two (2) double storey dwellings on two lots (with each lot less than 300sqm), creation of access to a road in a Road Zone Category 1 and creation of a party wall easement	GRZ1	Refusal	Manager	5/7/17	s77 (Refusal)
1032-1032A North Road	Bentleigh East	11/1/18	P1529/2017	The construction of a three storey building comprising two shops and nine dwellings	C1Z	Planning Permit	Council	18/7/17	s80 (Condition)



# ORDINARY COUNCIL MEETING

8 NOVEMBER 2017

2 Marylin Court	Bentleigh East	16/1/18	P1582/2017	Construction of a double storey dwelling to the rear of an existing dwelling	NRZ1	Refusal	Manager	19/7/17	s77 (Refusal)
462-464 Dandenong Road	Caulfield North	18/1/18	P1756/2017	Construction of a three storey residential building comprising 26 dwellings above a basement level car park, reduction of visitor car parking requirements and alteration of access to a Road Zone Category 1	GRZ2	Refusal	DPF	16/8/17	s77 (Refusal)
48 Thomas Street	Brighton East	30/1/18	P2032/2017	Construction of two (2) double storey dwellings	NRZ1	-	-	-	s79 (Failure)
1 Grey Street	Caulfield North	31/1/18	P1774/2017	Construction of 2 double storey attached dwellings	NRZ1	NOD	DPF	11/8/17	s82 (Objector)
3 Banksia Road	Caulfield South	2/2/18	P2058/2017	Removal of the registered restrictive covenant contained in Instrument of Transfer 776487 from Lot 26 on LP5916 (Volume 3892 Folio 238)	NRZ1	Refusal	Officer	18/9/17	s77 (Refusal)
2 Moira Avenue	Carnegie	5/2/18	P2092/2017	Partial demolition, alterations and additions (including a first floor addition) to the existing dwelling on land affected by the Heritage Overlay and Special Building Overlay	NRZ1	Refusal	Manager	18/9/17	s77 (Refusal)
730-734 North Road	Ormond	20/2/18	P1983/2017	Request for Extension of Time	NRZ1	Refusal	Manager	4/9/17	s81 (Extension of time)
12 Kambea Grove	Caulfield North	22/2/18	P1859/2017	Demolition and construction of a dwelling in a neighbourhood character overlay and special building overlay	NRZ1	Refusal	Manager	23/8/17	s77 (Refusal)
17-19 Loranne Street	Bentleigh	22/2/18	P2165/2017	Construction of a part three (3), part four (4) storey building consisting of 21 dwellings above basement car park; reduction of visitor car parking requirements	GRZ1, RGZ	Refusal	Council	28/9/17	s77 (Refusal)
111-113 Jasper Road	Bentleigh	27/2/18	P2049/2017	Replacement and installation of internally illuminated and non-illuminated business identification signage	NRZ1	Planning Permit	Officer	8/9/17	s80 (Conditions)
7 Wicklow Street	Ormond	25/9/18	P2124/2017	Construction of two double storey dwellings on land affected by the Special Building Overlay	NRZ1	Refusal	Manager	25/9/17	s77 (Refusal)

RECENT DECISIONS OF THE VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL (1 OCTOBER 2017 to 22 OCTOBER 2017)												
Address	Suburb	Appeal date	VCAT reference	Description of proposal	Zone	Council decision	Council delegate for decision	Date of Council decision	Type of appeal	Appeal outcome	Date of VCAT decision	VCAT decision (effect on Council decision)
12 Wheeler Street	Ormond	16/8/17	P669/2017	Construction of four (4) three storey dwellings and two (2) double storey dwellings (total six dwellings) on land affected by the Special Building Overlay	GRZ1	Refusal	Manager	18/4/17	s77 (Refusal)	Refusal	9/10/17	Affirmed
277-279 Centre Road	Bentleigh	28/8/17	P673/2017	Construction of a nine (9) storey building comprising ground floor retail and seventy-two (72) dwellings above basement car parking on land adjacent to a Road Zone Category 1, Use of the land for accommodation (dwellings) and reduction of associated car parking requirements	C1Z	Refusal	Council	18/4/17	s77 (Refusal)	Permit Issued	11/10/17	Set Aside
236 Jasper Road	McKinnon	9/10/17	P1295/2017	The construction of a five storey, mixed use building above basement car park (comprising a food and drink premises and 45 dwellings); a reduction of car parking requirements; waiver of loading bay requirements; alteration of access to a Road Zone Category 1; construction of buildings and works within a Special Building Overlay	C1Z	Refusal	Manager	19/6/17	s77 (Refusal)	Permit Issued	11/10/17	Set Aside
33-35 Belsize Avenue	Carnegie	17/8/17	P666/2017	Construction of a 4 storey building comprising 29 dwellings and a basement car park and reduction of car parking provision for visitors	RGZ1 GRZ2	Refusal	Manager	18/4/17	s77 (Refusal)	Permit Issued	13/10/17	Set Aside
26 Woorayl Street	Carnegie	16/10/17	P2388/2016	Construction of a three (3) storey building with roof top terrace containing a food and drink premise, 9 dwellings and waiver of the loading and unloading requirements of Clause 52.07	RGZ1	Refusal	DPF	15/11/16	s77 (Refusal)	Permit Issued	16/10/17	Set Aside
44-54 Kambrook Road	Caulfield North	15/11/17	P1538/2017	The construction of a four storey building comprising of 58 dwellings above basement car park	GRZ	Planning Permit	Council	14/7/17	s80 (Condition)	Permit Issued (consent order)	19/10/17	Affirmed

**ITEM 9.2          10 ST GEORGES ROAD, ELSTERNWICK****Author:**            *Paul Wood, Manager Town Planning***File No:**            *GE/PP-30887/2017***Attachments:**    *Advertised plans***PURPOSE AND SUMMARY**

To consider a Planning Permit application.



<b>PROPOSAL</b>	Buildings and works including demolition of the existing buildings and construction of a four storey building above basement car park containing 12 dwellings and a reduction of the visitor car parking requirements
<b>MUNICIPAL STRATEGIC STATEMENT</b>	Urban Villages Policy (Elsternwick Urban Village)
<b>APPLICANT</b>	Lewcorp Properties Pty Ltd
<b>PLANNING SCHEME CONTROLS</b>	Residential Growth Zone Heritage Overlay
<b>OBJECTIONS</b>	41

**RECOMMENDATION**

That Council issues a Notice of Decision to Grant a Planning Permit for Application No. GE/PP-30887/2017 for 10 St Georges Road Elsternwick in accordance with the following conditions:

1. Before the commencement of the development (including demolition), amended plans to the satisfaction of the Responsible Authority must be submitted to, and approved by, the Responsible Authority. The plans must be drawn to scale with dimensions and must generally accord with the plans submitted with the application (identified as TP-011, TP-100 – TP-401 drawn by Ewert Leaf and dated 26/4/17) but modified to show:
  - (a) A Landscape Plan in accordance with Condition 9;
  - (b) Any changes as required by the updated arborists report required in Condition 2 to be clearly shown on the plans;
  - (c) The delineation of root sensitive permeable paving where any part comes within the following TPZ's:
    - Tree 2 (neighbouring row of Italian Cypress to North) – 2.0m each
    - Trees 3 (neighbouring Locust to South-east) – 4.2m (or to extent of basement)
    - Trees 4 & 5 (neighbouring Sweet Pittosporums to South) – 2.4m each (or to extent of basement)
    - Tree 6 (neighbouring Lilly Pilly to South) – 3.6m (or to extent of basement)
    - Tree 7 (neighbouring Liquidamber to South) – 4.2m (or to extent of basement)
  - (d) The provision of updated shadow plans which show overshadowing to the private open space area on the property to the south to be in accordance with Standard B21 at Clause 55.-04-5 of the Glen Eira Planning Scheme. Any changes to setbacks to achieve this must be absorbed within the existing building envelope;
  - (e) The first floor of Dwelling 1.01 to be setback a minimum of 9.4m (with the balcony setback 7.4m) from the western boundary;
  - (f) The western balcony to Dwelling 2.01 to be setback a minimum of 7.4m from the western boundary;
  - (g) Deletion (or reduction in height) to the brick party wall to the façade to reduce its dominance from the street;
  - (h) The vehicle access ramp to have minimum 300mm kerbs on each side and a minimum trafficable width of 3 metres (3.6 metres in total) with the proposed crossover to be shown measuring 3 metres in width and aligned with the 3 metre trafficable section of the accessway;
  - (i) The solid wall along the bottom of the main ramp (adjacent car spaces 01) to be cutback or the wall be no greater than 900mm in height for the first 2.5 metres from the bottom of the basement floor;

- (j) The over bonnet storage boxes to measure a maximum 900mm out into the car space and 1.35 metres off the ground with no vertical supports provided within the car spaces, unless in accordance with Diagram 1 of Clause 52.06;
- (k) The tandem spaces to be swapped to show the 4.9 metre spaces at the rear (further in) and the 5.4 metre spaces at the front (adjacent to the aisle);
- (l) An intercom system with an intercom installed on the southern side of the accessway ramp on the 1:10 graded section of the accessway ramp and setback a minimum of 3 metres from the frontage; and
- (m) At least 2 of the 9 resident bicycle spaces provided with the basement to be designed using a horizontal bicycle parking (i.e. bicycle hoop). The design and layout of the bicycle parking spaces to accord with Clause 52.34 of the Planning Scheme, AS2890.3 or 'The Bicycle Parking Handbook' by Bicycle Victoria.

When approved, the plans will be endorsed and will then form part of this Permit.

2. The provision of an updated arborists report to specifically address the current design, the impact of the site cut on the adjoining trees to the south and any design/construction and protection recommendations required resolving any issues. Once approved all tree protection methods must be strictly adhered to.
3. The layout of the site and size, design and location of buildings and works as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. *Note: This does not obviate the need for a permit where one is required.*
4. This Permit will expire if:
  - The development does not start within two (2) years from the date of this Permit; or
  - The development is not completed within four (4) years of the date of this Permit.

The Responsible Authority may extend the time referred to if a request is made in writing before this Permit expires or within six (6) months after the expiry date if the use/development has not commenced.

If the development has commenced, the Responsible Authority may extend the time referred to if a request is made in writing within twelve (12) months of the expiry date.

5. Written confirmation by a Licensed Land Surveyor must be provided to the Responsible Authority verifying that the development does not exceed 13.5 metres in height above natural ground level. This must be provided at frame stage inspection and at final inspection.
6. Prior to the occupation of the approved development, the owner/permit holder must prepare and have approved in writing by the Responsible Authority a Waste Management Plan (WMP) for the site with respect to the collection and disposal of waste and recyclables associated with the proposed uses on the site to the satisfaction of the Responsible Authority. The WMP must provide for the following:
  - (a) The collection of waste associated with the uses on the land, including the provision of bulk waste collection bins or approved alternative, recycling bins, the

storage of other refuse and solid wastes in bins or receptacles within suitable screened and accessible areas to the satisfaction of the Responsible Authority. Commercial waste bins being placed or allowed to remain not in view of the public, and receptacles not emitting any adverse odours.

- (b) Designation of methods of collection including the need to provide for private services or utilisation of council services. If private collection is used, this method must incorporate recycling services and must comply with the relevant EPA noise guideline relating to the time of collection.
- (c) Appropriate areas of bin storage on site and areas of waste bin storage on collection days.
- (d) Details for best practice waste management once operating.

Once approved the WMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

7. Prior to the commencement of any site works including demolition and excavation, the owner must submit a Construction Management Plan to the permitted to occur until the Plan has been approved in writing by the Responsible Authority. Once approved, the Construction Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority. The Plan must be to the satisfaction of the Responsible Authority and must provide details of the following:
  - (a) Delivery and unloading points and expected frequency;
  - (b) Truck haulage routes, circulation spaces and queuing lanes;
  - (c) Details how traffic and safe pedestrian access will be managed. These must be in the form of a Traffic Management Plan designed by a suitably qualified traffic practitioner;
  - (d) A liaison officer for contact by owners / residents and the Responsible Authority in the event of relevant queries or problems experienced;
  - (e) An outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
  - (f) Any requirements outlined within this permit as required by the relevant referral authorities;
  - (g) Hours for construction activity in accordance with any other condition of this permit;
  - (h) measures to control noise, dust, water and sediment laden runoff;
  - (i) measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;
  - (j) any construction lighting to be baffled to minimise intrusion on adjoining lots.
8. Privacy screens must be in accordance with the endorsed plans and must be installed prior to the occupation of the development. The privacy screens must be maintained to the satisfaction of the Responsible Authority.
9. Before the commencement of buildings and works, a detailed Landscape Plan to the satisfaction of the Responsible Authority must be submitted to, and approved by the Responsible Authority. When the Landscape Plan is approved, it will become an endorsed plan forming part of this Permit. The Landscape Plan must incorporate:

- (a) All existing retained vegetation to be identified.
- (b) Buildings and trees (including botanical names) on neighbouring properties within 3 metres of the boundary.
- (c) A planting schedule of all proposed vegetation including botanical names; common names; pot sizes; sizes at maturity; quantities of each plant; and details of surface finishes of pathways and driveways.
- (d) Landscaping and planting within all open space areas of the site.
- (e) Advanced canopy trees (minimum 3.0 metres tall when planted unless otherwise agreed to in writing by the Responsible Authority) in the following areas:
  - (i) 10 trees along the side North boundary;
  - (ii) 5 trees along the side South boundary;
  - (iii) 3 trees within the site frontage to West;
  - (iv) 5 trees along the rear East boundary;

or 23 trees in locations to the satisfaction of the Responsible Authority.

Trees are not to be sited over easements. All species selected must be to the satisfaction of the Responsible Authority.

- 10. The landscaping as shown on the endorsed Landscape Plan must be carried out, completed and maintained to the satisfaction of the Responsible Authority.
- 11. The landscaping as shown the endorsed Landscape Plan must be maintained, and any dead, diseased or damaged plant replaced in accordance with the landscaping plan to the satisfaction of the Responsible Authority.
- 12. Root sensitive permeable paving such as 'on-ground' or no-dig' paving (or similar) is to be used where any part of the proposed paving comes within the following TPZ's:
  - Tree 2 (neighbouring row of Italian Cypress to North) – 2.0m each
  - Trees 3 (neighbouring Locust to South-east) – 4.2m (or to extent of basement)
  - Trees 4 & 5 (neighbouring Sweet Pittosporums to South) – 2.4m each (or to extent of basement)
  - Tree 6 (neighbouring Lilly Pilly to South) – 3.6m (or to extent of basement)
  - Tree 7(neighbouring Liquidamber to South) – 4.2m (or to extent of basement)
- 13. Prior to the commencement of the buildings and works (including demolition), a tree protection fence must be erected around the street tree at a radius of 5 metres from the base of the trunk to define a 'tree protection zone'. Temporary fencing is to be used as per AS 4870-2009 section 4.3. This fence must be constructed of star pickets and chain mesh (or similar) to the satisfaction of the Responsible Authority.

The tree protection fence must remain in place until the construction within the tree protection zone is completed. The tree protection zone for that component of the development not required for construction must remain fenced until construction is complete. No vehicular or pedestrian access, trenching or soil excavation is to occur within the tree protection zone. No storage or dumping of tools, equipment or waste is to occur within the tree protection zone.

The ground surface of the tree protection zone must be covered by a protective 100mm deep layer of mulch prior to the development commencing and be watered regularly to the satisfaction of the Responsible Authority.

Above ground canopy TPZ (Tree Protection Zone) to be adopted. No works, structures or machinery will come within 1m of the trees crown/canopy as per AS 4870-2009 section 3.3.6.

Tree Protection Zone (TPZ) fencing must be adopted to protect the street tree's trunk. Set at edge of TPZ on all sides (Finishing at paved surfaces). Temporary fencing is to be used as per AS 4870-2009 section 4.3.

Hand excavated any area within 1.5m of the Tree Protection Zone (TPZ). If roots over 40mm are found, Park Services are to be notified and further inspections will be carried out.

Ground protection is to be used if temporary access for machinery is required within the Tree Protection Zone (TPZ). Strapped rumble boards are to be used within TPZ to limit ground compaction as per AS 4870-2009 section 4.5.3.

14. No excavation is to come within 3.4m of the existing street tree (measured from the centre of the trunk) without the prior consent of the Responsible Authority. Any excavation within 1.5m of the tree protection zones must be hand excavated. If roots over 40mm are found, Park Services are to be notified and further inspections will be carried out.

Ground protection is to be used if temporary access for machinery is required within the TPZ (Tree Protection Zone). Strapped rumble boards are to be used within the tree protection zone to limit ground compaction as per AS 4870-2009 section 4.5.3.

15. Areas set aside for the parking of vehicles and access lanes as shown on the endorsed plan(s) must be:

- (a) constructed;
- (b) properly formed to such levels that they can be used in accordance with the plans;
- (c) surfaced with an all-weather sealcoat;
- (d) drained;
- (e) line-marked to indicate each car space and all access lanes;
- (f) clearly marked to show the direction of traffic along the access lanes and driveways;

to the satisfaction of the Responsible Authority.

16. Car spaces, access lanes and driveways shown on the endorsed plans must not be used for any other purpose.
17. Vehicular crossing(s) must be constructed to the road to suit the proposed driveway(s) to the satisfaction of the Responsible Authority and any existing crossing or crossing opening must be removed and replaced with footpath, naturestrip and kerb and channel to the satisfaction of the Responsible Authority.
18. The car parking allocation for the approved development must be:
- Not less than one (1) car space per one or two bedroom dwelling;
  - Not less than two (2) car spaces per three (3) or more bedroom dwelling;
  - One visitor space marked accordingly.



19. Any modification to existing infrastructure and services within the road reservation (including, but not restricted to, electricity supply, telecommunications services, gas supply, water supply, sewerage services and stormwater drainage) necessary to provide the required access to the site, must be undertaken by the applicant/developer to the satisfaction of the relevant authority. All costs associated with any such modifications must be borne by the applicant/developer.
20. Prior to the completion of the basement floor construction, written confirmation by a Licensed Land Surveyor must be provided to the Responsible Authority verifying that the basement floor has been constructed generally in accordance with the endorsed plans (prior to the construction of the levels above being commenced).
21. Prior to the completion of the ramp to the basement, written confirmation by a Licensed Land Surveyor must be provided to the Responsible Authority verifying that the basement ramp has been constructed generally in accordance with the endorsed plans.
22. Prior to the occupation of the approved development, a permanent sign must be erected by the applicable planning permit holder in a prominent position in the car park and in any foyer/s stating that "Residents of this development will not be issued Residential Parking Permits (including visitor parking permits)". The sign must measure approximately 0.2 square metres in area, to the satisfaction of the Responsible Authority.
23. Written confirmation from a suitably qualified Traffic Engineer demonstrating that the basement layout and vehicle access complies with Clause 52.06 of the Glen Eira Planning Scheme.

#### Notes

- A. The amendments specified in Condition 1 of this Permit and any additional modifications which are "necessary or consequential" are those that will be assessed by Council when plans are lodged to satisfy that condition. Any "necessary or consequential" amendments, in addition to those required by this condition, should be specifically brought to the attention of Council for assessment.

If other modifications are proposed, they must be identified and be of a nature that an application for amendment of permit may be lodged under Section 72 of the Planning and Environment Act 1987. An amendment application is subject to the procedures set out in Section 73 of the Planning and Environment Act 1987.

- B. This Planning Permit represents the Planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria from that adopted for the approval of this Planning Permit.
- C. The exact design detail of the fences on the northern, southern and eastern boundaries of the site and the division of costs is to be determined with the adjoining owners in accordance with the provisions of the Fences Act 1968.
- D. Residents of the dwellings allowed under this permit will not be issued Residential Parking Permits (including visitor parking permits).
- E. Prior to the commencement of any demolition and/or building works, an Asset

Protection Permit must be obtained from Council's Engineering Services Department.

- F. The permit holder/applicant/owner must provide a copy of the Planning Permit to any appointed Building Surveyor. It is the responsibility of the permit holder/applicant/owner and the Building Surveyor to ensure that the development approved by this Permit is consistent with any Building Permit approved and that all works are consistent with the endorsed plans approved under this Planning Permit.
- G. Consideration is required when installing domestic services (i.e – air conditioning units, heaters, pool pumps, water tanks and the like). The owner/occupier/permit holder/developer must take all reasonable and practicable measures in locating domestic services in position that reduce any amenity impact on adjoining properties. This includes selecting an appropriate installation position and enclosing the domestic service. Further information regarding noise from domestic services can be found in the Environmental Protection Act 1970.

**ISSUES AND DISCUSSION**

- Zoning and policy context
- Heritage
- Neighbourhood Character and Streetscape
- Height, scale and massing
- Amenity impacts
- Internal amenity
- Landscaping
- Car parking and traffic
- Management Plan requirements
- Draft Structure Planning for Elsternwick
- Amendment C149

Proposal

- Demolition of the existing dwelling, outbuildings and fencing
- Construction of a four storey building containing a total of 12 dwellings (8x 3 bedroom, 4x 2 bedrooms)
- Maximum overall building height of 13.1m.
- Site coverage of 61%
- Two levels of basement car parking containing a total of 25 car parking spaces
- Car parking allocated 2 spaces per 3 bedroom dwelling, 1 space per 2 bedrooms and 1 visitor car space.
- Reduction of one visitor car space proposed.
- Ground floor dwellings have a minimum of 25sqm private open space (courtyards) and upper level balconies vary from 10sqm-55sqm.
- External materials including a mixture of red brick veneer, concrete render, metal cladding and timber screening.

Objectors' concerns

- Impact on heritage area
- Demolition of existing dwelling
- Neighbourhood character
- Inadequate setbacks
- Excessive mass and scale
- Amenity impacts
- Overdevelopment
- Poor on-site amenity
- Car parking
- Not in keeping with Elsternwick Structure Plans or Heritage Amendments.

Referrals*Heritage Advisor*

- Existing dwelling has been altered but dates from the period of significance
- Demolition of existing dwelling is discouraged.
- Greater street setbacks required to reduce its dominance

*Transport Planning*

- No objection subject to conditions to ensure that the basement and access ramps comply with the Planning Scheme requirements.

#### *Landscape Officer*

- No high value site trees
- Setbacks of the basement are sufficient to allow for future landscaping
- Updated arborists report required to address site cut and impact on adjoining trees to the south

#### *Parks Services*

- Development will not have a direct impact on the tree
- Tree protection measures to be installed

### **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

There are no financial, resource or asset management implications.

### **POLICY AND LEGISLATIVE IMPLICATIONS**

#### Zoning and policy context

The site is located within the Residential Growth Zone and within the Elsternwick Urban Village.

The Urban Village Policy encourages a mix of density and housing types whilst also encouraging the managed change of the neighbourhood. It is considered that, subject to recommended conditions of approval, the proposal is compliant with these objectives.

Within the Residential Growth Zone a greater density of residential development is anticipated than other residential zones. Objectives of the zone are to facilitate development up to and including four storeys. The proposed development complies with this objective.

#### Heritage

The subject site and surrounds are included within a Heritage Overlay. The objectives within Councils Heritage Policy include; *'to protect places identified as having architectural, cultural or historic significance'* and to *'ensure sympathetic development and renovation of places identified as having architectural, cultural or historic significance'*.

The Glen Eira Heritage Management Plan (1996) is a reference document within the Glen Eira Planning Scheme. This plan identifies sites within the heritage overlay having three categories – 'significant', 'contributory' and 'non-contributory'. The subject site is designated as 'non-contributory'.

The existing dwelling was constructed in approximately 1880. Councils Heritage Advisor has stated that due to the construction date of the dwelling, its demolition is discouraged. However, the existing dwelling has been altered (both internally and externally), including the construction of a double storey addition and several outbuildings. The façade has also been rendered.

Given the altered state of the existing building, its current non-contributory status, and that the replacement building will provide an additional 11 dwellings for future residents (taking

into account the loss of the existing dwelling), it is considered that on balance, the demolition of the dwelling is acceptable.

In this respect, it is also noted that the proposed dwellings are generously sized, consisting of 8 three bedroom dwellings and are close to shops, services and public transport and therefore it is considered that the proposal meets the objectives of the zone and policy of the planning scheme.

#### Neighbourhood character and streetscape

It is recognised that the existing neighbourhood character will be subject to some change over time given the location within the Elsternwick Urban Village (and within the Residential Growth Zone). This change must be balanced with the objectives of the heritage overlay.

It is considered that the proposal has appropriately responded to the heritage context. This has been achieved proposing a modern design which does not mimic surround heritage buildings but uses materials (brick and concrete render) which reflect the surrounding buildings.

The top floor has been setback to reduce to the overall prominence of the building onto the streetscape and its form provides an appropriate scale transition to the dwellings one wither side. Overall the proposal (subject to conditions) is considered to strike an appropriate balance against the competing objectives of the heritage overlay and the Residential Growth Zone.

#### Height, scale and massing

It is considered that the scale is appropriate within this strategic location, being the Residential Growth Zone, where increased densities and changes in residential character are supported by the relevant policies in the Glen Eira Planning Scheme. The height of the building (at 13.1m) is within the 13.5m height limit of the zone.

The setbacks to St Georges Road do not comply with ResCode standards. A minimum setback of 8.7 metres is required to strictly comply. Rather than adopting the average of the two adjoining properties, the setbacks of the building have been staggered to respond to the lesser setback of the building to the south (at 5.7m) and the large setback of the building to the north (12.4m). Whilst this is a reasonable approach, it is considered that additional setbacks are required to the first and second floors to achieve a suitable streetscape outcome. Subject to conditions to implement this, the proposal complies with the relevant ResCode objective and presents a suitable outcome.

#### Amenity impacts

The proposal complies with the ResCode standards for side and rear setbacks, overlooking and daylight to habitable room windows on adjoining properties. No walls have been proposed on the boundaries.

There is one courtyard to the property to the south which has the potential to be affected by overshadowing. The building has been designed to minimise the impact to this area (by providing additional side setbacks to the middle section of the building), however to comply with Standard B21 of ResCode, there should be no additional overshadowing. Conditions are recommended to ensure that this is addressed.

#### Internal amenity

The habitable rooms of the dwellings will have good access to daylight. Dwellings are well proportioned and generously sized.

Adequate areas of private open space are provided in a combination of ground floor courtyards, and upper floor balconies which are all shown which either complies with or exceeds State Government guidelines.

#### Landscaping

The basement has been setback from all boundaries to ensure appropriate landscaping can be accommodated that will contribute to the future amenity of the streetscape. The recommendation includes a condition requiring the submission of a detailed landscape plan. An updated arborists report has also been recommended as a condition, to ensure that the trees to the south are adequately protected.

#### Car Parking and Traffic

Clause 52.06 of the Glen Eira Planning Scheme require 24 on-site resident car spaces based on 1 car space for each 1 or 2 bedroom dwelling and 2 car spaces for each 3 or more bedroom dwelling. The 24 car spaces are provided in the basement.

This clause also requires 2 on-site visitor car spaces based on 1 car space for every 5 dwellings. A total of 1 visitor car space is provided in the basement, representing a reduction of 1 car space. Given the location of the site (in close proximity to public transport) and the availability of short term car parking in the street, this is considered a reasonable outcome.

A note will be included making future residents aware that they are ineligible to obtain resident and visitor parking permits.

The basement ramp and car park layout is generally satisfactory. Some changes as suggested by Council's Transport Planning Department are required to ensure safe and convenient vehicle movements.

Council's Transport Planning Department has advised that the increase in traffic generated by the proposal is unlikely to have a significant adverse impact on the operation of the surrounding road network.

#### Management Plan Requirements

A Construction Management Plan (CMP) and Waste Management Plan (WMP) will be required as conditions.

#### Draft Structure Planning for Elsternwick

Council is in the process of preparing a Structure Plan for Elsternwick and Quality Design Guidelines that will potentially inform future planning controls such as local policy, zoning and overlay provisions for the area. These will undergo two phases of consultation before going to Council for adoption in early 2018.

The Structure Plan is not at a stage that can influence the decision making process for this application and therefore cannot be given weight at this stage.

#### Planning Scheme Amendment C149 (Heritage Amendment)

Council is also updating its Heritage Policy. This involves a review of Glen Eira's existing

heritage areas and an update to the Heritage Policy. Exhibition of amendment documents was undertaken in July and August 2017.

As part of this amendment, the subject site is proposed to be modified from 'non-contributory' to 'contributory' based on its construction date.

Council resolved to adopt this amendment (at the 26<sup>th</sup> September 2017 Council Meeting). This amendment will now be referred to an Independent Panel for review and comment. The Panel will compile a report with recommendations which will return to Council for a final decision. This decision (unless abandoned) will then be submitted to the Minister of Planning for a decision.

Again, only current planning controls have statutory weight, therefore Council must consider the existing dwelling as 'non-contributory'. However in saying this, given the altered state of the building and the net community benefit that will result from the proposal (an additional 11 dwellings, including 3x 3 bedroom dwellings in urban village location) the proposal is considered consistent when balanced against all planning controls and proposed Amendment C149.

## **COMMUNICATION AND ENGAGEMENT**

### **1. Public Notice (Statutory)**

- 26 properties notified
- 44 notices sent (owners and occupiers)
- 1 sign erected on site
- 39 objections received

### **2. Planning Conference (Non Statutory)**

The Planning Conference, chaired by Cr Silver, provided a forum where all interested parties could elaborate on their respective views. Objectors mainly emphasised their original reasons for objection.

The applicant did not attend the Conference.

## **LINK TO COUNCIL PLAN**

Liveable and Well Designed: *A well planned City that is a great place to live.*

## **OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

## **CONCLUSION**

That a Notice of Decision to Grant a Planning Permit be issued.

AMG ZONE 55

ST GEORGES ROAD  
Centreline of Blumman Road

Stop Valve

45° Carparking

45° Carparking

45° Carparking

45° Carparking

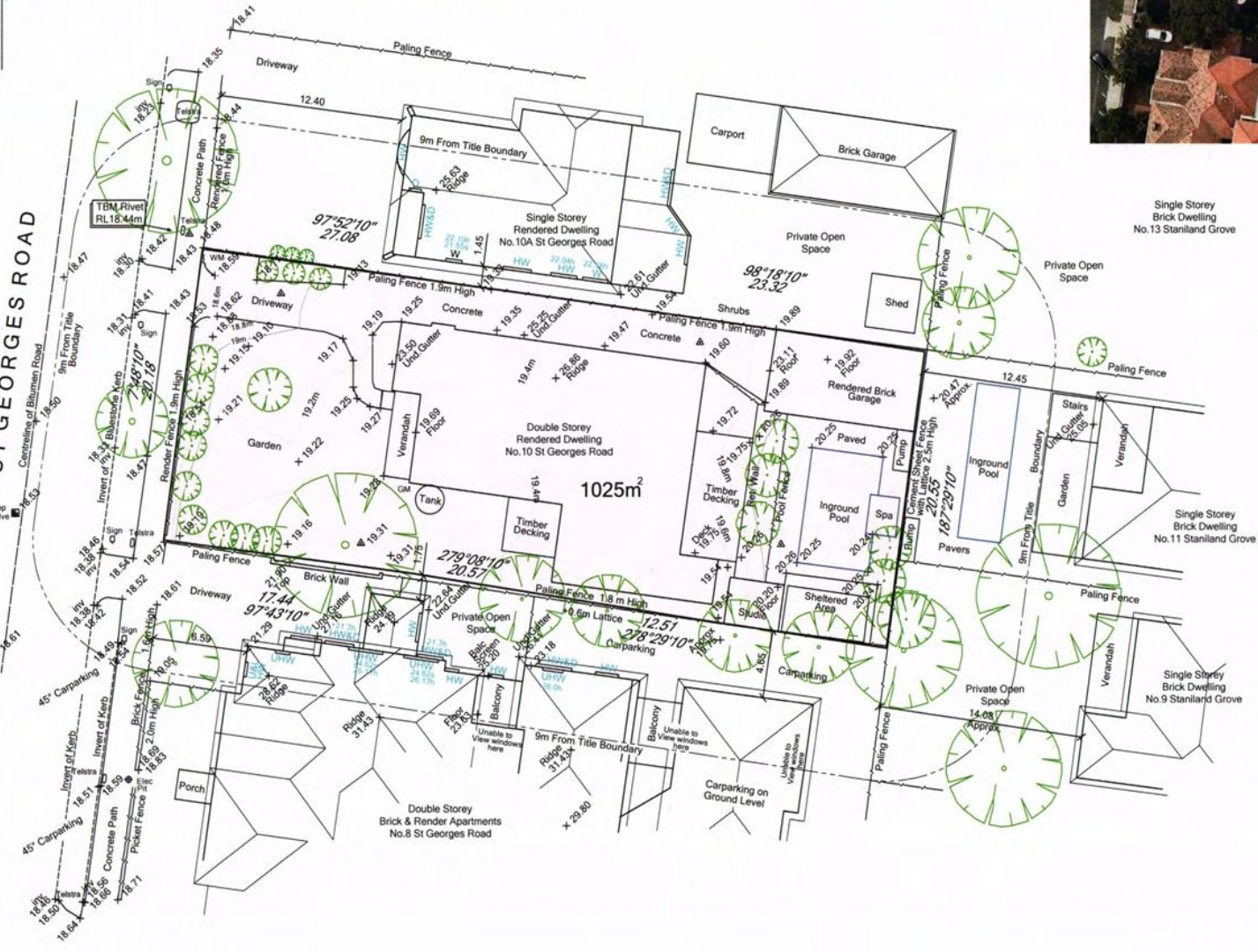
45° Carparking

45° Carparking

45° Carparking

45° Carparking

45° Carparking



AERIAL IMAGE - NOT TO SCALE

Legend

- △ SURVEY MARK
- × TREE
- UTILITY METER
- STOP VALVE
- TELECOM POST
- SIGNPOST
- △ BENCH MARK
- × HEAD LEVEL
- × BELL LEVEL
- HW HABITABLE WINDOW
- W WINDOW
- D DOOR
- POSE/SEAPOST
- SPOTS ELECTRICITY POLE

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Notations

LOCATION OF BUILDINGS BEYOND SITE BOUNDARIES ARE INDICATIVE ONLY.

LEVELS ARE TO THE AUSTRALIAN HEIGHT DATUM AND ARE SHOWN AS THUS +100.00m  
LEVEL DATUM ESTABLISHED USING: MMB732 (RL23.405)  
CONTOURS ARE TO 0.20m INTERVALS.

Certified	Ben Johnston	Licensed Surveyor
Drawn	Ben Johnston	
Checked	Ben Johnston	
Date of Plan	28-04-2017	
Date of Survey	15-03-2017	
Client	WILL LEAF	

Project	10 ST GEORGES ROAD ELSTERNWICK, Vic	
Details	Feature and Level Survey Certificate of Title Vol.3682 Fol.213	

Original sheet size	A1
Sheet	1 of 1



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VS1898  
ver2  
Ph: 03 9531 8772 info@vicsurvey.com.au  
306/75 Tully Street Cheltenham, Vic 3192



ELSTERNWICK, VICTORIA 3185

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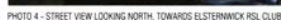
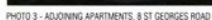
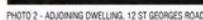
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TP-000	COVER SHEET
TP-010	NEIGHBOURHOOD & SITE DESCRIPTION PLAN
TP-011	DEMOLITION PLAN
TP-020	DESIGN RESPONSE - SITE PLAN
TP-021	DESIGN RESPONSE 01
TP-022	DESIGN RESPONSE 02
TP-022	DESIGN RESPONSE 03
TP-100	PROPOSED GROUND FLOOR PLAN
TP-101	PROPOSED FIRST FLOOR PLAN
TP-102	PROPOSED SECOND FLOOR PLAN
TP-103	PROPOSED THIRD FLOOR PLAN
TP-150	PROPOSED PLAN - BASEMENT LEVEL 2
TP-151	PROPOSED PLAN - BASEMENT LEVEL 1
TP-400	ELEVATIONS - SHEET 1
TP-401	ELEVATIONS - SHEET 2
TP-900	COMPARATIVE SHADOW ANALYSIS - 9AM 22 SEPT
TP-901	COMPARATIVE SHADOW ANALYSIS - 10AM 22 SEPT
TP-902	COMPARATIVE SHADOW ANALYSIS - 11AM 22 SEPT
TP-903	COMPARATIVE SHADOW ANALYSIS - 12PM 22 SEPT
TP-904	COMPARATIVE SHADOW ANALYSIS - 1PM 22 SEPT
TP-905	COMPARATIVE SHADOW ANALYSIS - 2PM 22 SEPT
TP-906	COMPARATIVE SHADOW ANALYSIS - 3PM 22 SEPT



AERIAL VIEW

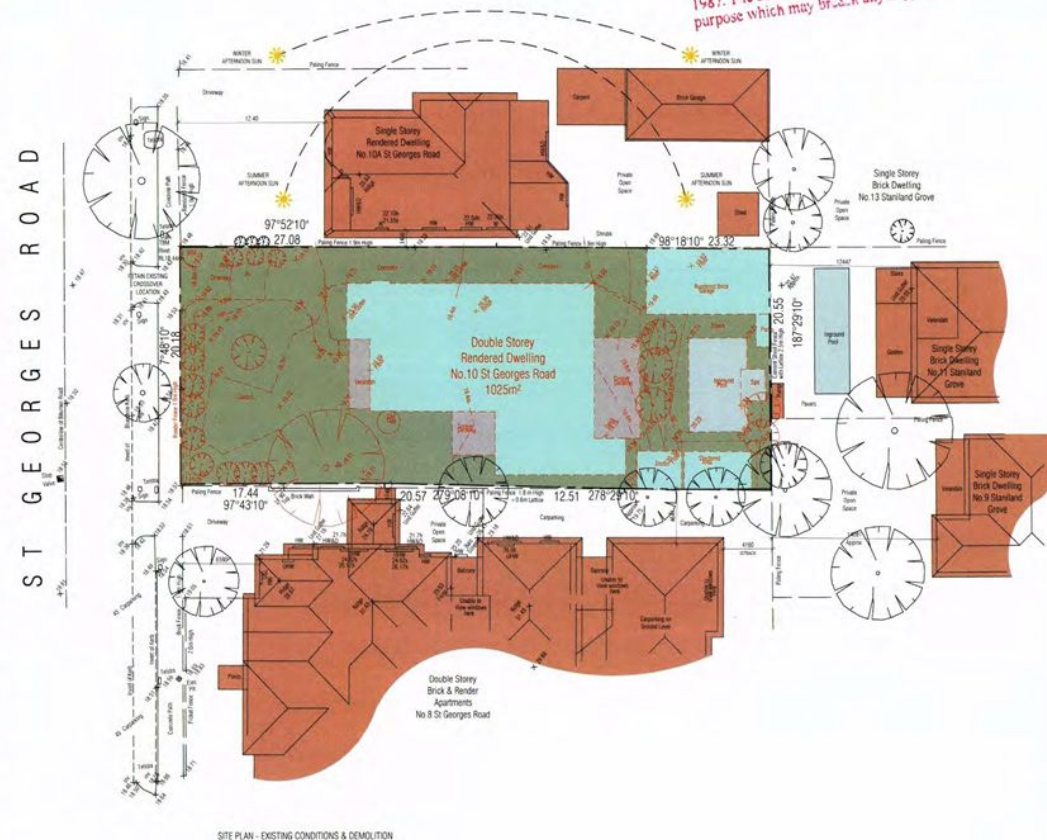
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SITE PLAN - EXISTING CONDITIONS &amp; DEMOLITION

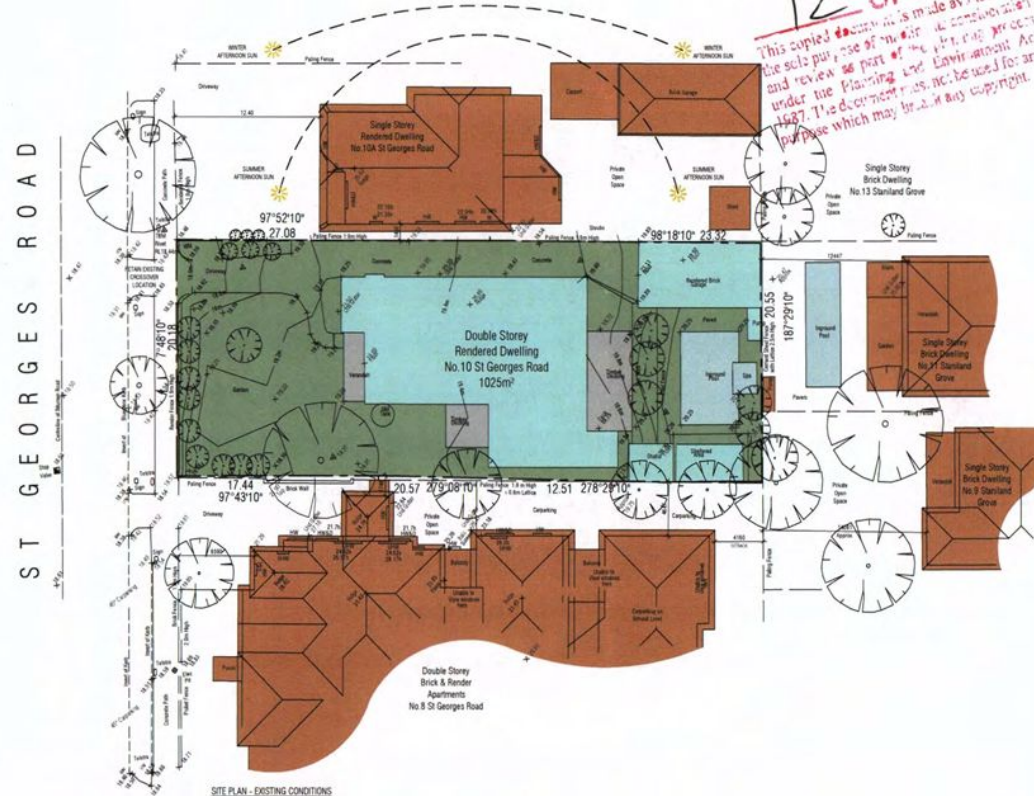
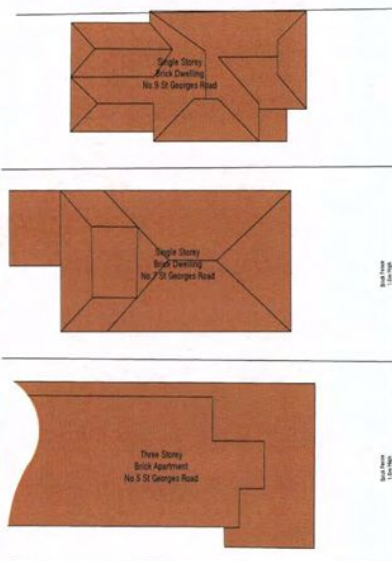
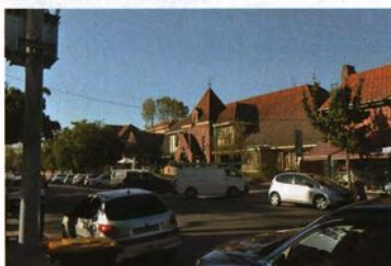
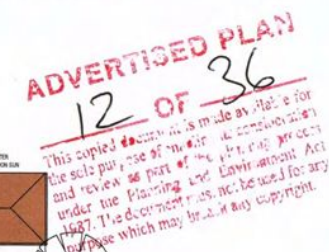
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	DRAWING CODE DECLININARY	DRAWING No TD 01	REV





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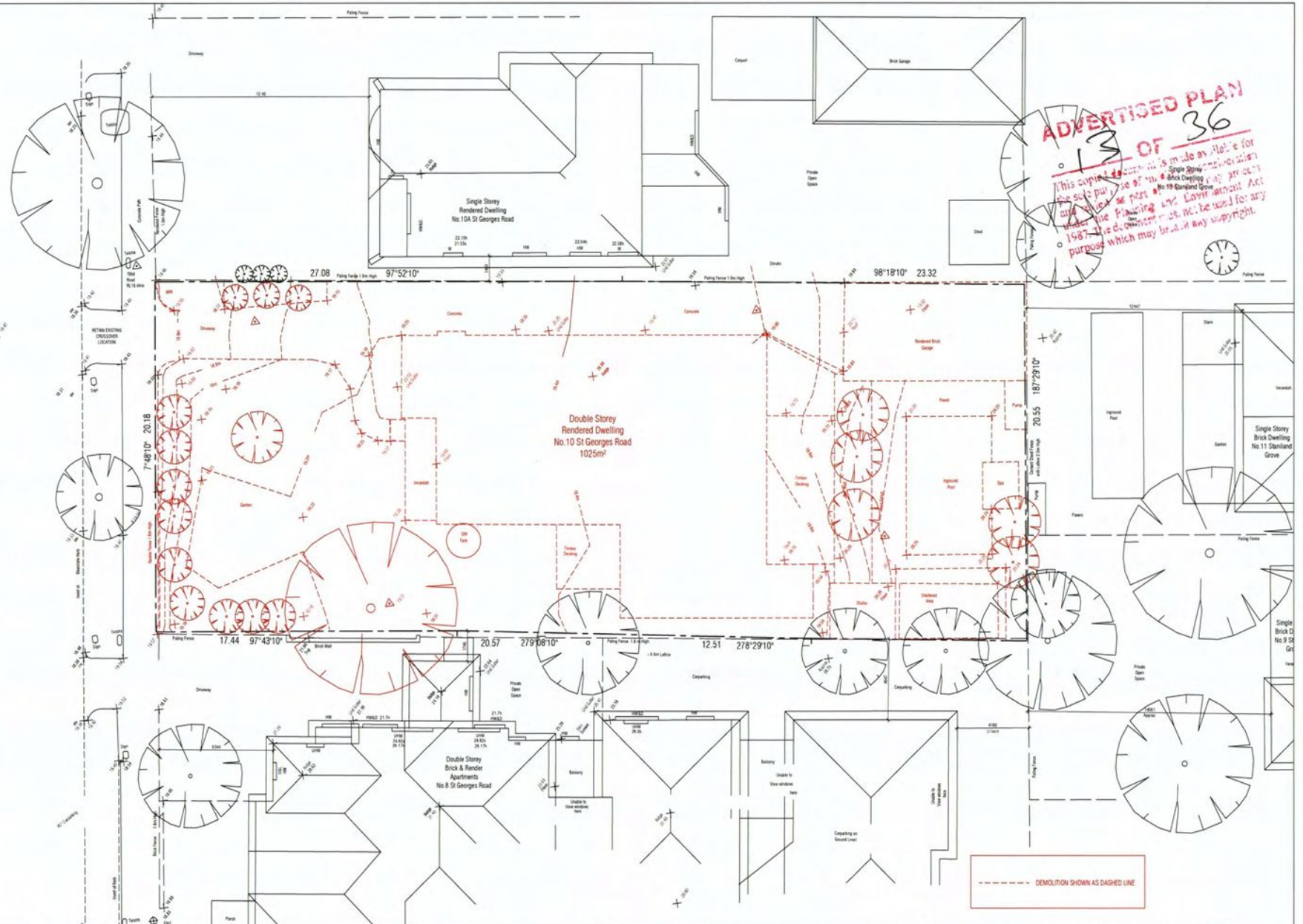
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TOWN PLANNING DRAWINGS

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SCALE: 1:200		PROJECT NO: 1771
PAGE: 81		
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ST GEORGES ROAD



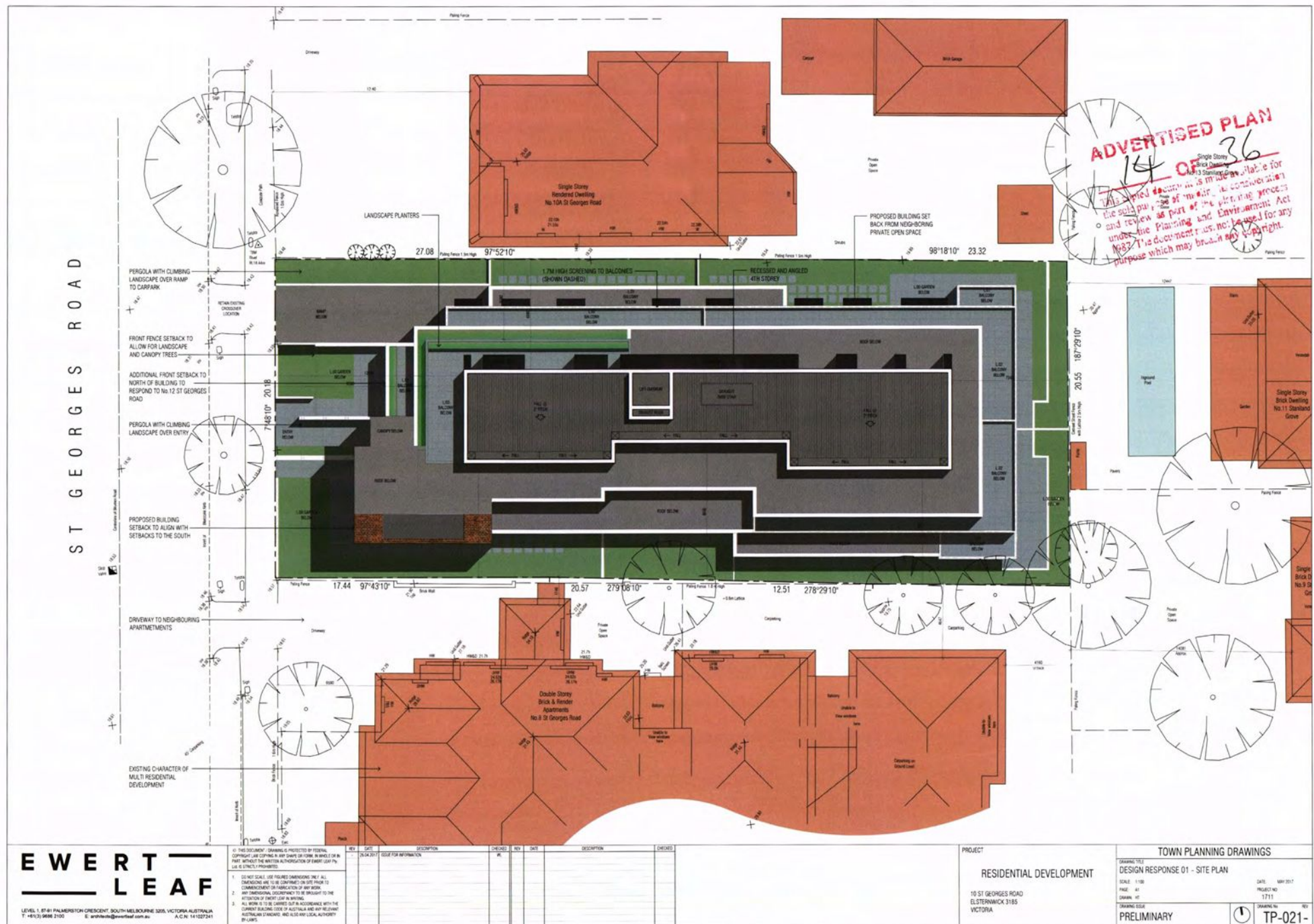
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RESIDENTIAL DEVELOPMENT	DEMOLITION PLAN
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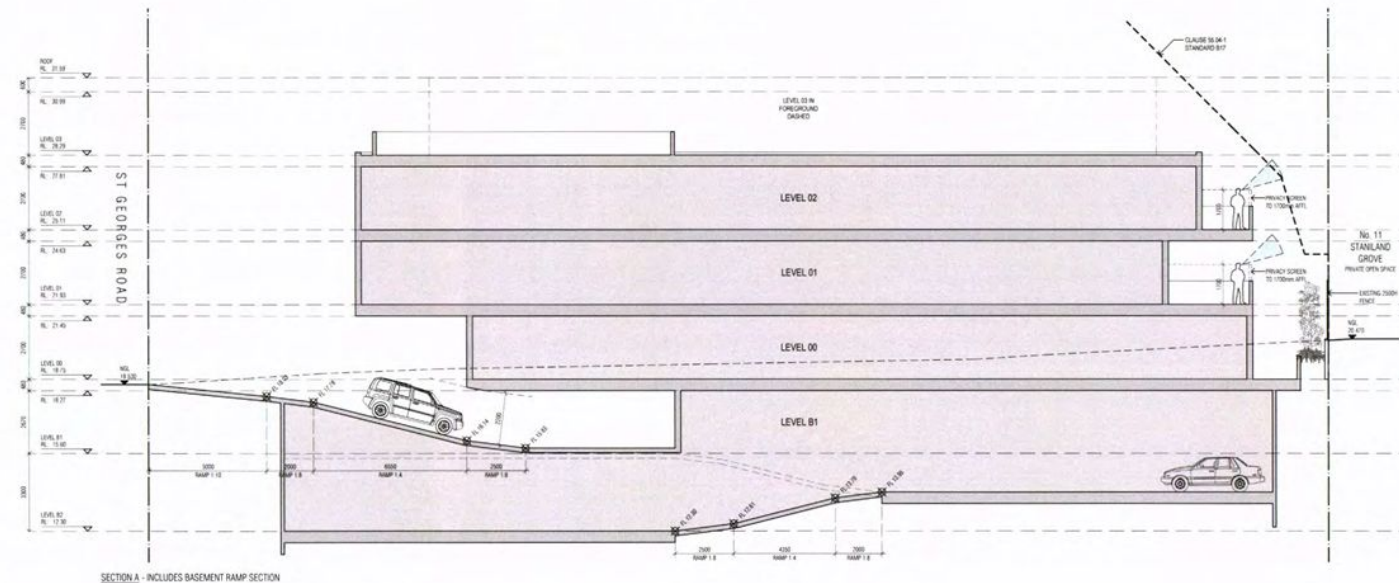
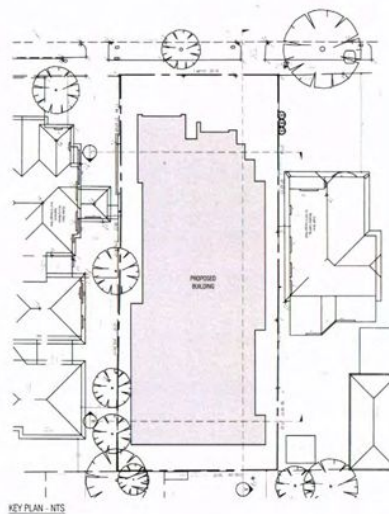
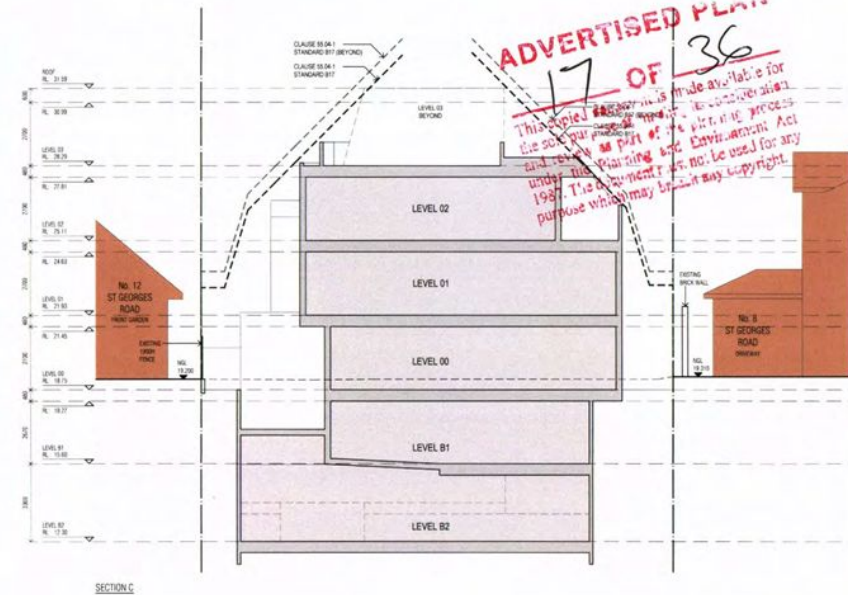
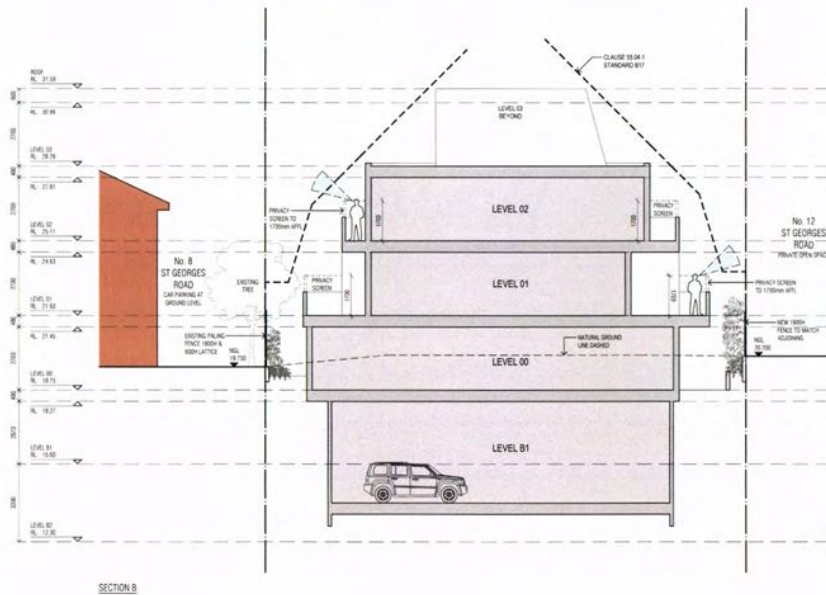
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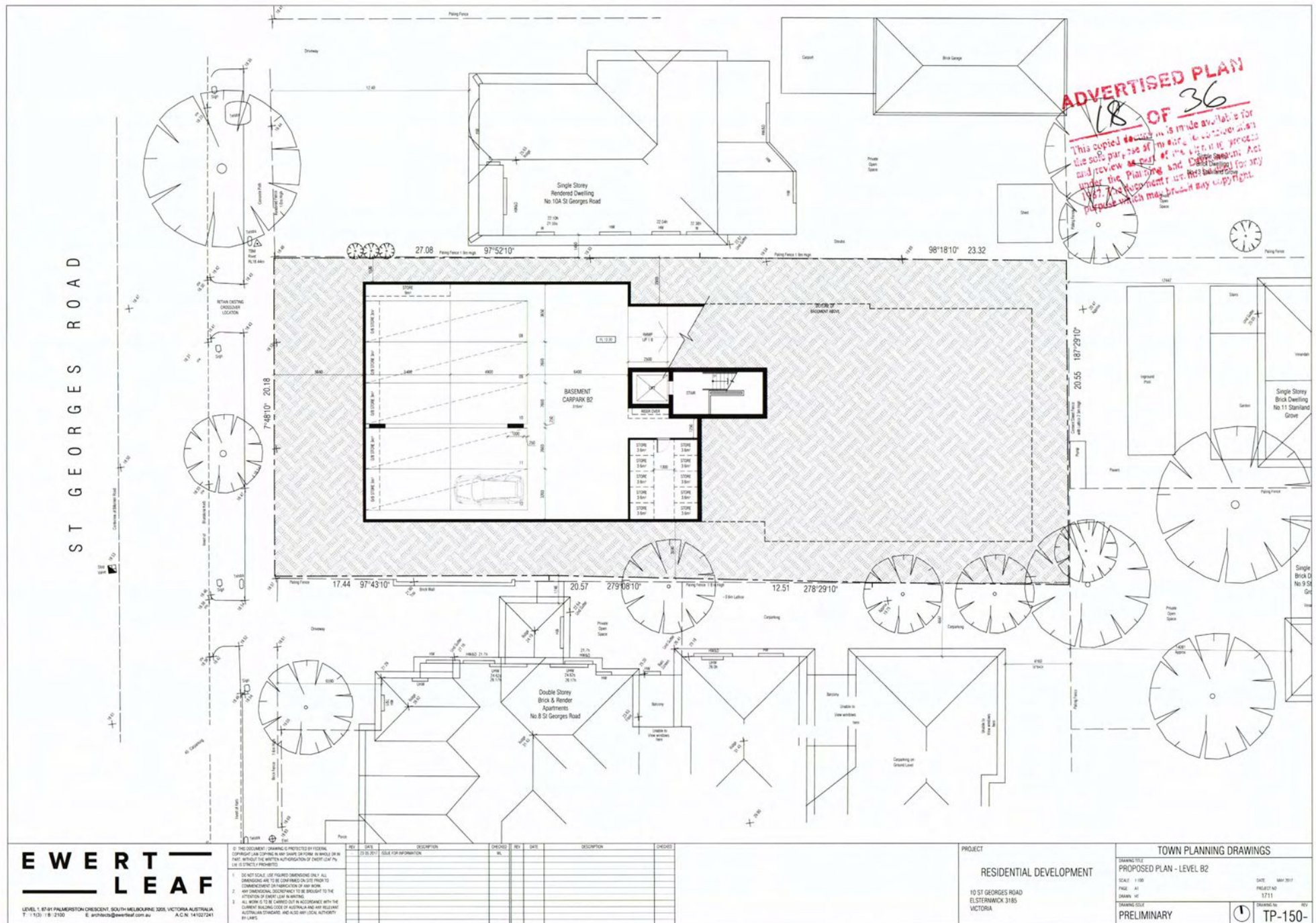
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PROJECT RESIDENTIAL DEVELOPMENT 10 ST GEORGES ROAD ELSTERNWICK 3185 VICTORIA	TOWN PLANNING DRAWINGS	
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ST GEORGES ROAD

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 Brick Dwelling  
 No 13 Standard Grove

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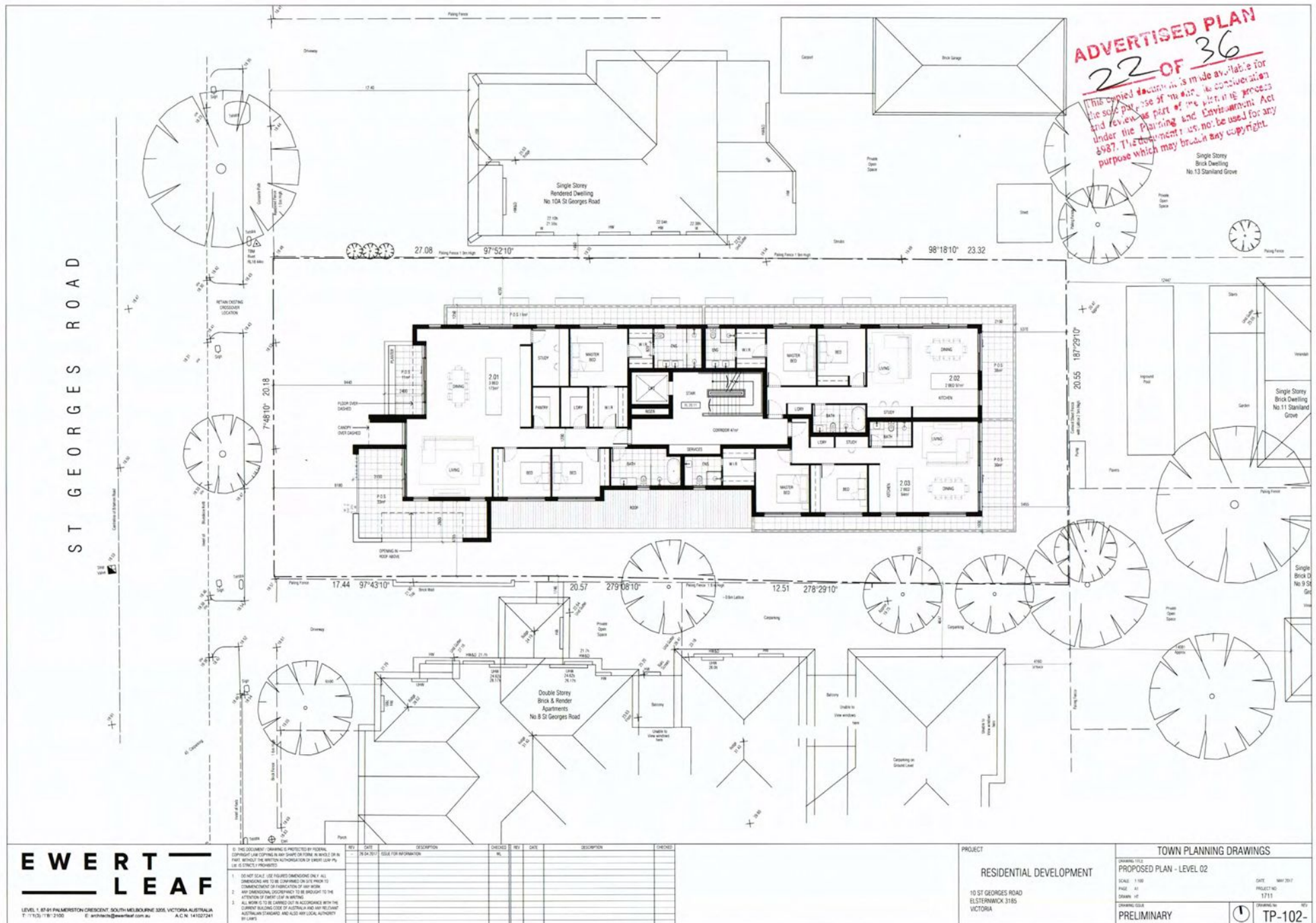
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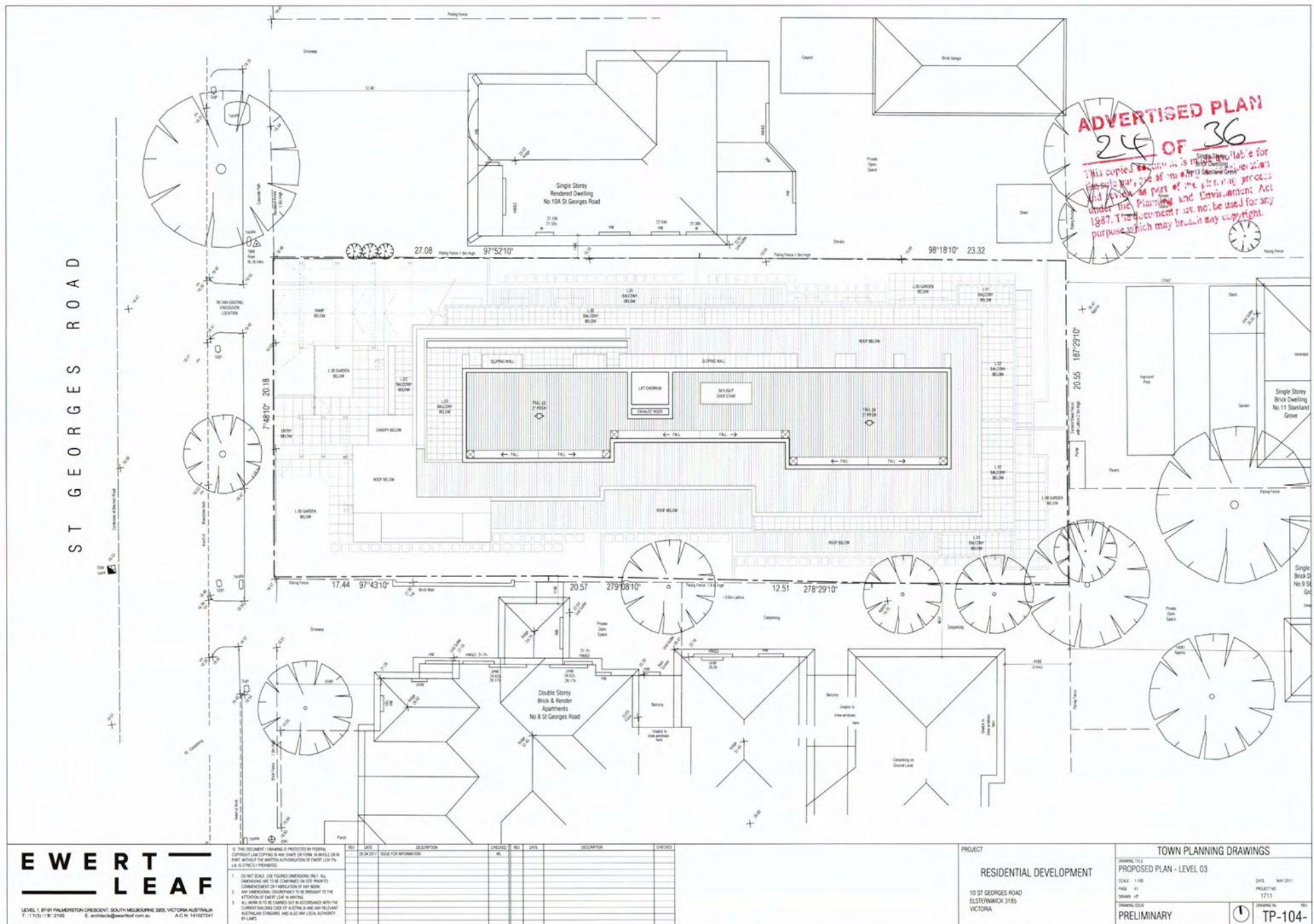














EXTERNAL FINISHES LEGEND	
07.01	POWERWASHED STEEL - CHARCOAL
07.02	CONCRETE RENDER - NATURAL COLOUR
07.03	RED BRICK VENEER
07.04	METAL CLADDING - CHARCOAL STANDING SEAM APPLICATION
07.05	SLATED TIMBER SCREEN - 50% TRANSPARENT OR 10% SATURATION OF RESPONSIBLE AUTHORITY WHERE REQUIRED
07.06	STEEL BALUSTRADE - CHARCOAL
07.07	SLATED TIMBER SCREEN - NOTE: NOT PRIVACY SCREEN
07.08	OPENABLE SCREEN - COLOR TO MATCH SCREEN - NOTE: NOT PRIVACY SCREEN

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EXTERNAL FINISHES LEGEND	
07-27	POMEROCATED STEEL - CHARCOAL
07-28	CONCRETE FINISH - NATURAL COLOUR
07-29	RED BRICK VENEER
07-30	METAL CLADDING - CHARCOAL (STANDING SEAM APPLICATION)
07-31	SLATED TIMBER SCREEN (20% TRANSPARENCY OR TO SATISFACTION OF RESPONSIBLE AUTHORITY, WHERE REQUIRED)
07-32	STEEL BALUSTRADE - CHARCOAL
07-33	SLATED TIMBER SCREEN (NOTE: NOT PRIVACY SCREEN)
07-34	SPRINKLE SCREEN - COLOR TO MATCH CLADDING (NOTE: NOT PRIVACY SCREEN)



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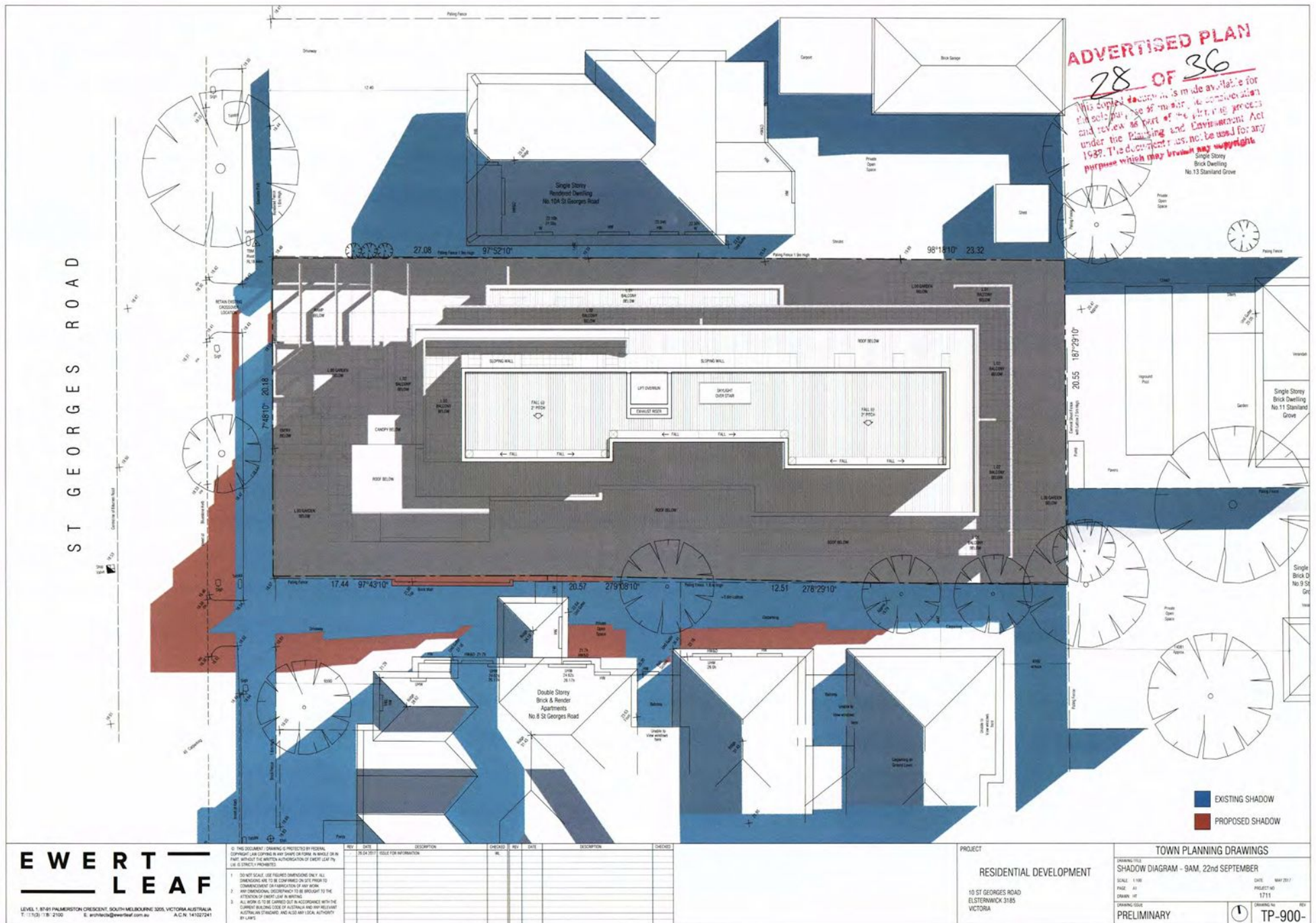
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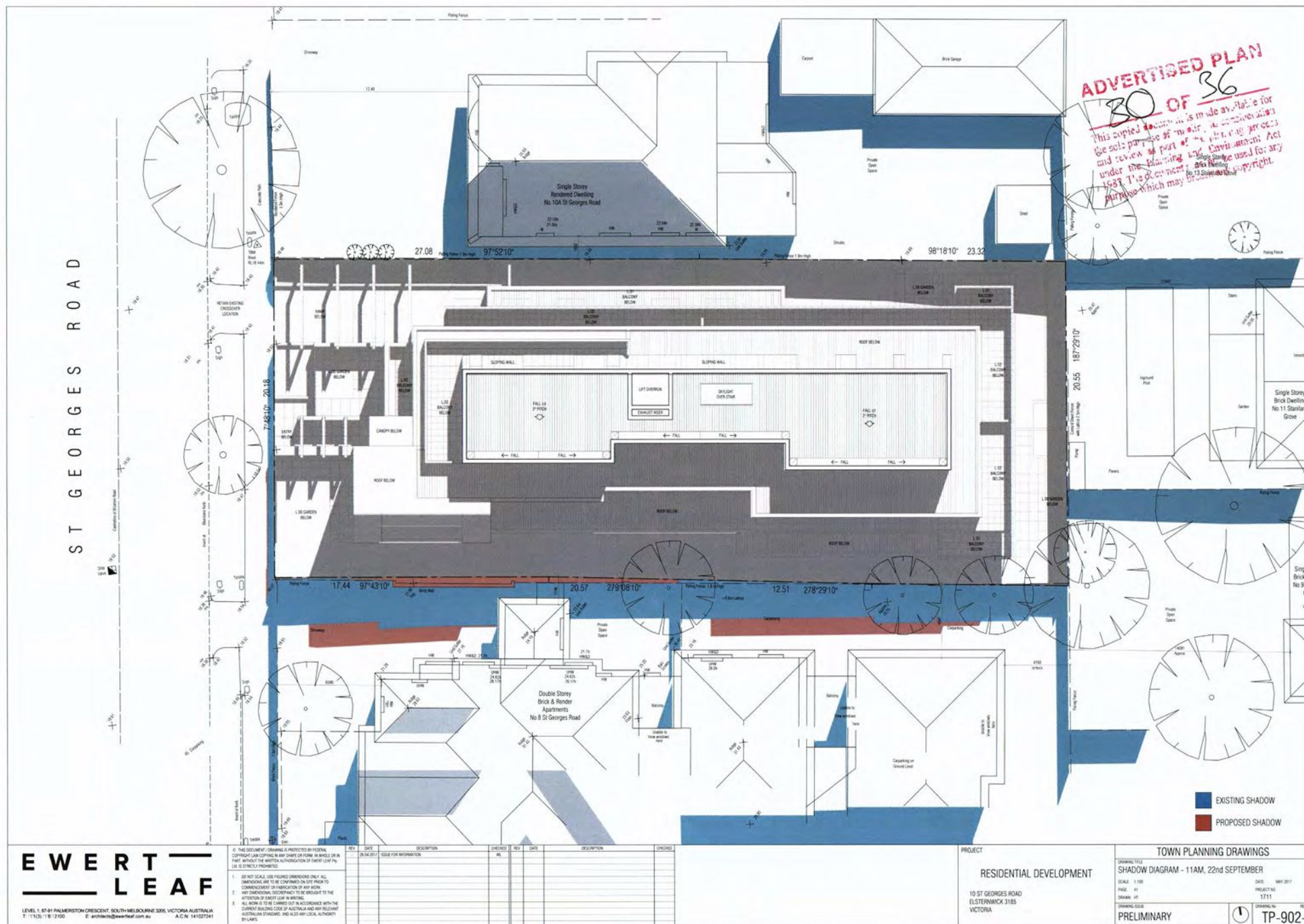


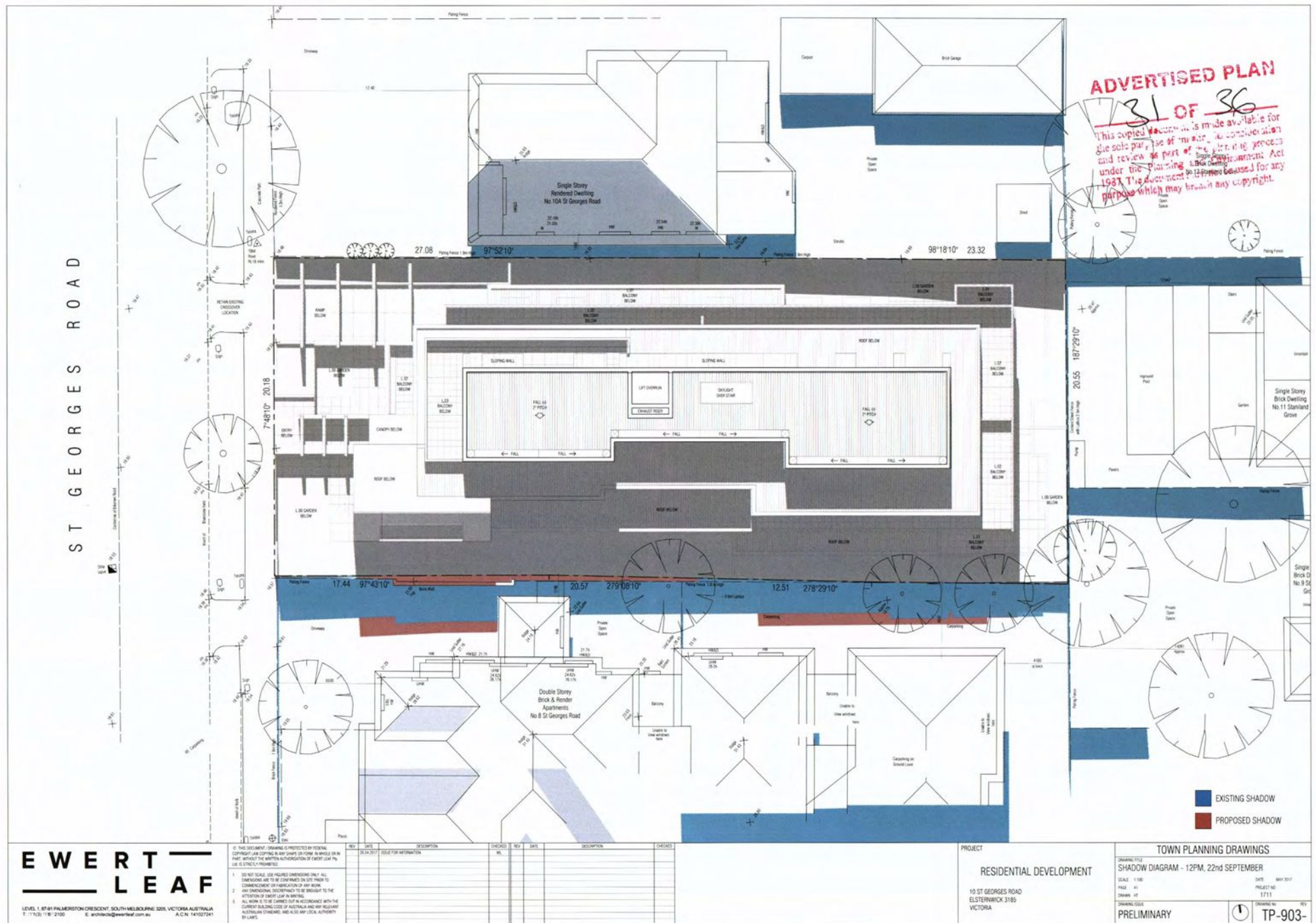




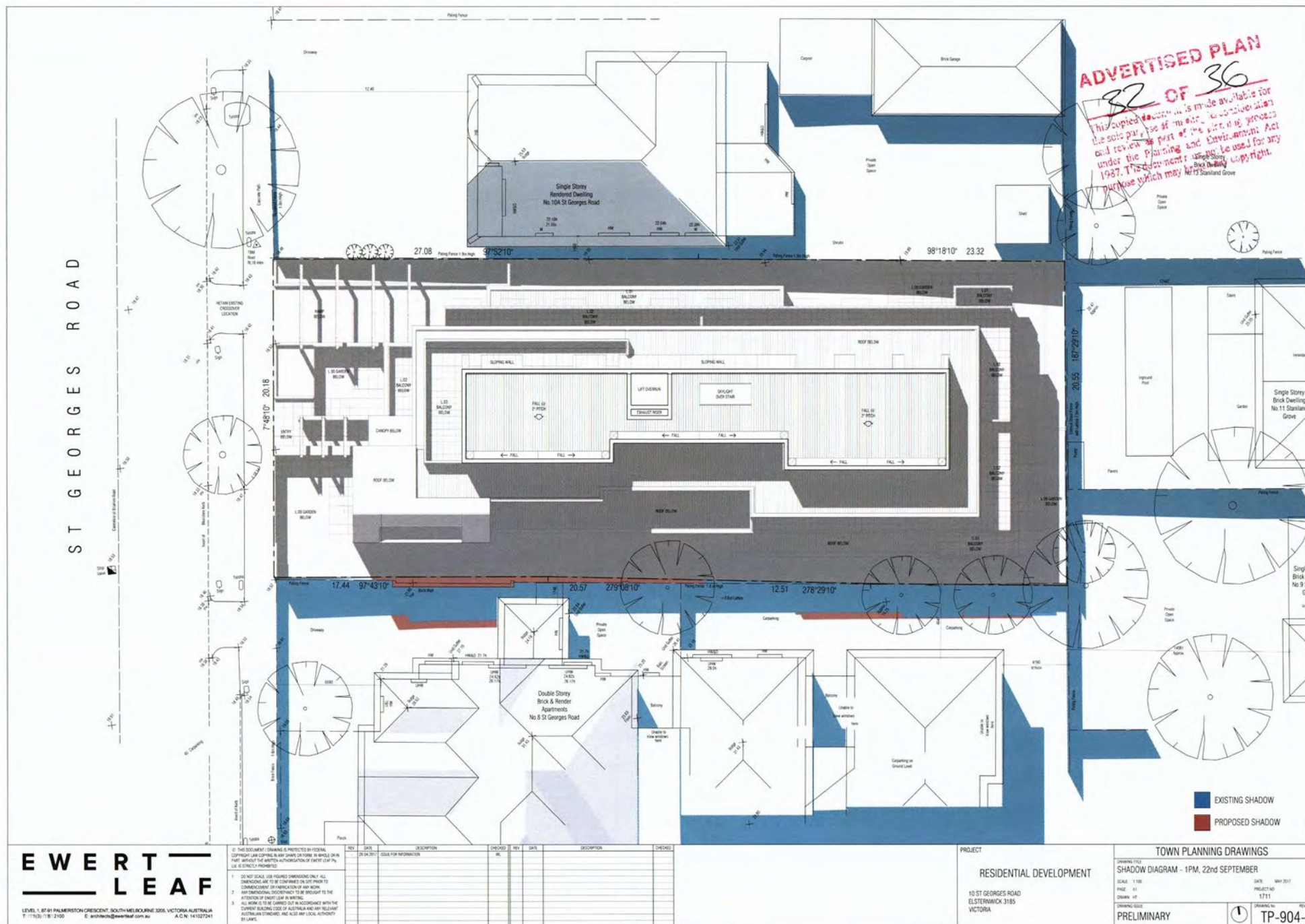




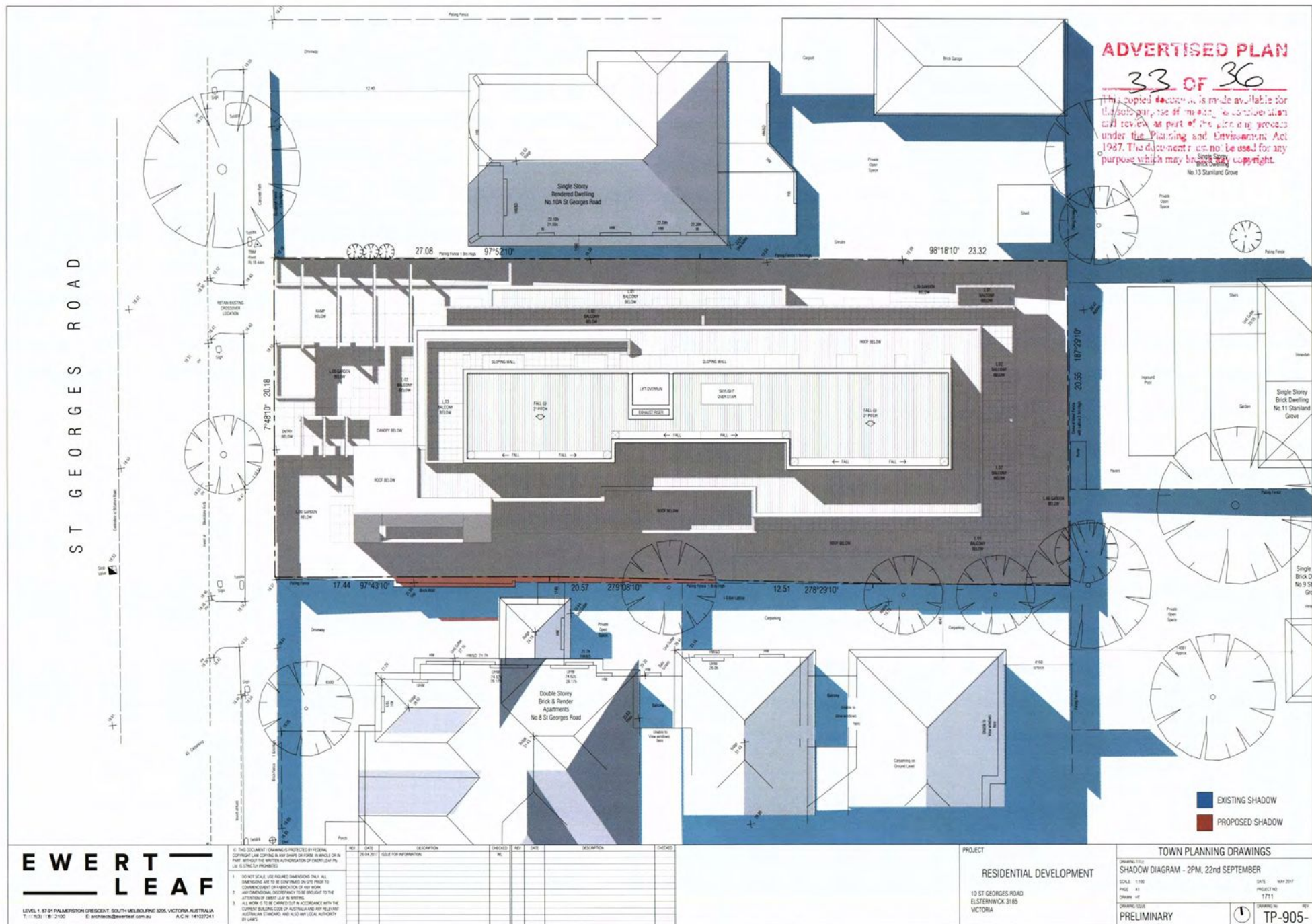




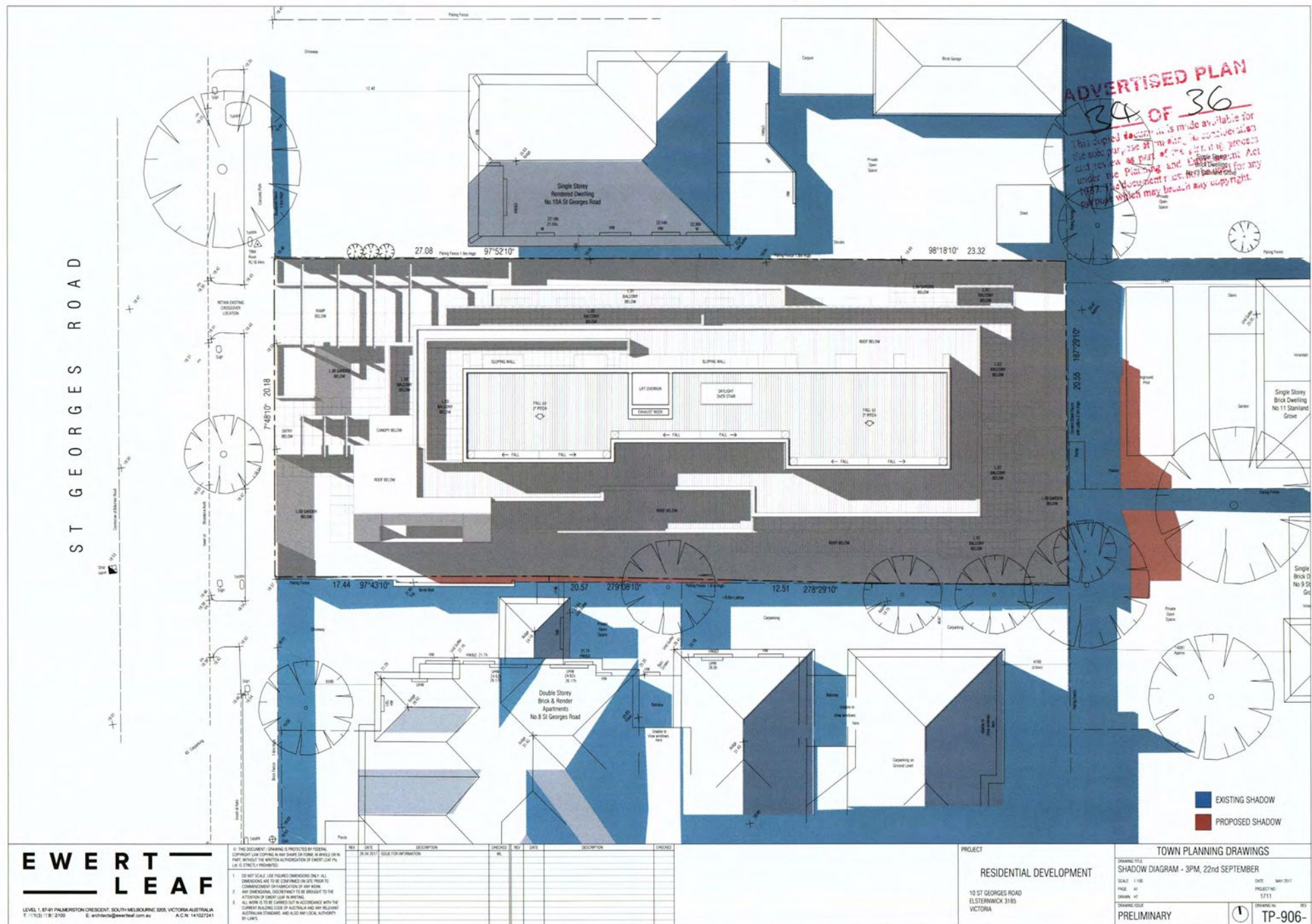




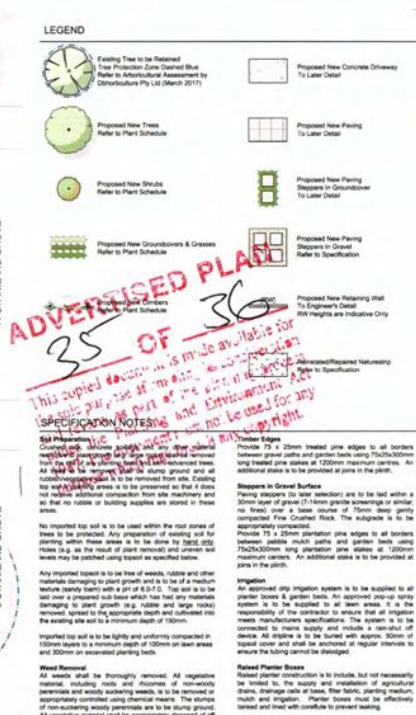






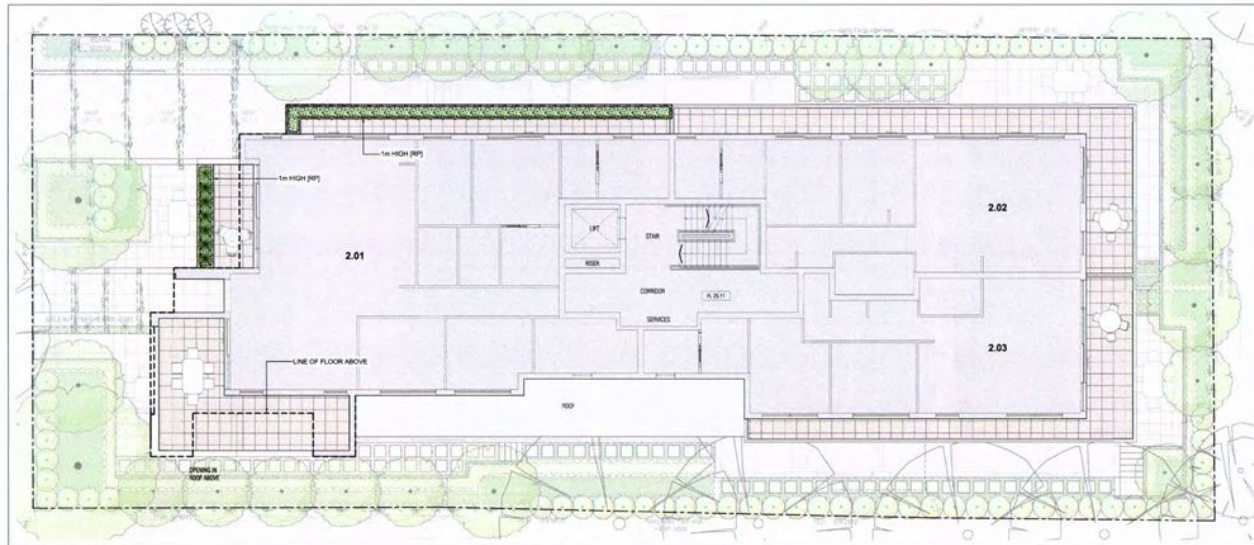




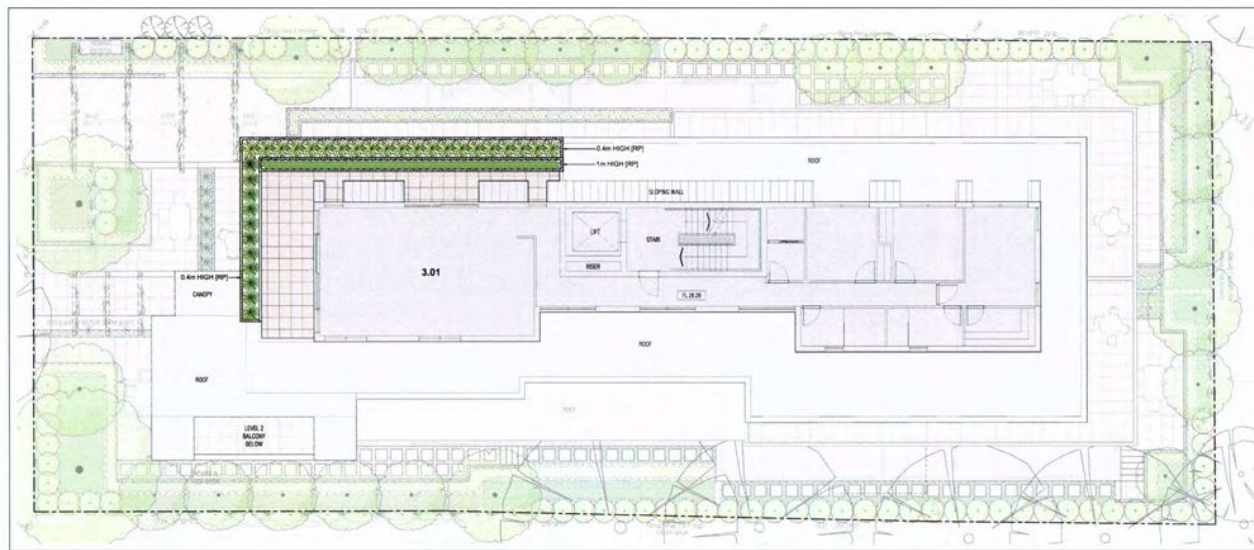
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**D1 TYPICAL TREE PLANTING DETAIL**  
Scale N.T.S.





1 LEVEL 2 - LANDSCAPE PLAN  
Scale 1:100



2 LEVEL 3 - LANDSCAPE PLAN  
Scale 1:100

#### LEGEND



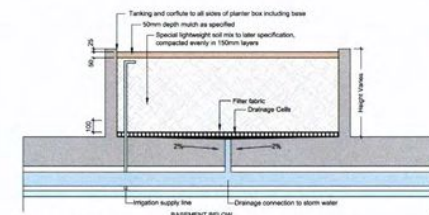
#### PLANT SCHEDULE - UPPER LEVELS

SYM	BOTANICAL NAME	COMMON NAME	HEIGHT	SPACING	MATURITY	NOTES
Gr	Compositae indicata	Microseris laevis	1.5m	1.5m	100mm pot	
Co	Cyathea pinnatifida	Pg's Star	1.5m	1.5m	100mm pot	
LT	Lomandra longifolia	Tankie	0.5 x 0.5m	0.5 x 0.5m	100mm pot	
Ph	Phormium tenax	Harlequin	0.5 x 0.5m	0.5 x 0.5m	100mm pot	
Ts	Trachyspermum arcuatum	Yellow Star Jasmine	0.5m	0.2 x 0.2m	100mm pot	
TOTAL						TO LATER DETAIL

**ADVERTISED PLAN**  
36 OF 36  
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D2 TYPICAL SHRUB PLANTING DETAIL  
Scale 1:1.5



D3 TYPICAL LIGHTWEIGHT PLANTER BOX DETAIL  
Scale 1:20

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DATE  
BY

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CLIENT  
**EWERT LEAF PTY LTD**

PROJECT  
**PROPOSED DEVELOPMENT**  
10 ST GEORGES ROAD,  
ELSTERNWICK

DRAWING  
Levels 2 & 3  
Landscape Plan for Town Planning

SCALE  
1:100 @ A1

DATE  
JUNE 2017

DRAWN  
MR

CHECKED  
MR

JOB NO  
17-0278

DWG NO  
L-1702

CAD FILE  
17-0278.L-1702

**ITEM 9.3          29 ORANGE STREET BENTLEIGH EAST****Author:**            *Paul Wood, Manager Town Planning***File No:**            *GE/PP-22970/2010/A***Attachments:**    *Advertised plans***PURPOSE AND SUMMARY**

To consider a Planning Permit application.



<b>PROPOSAL</b>	Alterations to windows and doors as an amendment to the planning permit that allowed <i>construction of buildings and works including a storage room and deck to the existing tennis club house</i>
<b>MUNICIPAL STRATEGIC STATEMENT</b>	Open Space
<b>APPLICANT</b>	Coatesville Tennis Club
<b>PLANNING SCHEME CONTROLS</b>	Public Park and Recreation Zone
<b>OBJECTIONS</b>	No objections

**RECOMMENDATION**

That Council issues an Amended Planning Permit for Application No. GE/PP-22970/2010/A for 29 Orange Street Bentleigh East for the construction of buildings and works including a storage room and deck to the existing tennis club house in accordance with the following conditions:

1. The layout of the site and size, design and location of buildings and works as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. Note: This does not obviate the need for a permit where one is required.
2. No new buildings or works shall be constructed/erected and no existing buildings enlarged, rebuilt or extended without the prior written consent of the Responsible Authority.
3. This Permit will expire if:
  - The works approved do not commence within two years of the date of the Amended Permit
  - The works are not completed within four years of the date of the amended permit.

The Responsible Authority may extend the time referred to if a request is made in writing before the expiry date of the Amended Permit or within six (6) months after the expiry date of the Amended Permit if the use/development has not commenced.

If the development has commenced, the Responsible Authority may extend the time referred to if a request is made in writing within twelve (12) months of the expiry date of the Amended Permit.

**NOTES:**

- A. This Planning Permit represents the planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria to that adopted for the approval of this Planning Permit.

**BACKGROUND**

A permit was issued on 1 December 2010 for the construction of buildings and works including a storage room and deck to the existing tennis club house. The works associated with this permit has been completed. It is now proposed to make additional changes to the building as follows:

**Proposal**

- Removal of the existing windows and doors from the clubrooms to the deck adjacent to the north east tennis courts;
- Construction of new doors and windows comprising of powder coated aluminum sliding windows and stacker doors.

**Referrals**

The application was referred to the Council's Building and Properties Department who had no objection to the proposal.

## ISSUES AND DISCUSSION

All issues and discussion items are set out under the Policy and Legislative Implication section below.

## FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS

There are no financial, resource or asset management implications from this proposal.

## POLICY AND LEGISLATIVE IMPLICATIONS

### Location and design of works

The proposal includes the removal of the existing timber doors and windows associated with the tennis club building, and the construction of new windows and doors.

The removal of the windows is considered appropriate and is a minor change to the building and will have very limited impact on any person.

## COMMUNICATION AND ENGAGEMENT

### 1. Public Notice (Statutory)

- 59 properties notified
- 78 notices sent (owners and occupiers)
- 0 signs erected on site
- 0 objections received

### 2. Planning Conference (Non Statutory)

A Planning Conference was not held.

## LINK TO COUNCIL PLAN

Liveable and Well Designed: A well planned City that is a great place to live.

## OFFICER DECLARATION OF CONFLICT OF INTEREST

This matter is brought to Council as Council is the landowner.

Planning Permit applications involving Council land are decided by resolution to ensure separation between Council as a Responsible Authority and Council as a land owner.

## CONCLUSION

That an Amended Planning Permit be issued.





**Revised: 030717**  
Replace existing doors & windows  
with new stacker door & sliding  
window units

**Note:**  
Builder/Owner to check & verify all levels & dimensions on site prior to starting construction or making any shop drawings. Whilst every care is taken no responsibility will be accepted by G & E DRAFTING SERVICE for any errors and/or omissions.

**Client:**  
**COATSVILLE TENNIS CLUB**

**Project:**  
**PROPOSED ADDITION &  
ALTERATIONS & DECK at  
29 ORANGE STREET  
BENTLEIGH EAST**

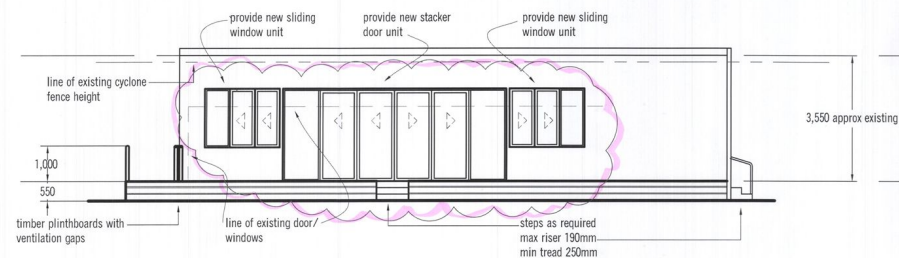


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Date **June 2011**  
Sheet **3 of 4**  
Job no **11-599**

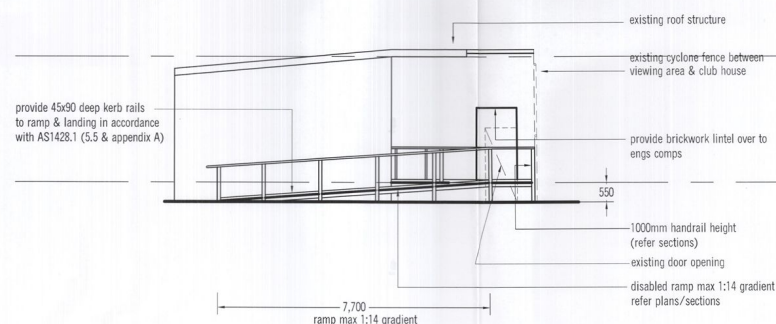
# ADVERTISED PLAN

4 OF 4

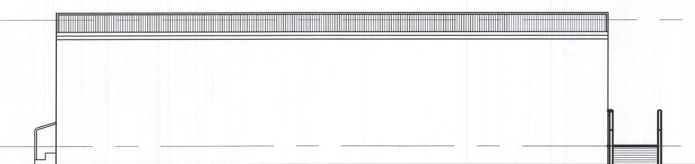
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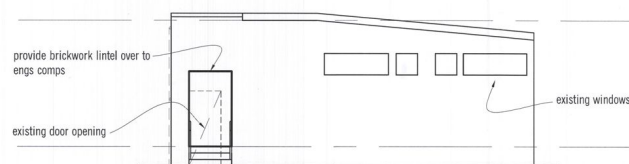
**NORTH ELEVATION**



**EAST ELEVATION**



**NORTH ELEVATION**



**WEST ELEVATION**

**Revised: 030717**  
Replace existing doors & windows with new stacker door & sliding window units

**Note:**  
Builder/Owner to check & verify all levels & dimensions on site prior to starting construction or making any shop drawings. Whilst every care is taken no responsibility will be accepted by G & E DRAFTING SERVICE for any errors and/or omissions.

**Client:**  
**COATSVILLE TENNIS CLUB**

**Project:**  
**PROPOSED ADDITION & ALTERATIONS & DECK at 29 ORANGE STREET BENTLEIGH EAST**

**G & E DRAFTING SERVICE**  
PHONE/FAX: 033 9550 8573  
Building Practitioner G. Dilevito  
BPP Reg'n DP AD 1445

Scale: **1:100 or as shown**  
Date: **June 2011**  
Sheet: **4 of 4**  
Job no: **11-599**



**ITEM 9.4            441-461 GLEN HUNTLY ROAD, 9 BEAVIS STREET AND 74 ORRONG ROAD ELSTERNWICK VIC 3185**

**Author:**            *Paul Wood, Manager Town Planning*

**File No:**            *GE/PP-27622/2015/A*

**Attachments:**    *Advertised plans*

**PURPOSE AND SUMMARY**

To consider a Planning Permit application.



<b>PROPOSAL</b>	<p>To amend the original permit as follows:</p> <ul style="list-style-type: none"> <li>• Total dwelling numbers reduced from 172 to 162</li> <li>• Reduction in retail car parking spaces from 227 to 224</li> <li>• Increase in residential car parking from 229 to 232</li> <li>• Increase in bicycle parking spaces from 128 to 149</li> <li>• Basement layout alterations</li> <li>• Introduction of 166sqm communal garden</li> <li>• Internal modifications to replace swimming pool with gymnasium/wellness centre</li> <li>• Internal changes to dwelling layouts.</li> </ul>
<b>MUNICIPAL STRATEGIC STATEMENT</b>	Urban Village (Elsternwick)

<b>APPLICANT</b>	Moniton Pty. Ltd.
<b>PLANNING SCHEME CONTROLS</b>	Heritage Overlay Schedule 72 (Clause 43.01) Parking Overlay 2-3 (Clause 45.09)
<b>OBJECTIONS</b>	None received

## RECOMMENDATION

That Council issues an Amended Planning Permit for Application No. GE/PP-27622/2015/A at 441-461 Glen Huntly Road, 9 Beavis Street and 74 Orrong Road in accordance with the following conditions:

- Before the use and development permitted by this permit starts, 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 drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the plans by Rothe Lowman, Drawing Nos. TP1.00 Rev.F (27/06/2017), TP1.01 Rev.G (12/07/2017), TP1.12 Rev.J (11/08/2017), TP1.03 Rev.J (11/08/2017), TP1.04 Rev.E (27/06/2017), TP1.05 Rev.F (11/08/2017), TP1.06 Rev.F (11/08/2017), TP1.07 Rev.D (27/06/2017), TP1.08 Rev.D (27/06/2017), TP1.09 Rev.E (27/06/2017), TP01.10 Rev.E (11/08/2017), TP01.11 Rev.F (27/06/2017), TP02.01 Rev.C (27/06/2017), TP02.02 Rev.D (27/06/2017), TP02.03 Rev.D (27/06/2017), TP02.04 Rev.D (27/06/2017), TP02.05 Rev.C (27/06/2017), TP02.06 Rev.C (27/06/2017), TP02.07-02.09 Rev.D (27/06/2017), TP02.10 Rev.C (27/06/2017) TP02.11-12 Rev.D (27/06/2017), but modified to show:

### Car park and access

- All accessways, ramp grades, kerbs and car spaces designed and dimensioned in accordance with Clause 52.06 of the Glen Eira Planning Scheme.
- Provision of pedestrian sight triangles measuring 2.5 metres along the accessway and 2.0 metres along the property frontage on both sides of each vehicle accessway. No objects greater than 600 millimetres in height can be located in these areas.
- The widths of each vehicle crossover clearly dimensioned and designed to the satisfaction of the Responsible Authority.
- Provision of giveaway line marking at the western end of the customer car park at the ground floor adjacent the crossover to Orrong Road.
- Provision of a car park management plan in accordance with Condition 15.
- Provision of a waste management plan in accordance with Condition 26.

### General

- Deletion of Levels 8 and 9 on Building B.
- Modifications to Level 7 on Building B, generally as shown on sketch plan 1 dated 24 September 2015.
- The provision of a pedestrian carriageway easement of not less than 1.9 metres in width, in favour of 74 Orrong Road, along those parts of the

southern and western boundaries of 441-461 Glen Huntly Road directly adjacent to 74 Orrong Road.

- (j) Provision of a demolition plan.
- (k) The light court to the bedrooms associated with dwelling C1.03 increased to a minimum four square metres.
- (l) The daylight access to the bedrooms associated with dwellings B2.11 and B2.12 increased in area to the satisfaction of the Responsible Authority.
- (m) The internal width of the saddleback windows and corridors associated with dwellings 3.20, 4.20, 5.20, 6.20 and 7.16 increased in width to a minimum 1.6 metres.
- (n) The bathrooms, toilets and ensuites associated with all units on the uppermost floor to have provisions for a skylight (or similar) where no windows or direct access to daylight is provided.
- (o) The following windows/balconies/areas to be treated with fixed screening devices to prevent overlooking to adjoining properties in compliance with Clause 55 of the Glen Eira Planning Scheme:
  - (i) All first, second and third floor north facing habitable room windows and balconies associated with dwellings in Building A and Building C;
  - (ii) Any north facing window associated with the Coles office area and gym area; &
  - (iii) The northern perimeter of the second floor north facing communal public open space area.
- (p) The maximum building height of each of the buildings approved by this permit to be clearly dimensioned on each elevation and measured from natural ground level.
- (q) Each dwelling provided with six cubic metres of storage space.
- (r) Prior to the commencement of the development, a schedule of construction materials, external finishes and colours (incorporating paint samples) must be submitted to, and approved by, the Responsible Authority. When approved, the schedule will be endorsed and will form part of the permit.
- (s) Provision of a continuous canopy constructed over the footpath along Glen Huntly Road setback a minimum of 0.75 metres from the kerb with a minimum height clearance of 3.0 metres.
- (t) Provision of a landscape plan in accordance with Condition 8.

to the satisfaction of the Responsible Authority. When approved, the plans will be endorsed and will then form part of this Permit.

2. The development must not contain more than 162 dwellings.
3. Deliveries to the supermarket must not be undertaken by vehicles which exceed a length of 12.5 metres.
4. All vehicles must enter and leave the loading bay area in a forward direction.
5. The occupier of the supermarket must use its best endeavours to ensure that not more than one, 12.5 metre long vehicle awaiting deliveries to the supermarket is parked in Beavis Street.



6. If required by the Responsible Authority, street trees must be provided, adjacent to the land's Glen Huntly Road, Beavis Street and Orrong Road frontages at the owners cost, to the satisfaction of the Responsible Authority.
7. The layout of the site and size, design and location of buildings and works and uses as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority. This does not apply to the exemptions specified in Clause 62 of the Glen Eira Planning Scheme.
8. Before the commencement of buildings and works, a detailed Landscape Plan to the satisfaction of the Responsible Authority must be submitted to, and approved by the Responsible Authority. When the Landscape Plan is approved, it will become an endorsed plan forming part of this Permit. The Landscape Plan must incorporate:
  - (a) A survey, including botanical names, of all existing vegetation to be retained.
  - (b) Buildings and trees (including botanical names) on neighbouring properties within 3 metres of the boundary.
  - (c) A planting schedule of all proposed vegetation including botanical names; common names; pot sizes; sizes at maturity; quantities of each plant; and details of surface finishes of pathways and driveways.
  - (d) Landscaping and planting within the relevant communal open space areas of the site and planters in private spaces used for limiting views.
  - (e) Advanced trees (minimum 3.0 metres tall when planted unless otherwise agreed to in writing by the Responsible Authority) in the following areas:
    - (i) Orrong Road setback; x2 trees
    - (ii) Beavis Street setback; x2 trees
    - (iii) Street tree planting (if required by the Responsible Authority).

or 4 trees in locations to the satisfaction of the Responsible Authority.

Trees are not to be sited over easements. All species selected must be to the satisfaction of the Responsible Authority.

9. The landscaping as shown on the endorsed Landscape Plan must be carried out and completed to the satisfaction of the Responsible Authority before the occupation of the development and/or the commencement of the use or at such later date as is approved by the Responsible Authority in writing.
10. The landscaping as shown the endorsed Landscape Plan must be maintained, and any dead, diseased or damaged plant replaced in accordance with the landscaping plan to the satisfaction of the Responsible Authority.
11. The proposed works must not cause any damage to any existing street trees. Root pruning of this tree must be carried out to the satisfaction of the Responsible Authority prior to the construction of the crossover/works.
12. Prior to the commencement of the buildings and works (including demolition), a tree protection fence must be erected around the street trees in Beavis Street and at a radius of 2.0 metres from the base of the trunks to define a 'tree protection zone'. Temporary fencing is to be used as per AS 4870-2009 section 4.3. This fence must

be constructed of star pickets and chain mesh (or similar) to the satisfaction of the Responsible Authority. The tree protection fence must remain in place until the construction within the tree protection zone is required. The tree protection zone for that component of the development not required for construction must remain fenced until construction is complete. No vehicular or pedestrian access, trenching or soil excavation is to occur within the tree protection zone. No storage or dumping of tools, equipment or waste is to occur within the tree protection zone.

13. The ground surface of the tree protection zone must be covered by a protective 100mm deep layer of mulch prior to the development commencing and be watered regularly to the satisfaction of the Responsible Authority.

Above ground canopy TPZ (Tree Protection Zone) to be adopted. No works, structures or machinery will come within 1m of the trees crown/canopy as per AS 4870-2009 section 3.3.6. Tree Protection Zone (TPZ) fencing must be adopted to protect the street tree's trunk. Set at edge of TPZ on all sides (Finishing at paved surfaces). Temporary fencing to be used as per AS 4870-2009 section 4.3. Hand excavate any area within 1.5m of the Tree Protection Zone (TPZ). If roots over 40mm are found, Park Services are to be notified and further inspections will be carried out. Ground protection is to be used if temporary access for machinery is required within the Tree Protection Zone (TPZ). Strapped rumble boards are to be used within TPZ to limit ground compaction as per AS 4870-2009 section 4.5.3.

14. Car spaces provided on site are to be provided and allocated at the following minimum rates:

- 1 and 2 bedroom dwellings – 1 car space per dwelling.
- 3 or more bedroom dwellings – 2 car spaces per dwelling.
- Visitors (residential) – 1 car space per 5 dwellings.
- Supermarket – 5 car spaces per 100 square metres of leasable floor area.

15. Before the development commences, a car parking management plan prepared by an appropriately qualified traffic consultant must be submitted to and approved by the Responsible Authority. When approved, the car parking management plan will be endorsed and form part of this permit. The car parking management plan must address, but is not necessarily limited to, the following:

- (a) The allocation of car spaces for staff, residents, residential visitors and supermarket customers;
- (b) How the car park will be shared between the above users;
- (c) The areas set aside for car parking, must be made available for use free of charge to employees and visitors at all times when the use is in operation and must not be used for any other purpose; &
- (d) Management of vehicles entering and exiting the site (having regard to the separate accessways proposed).

16. Areas set aside for the parking of vehicles and access lanes as shown on the endorsed plan(s) must be:

- (a) constructed;

- (b) properly formed to such levels that they can be used in accordance with the plans;
- (c) surfaced with an all-weather sealcoat;
- (d) drained;
- (e) line-marked to indicate each car space and all access lanes;
- (f) clearly marked to show the direction of traffic along the access lanes and driveways;

to the satisfaction of the Responsible Authority. Car spaces, access lanes and driveways shown on the endorsed plans must not be used for any other purpose.

17. Prior to the completion of the basement floor construction, written confirmation by a Licensed Land Surveyor must be provided to the Responsible Authority verifying that the basement floor has been constructed in accordance with the endorsed plans (prior to the construction of the levels above being commenced).
18. Prior to the completion of the ramp to the basement, written confirmation by a Licensed Land Surveyor must be provided to the Responsible Authority verifying that the basement ramp has been constructed in accordance with the endorsed plans.
19. Vehicular crossing(s) must be constructed to the road to suit the proposed driveway(s) to the satisfaction of the Responsible Authority and any existing crossing or crossing opening must be removed and replaced with footpath, naturestrip and kerb and channel to the satisfaction of the Responsible Authority.
20. All disused or redundant vehicle crossings must be removed and the area re-instated with footpath, naturestrip and kerb and channel to the satisfaction of the Responsible Authority.
21. Before the development is occupied, the provision and design of bicycle parking facilities must comply with Clause 52.34 of the Glen Eira Planning Scheme and AS2890.3-1993 (including the type, location, layout, access paths, signage) or otherwise to the satisfaction of the Responsible Authority. This includes the provision of showers and change rooms when required by Clause 52.34.
22. The hours for delivery of goods and removal of waste from the site shall not occur outside the hours 6am to 10 pm without the further written consent of the Responsible Authority.
23. Before the use commences A Green Travel Plan (GTP) for the residential component of the development is to be prepared and submitted to the Responsible Authority for approval. The plan must be prepared by a suitably qualified person and must encourage the use of non-private vehicle transport modes by the occupiers of the dwellings. The plan must include, but not limited to the following:
  - (a) A description of the location in the context of alternative modes of transport, including walking, cycling and objectives for the Green Travel Plan;
  - (b) Outline Green Travel Plan measures for the development including but not limited to:



- (i) Household welcome packs – train and bus timetables relevant to the local area must be included in the pack of information provided to purchasers upon a purchaser's occupation of an apartment;
    - (ii) Bicycle parking and facilities available on the land;
    - (iii) Local walking paths and networks to key destinations;
    - (iv) A plan showing the bicycle parking areas to be provided for use by residents
    - (v) Monitoring and review; and
  - (c) The Green Travel Plan must not be amended without written consent of the Responsible Authority.
  - (d) Once approved the Green Travel Plan must form part of the planning permit and any ongoing Management Plan for the land to ensure the Green Travel Plan continues to be implemented by residents/owners to the satisfaction of the Responsible Authority.
24. Disabled access to the building must be provided to the satisfaction of the Responsible Authority in accordance with AS1428 and all relevant parts.
25. Prior to the commencement of any site works including demolition and excavation, the owner must submit a Construction Management Plan to the Responsible Authority for approval. No works including demolition and excavation are permitted to occur until the Plan has been approved in writing by the Responsible Authority. Once approved, the Construction Management Plan will be endorsed to form part of this permit and must be implemented to the satisfaction of the Responsible Authority. The Plan must be to the satisfaction of the Responsible Authority and must provide details of the following:
- (a) Delivery and unloading points and expected frequency;
  - (b) A liaison officer for contact by owners / residents and the Responsible Authority in the event of relevant queries or problems experienced;
  - (c) An outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
  - (d) Any requirements outlined within this permit as required by the relevant referral authorities;
  - (e) Hours for construction activity in accordance with any other condition of this permit;
  - (f) Measures to control noise, dust, water and sediment laden runoff;
  - (g) Measures to ensure that sub-contractors/tradespersons operating on the site are aware of the contents of the Construction Management Plan;
  - (h) Any construction lighting to be baffled to minimise intrusion on adjoining lots.
26. Prior to the occupation of the approved development, the owner/permit holder must prepare and have approved in writing by the Responsible Authority a Waste Management Plan (WMP) for the site with respect to the collection and disposal of waste and recyclables associated with the proposed uses on the site to the satisfaction of the Responsible Authority. The WMP must provide for the following:

- (a) The collection of waste associated with the uses on the land, including the provision of bulk waste collection bins or approved alternative, recycling bins, the storage of other refuse and solid wastes in bins or receptacles within suitable screened and accessible areas to the satisfaction of the Responsible Authority. Commercial waste bins being placed or allowed to remain not in view of the public, and receptacles not emitting any adverse odours.
- (b) Designation of methods of collection including the need to provide for private services or utilisation of council services. If private collection is used, this method must incorporate recycling services and must comply with the relevant EPA noise guideline relating to the time of collection.
- (c) Appropriate areas of bin storage on site and areas of waste bin storage on collection days.
- (d) Details for best practice waste management once operating.

Once approved the WMP will be endorsed to form part of this permit and must be complied with to the satisfaction of the Responsible Authority and must not be varied except with the written approval of the Responsible Authority.

- 27. No plant, equipment, services and substations other than those shown on the endorsed plans are permitted without the prior written consent of the Responsible Authority.
- 28. Any modification to existing infrastructure and services within the road reservation (including, but not restricted to, electricity supply, telecommunications services, gas supply, water supply, sewerage services and stormwater drainage) necessary to provide the required access to the site, must be undertaken by the applicant/developer to the satisfaction of the relevant authority. All costs associated with any such modifications must be borne by the applicant/developer.
- 29. Air conditioning units located on balconies must be screened from view and not visible from the street or adjoining properties.
- 30. Privacy screens must be in accordance with the endorsed plans, Clause 55 and must be installed prior to the occupation of the development. The privacy screens must be maintained to the satisfaction of the Responsible Authority.
- 31. All pipes, fixtures, fittings and vents servicing any building on the site must be concealed in service ducts or otherwise hidden from view to the satisfaction of the Responsible Authority.
- 32. Prior to the occupation of the development, the walls on the boundary of adjoining properties must be cleaned and finished in a manner to the satisfaction of the Responsible Authority. Painted or bagged walls must be finished to a uniform standard and unpainted or unrendered walls must have all excess mortar removed.
- 33. The amenity of the area must not be adversely affected by the use or development as a result of the:
  - (a) transport of materials, goods or commodities to or from the land; and/or
  - (b) appearance of any building, works, stored goods or materials; and/or
  - (c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil; and/or

in any other way, to the satisfaction of the Responsible Authority.

34. No external sound amplification equipment or loudspeakers are to be used for the purpose of announcements, broadcasts, playing of music or similar purpose.
35. Provision must be made on the site for letter boxes and receptacles for newspapers to the satisfaction of the Responsible Authority.
36. The Permit holder must ensure that all dwellings within the development are protected from noise associated with any on-site mechanical plant equipment, consistent with the requirements of the State Environment Protection Policy N-1.
37. The permit holder must ensure that internal noise levels of the sleeping areas of the proposed dwellings must comply with AS/NZS 2107:2000.

#### **Transport for Victoria Conditions**

38. The permit holder must take all reasonable steps to ensure that disruption to tram operations along Glen Huntly Road is kept to a minimum during the construction of the development. Foreseen disruptions to tram operations during construction, and mitigation measures, must be communicated to Yarra Trams and Transport for Victoria fourteen days (14) prior.
39. The permit holder must ensure that all track, tram and overhead and supporting infrastructure is not damaged, or that works do not cause unplanned disruption to operations. Any damage to public transport infrastructure must be rectified to the satisfaction of the Head, Transport for Victoria at the full cost to the permit holder.
40. The permit holder must take all reasonable steps to ensure that disruption to bus operations on Orrong Road is kept to a minimum during reconstruction. Foreseen disruptions to bus operations must be communicated with mitigation measures to Transport for Victoria and bus operators one (1) week prior.

#### **End Transport for Victoria Conditions**

41. This Amended Permit will expire if:
  - The development does not start within two (2) years from the date of this Permit; or
  - The development is not completed within four (4) years of the date of this Permit.

The Responsible Authority may extend the time referred to if a request is made in writing before this Permit expires or within six (6) months after the expiry date if the use/development has not commenced. If the development has commenced, the Responsible Authority may extend the time referred to if a request is made in writing within twelve (12) months of the expiry date.

---

#### **Conditions End**

---

**NOTES:** *(The following notes are for information only and do not constitute part of this permit or conditions of this permit)*

- A. The amendments specified in Condition 1 of this Permit and any additional modifications which are “necessary or consequential” are those that will be assessed

by Council when plans are lodged to satisfy that condition. Any “necessary or consequential” amendments, in addition to those required by this condition, should be specifically brought to the attention of Council for assessment.

If other modifications are proposed, they must be identified and be of a nature that an application for amendment of permit may be lodged under Section 72 of the Planning and Environment Act 1987. An amendment application is subject to the procedures set out in Section 73 of the Planning and Environment Act 1987.

- B. This Planning Permit represents the Planning approval for the use and/or development of the land. This Planning Permit does not represent the approval of other departments of Glen Eira City Council or other statutory authorities. Such approvals may be required and may be assessed on different criteria from that adopted for the approval of this Planning Permit.
- C. This Planning Permit represents the Planning approval for the development of the land. Side and rear boundary fences do not form part of this Planning approval. The approval for building on a “title boundary” enables the building to be sited precisely on the boundary (as determined by a licensed land surveyor) or within 150mm of the title boundary as per the definition in Clause 55.04-2 of the Glen Eira Planning Scheme. All matters relating to the boundary fences shall be in accordance with the provisions of the Fences Act 1968, i.e. Council will not deliberate on which option prevails but rather the permit holder and adjoining owners will need to cooperatively resolve which of the above outcomes is mutually acceptable.
- D. Residents of the dwellings allowed under this permit will not be issued Residential Parking Permits (including visitor parking permits).
- E. Any failure to comply with the conditions of this permit may result in action being taken to have an Enforcement Order made against some or all persons having an interest in the land and may result in legal action or the cancellation of this permit by the Victorian Civil and Administrative Tribunal.
- F. Nothing in the grant of this permit should be construed as granting any permission other than planning permission for the purpose described. It is the duty of the permit holder to acquaint themselves, and comply, with all other relevant legal obligations (including any obligation in relation to restrictive covenants and easements affecting the site) and to obtain other required permits, consents or approvals.
- G. Prior to the commencement of any demolition and/or building works, an Asset Protection Permit must be obtained from Council’s Engineering Services Department.
- H. The permit holder/applicant/owner must provide a copy of the Planning Permit to any appointed Building Surveyor. It is the responsibility of the permit holder/applicant/owner and the Building Surveyor to ensure that the development approved by this Permit is consistent with any Building Permit approved and that all works are consistent with the endorsed plans approved under this Planning Permit.



## BACKGROUND

Planning Permit reference GE/PP-27622/2015 was issued at the direction of the Victorian Civil and Administrative Tribunal on 11 December 2015.

The permit allows for the 'demolition of existing dwellings and construction of buildings and works within the Heritage Overlay; construction of a multi-storey mixed use development comprising supermarket and dwellings; construction of works in association with an existing medical centre; and removal and creation of easements'.

## ISSUES AND DISCUSSION

- Zoning and policy context
- Neighbourhood character
- Height, scale and massing
- Amenity impacts
- Landscaping
- Internal amenity
- Car parking and traffic
- Other Matters

### Proposal in detail

- Number of single bedroom dwellings reduced from 55 to 34
- Number of two bedroom dwellings increased from 116 to 123
- Number of three bedroom dwellings increased from 1 to 5
- Total dwelling numbers reduced from 172 to 162
- Reduction in retail car parking numbers (inclusive of staff) from 227 to 224
- Increase in residential car parking (inclusive of visitors) from 229 to 232
- Increase in bicycle parking spaces from 128 to 149
- Basement layout alterations
- Reduction of balcony size for apartments A1.07, A1.08, A1.09
- Introduction of 166sqm communal garden
- Internal modifications to replace swimming pool with gymnasium/wellness centre
- Internal changes to dwelling layouts
- Increase in the height of the Coles lobby stairwell to reach the third floor.
- Modifications to approved landscaping.

### Referrals

#### Transport Planning

- No objections to revisions proposed however they required conditions to clarify car parking allocation. This is picked up already in the existing conditions of permit at Condition 14.

#### Landscape Officer

- No objections, proposal remains consistent with original landscaping conditions

#### Transport for Victoria

- No objections. Transport for Victoria however consolidated their three existing conditions into a single condition.

## **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

There are no financial, resource or asset management implications.

## **POLICY AND LEGISLATIVE IMPLICATIONS**

### Zoning and policy context

The subject site is located within the Commercial 1 Zone, and also includes land within the Residential Growth Zone. It is located within the Elsternwick Urban Village. The land is also in a Heritage Overlay.

The existing approval established that the development and uses are acceptable in relation to the zoning, and the building massing and positioning of the building reflects the requirements of the planning controls including its heritage context.

The current amended plans do not propose any changes which would conflict with the original assessment against policy and zone requirements as the buildings remain largely unchanged to that approved.

### Neighbourhood character

The proposed amendments to the built form are considered to be minor in nature, and would not result in any unreasonable impact with the surrounding neighbourhood.

Whilst there are alterations to the position of windows and a number of minor cosmetic changes to the external appearance, there are no changes that would impact how the building would fit in with the neighbourhood character.

Setbacks have not been reduced. Changes to the southern elevation involve minor changes to window design (although remaining broadly consistent with the original appearance), and floor heights remain consistent with the already approved development.

The northern elevation has a change at second floor level, to accommodate the revised communal amenity space (formerly the swimming pool area). Whilst of a differing finish, the proportions of the space remain the same and therefore the appearance is broadly consistent with the original approval. The alterations to the floors above (those more significantly set back from the boundary) largely result from the alteration to dwelling mix and resultant balcony changes, and do not change the appearance of the building.

The primary visual change to the western elevation is that of the increased "Coles" stairwell height, although it is considered that as a result of the position of this structure behind the medical centre and the choice of external materials, the visual impact will be minimal. It is considered that this change will not result in any impact to the neighbourhood character. The eastern elevation also does not contain any significant design changes which will impact the neighbourhood character.

It is considered that the external appearance of the building is consistent with the approved building and that the changes are acceptable within the context of the site and with respect to the existing approval.

Height, scale and massing

The amendments do not result in a change to the approved height of the building, however there is an increase in the stairwell height to “Coles”, which is located adjacent to the Medical Centre as detailed above. It is noted that this is not a sensitive interface, and that this change will not result in any additional appreciation of visual bulk or any other amenity impact to residential dwellings or areas of private open space.

The proposed amendments will also not result in changes to site coverage. Most significantly, there is a redesign of the layout of the uppermost floor. By virtue of the arrangement of the building, alterations to the uppermost floor should not be perceptible from outside the site.

Amenity impacts

The amended plans result in a change to window locations for a number of the residential dwellings. The windows are screened in accordance with ResCode requirements. It is therefore considered that the changes will not result in any adverse impact to residential amenity.

Similarly, whilst there are some external design changes, there are no new built form elements which would result in additional shadows being cast across neighbouring properties.

Landscaping

Whilst a number of changes are proposed to the landscaping arrangement throughout the site, and include the introduction of a communal garden area, all revised landscaping remains in accordance with the specific requirements of the landscaping condition on the original permit.

It is therefore considered that the revisions are acceptable in landscape terms, and that the proposed changes can be supported.

Internal amenity

Alterations to the internal layout of the approved buildings are proposed, which will alter the dwelling mix. These changes result in a reduction in the number of single bedroom dwellings by 21, an increase in the number of two bedroom dwellings by 7, and an increase of 4 three bedroom dwellings. This is considered a positive element to the amendment providing greater housing diversity particularly of larger dwellings.

In addition, it is proposed to replace the approved swimming pool area with a communal gymnasium and wellness centre area, which is considered to offer an amenity benefit to future occupants, and therefore is acceptable.

The internal changes result in some modification to dwelling floor space, and balcony sizes. Floor space for some dwellings is marginally increased and where dwellings are combined, there is a consequential benefit of increased balcony size.

There are minor reductions in balcony sizes to the lower level dwellings on the western side of the development, but it is considered that this reduction in size is marginal, and will have no discernable impact upon the amenity afforded by those balcony areas, which are generally consistent with an 8sqm minimum size.

Car Parking and Traffic

There is an overall reduction in dwelling numbers proposed and an increase in the numbers of parking spaces for the residential component of the development along with an additional increase in bicycle parking on site.

Council's Transport Engineers have indicated that the changes will not result in any additional traffic impacts and on the basis of their comments it is considered that the existing conditions on the permit are satisfactory.

Management Plan Requirements

The management plan requirements as indicated on the original permit remain and are appropriate for this development.

**COMMUNICATION AND ENGAGEMENT**1. Public Notice (Statutory)

- 172 properties notified
- 301 notices sent (owners and occupiers)
- 0 signs erected on site
- 0 objections received

2. Planning Conference (Non Statutory)

As no objections to the application were received following the public notice period, a Planning Conference was not required.

**LINK TO COUNCIL PLAN**

Liveable and Well Designed:

A well planned City that is a great place to live.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

That an Amended Planning Permit be issued.





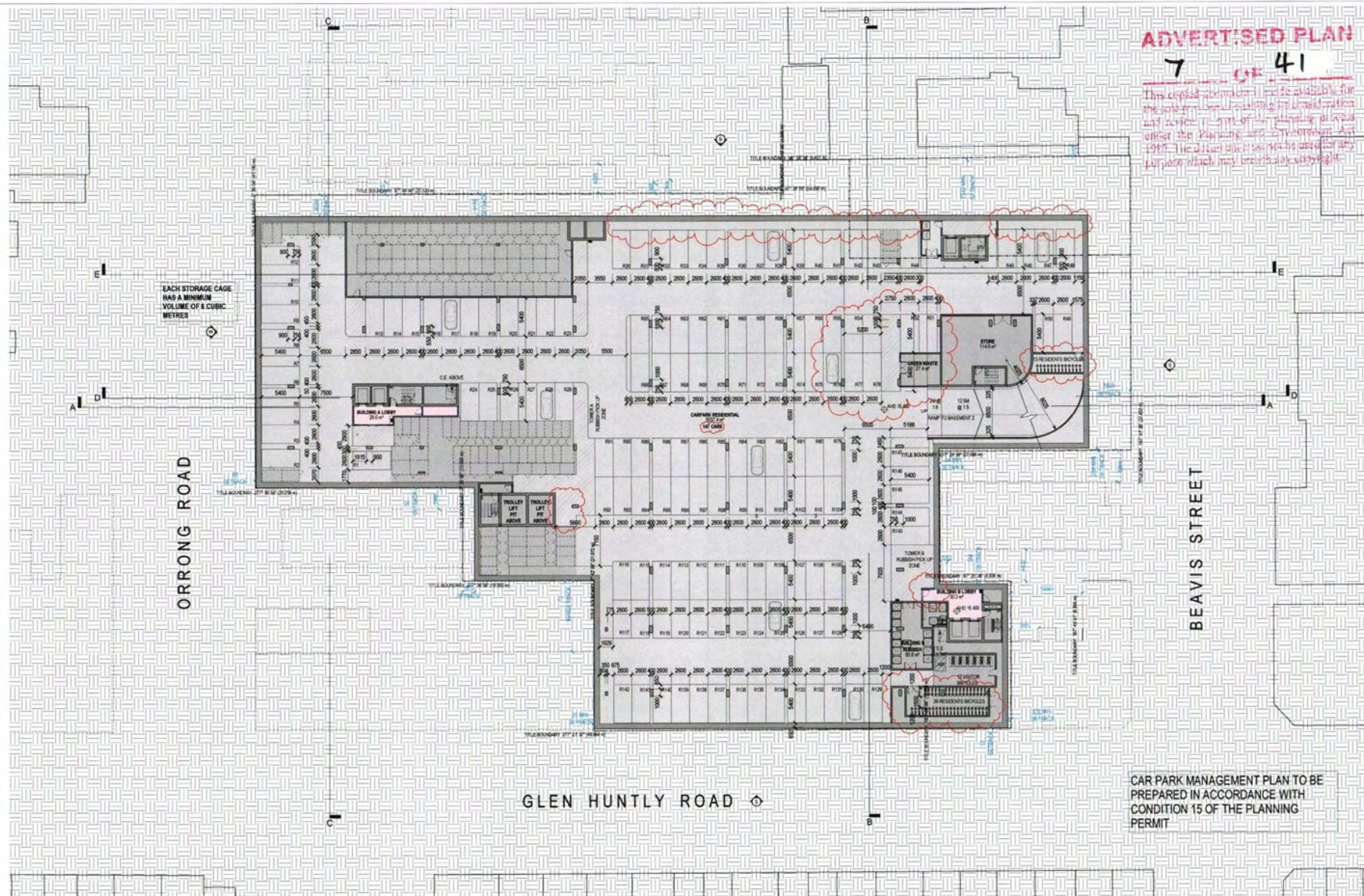




# ADVERTISED PLAN

7 OF 41

This advertised plan is made available for the sole purpose of advertising the proposed development and is not to be used for any other purpose. The plan is not to be used for any other purpose which may breach any applicable law.



CAR PARK MANAGEMENT PLAN TO BE PREPARED IN ACCORDANCE WITH CONDITION 15 OF THE PLANNING PERMIT

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11/06/2017 12:00:00 PM

## ABBREVIATIONS SCHEDULE

BSR	BOOSTER	BLK	ELECTRICITY	LE	LOOKING BAY EXIST	P.S	PRIVATE OPEN SPACE	W	WINDOW
CE	CAR PARK EXIST	FB	TABLE	M	MIS	RES	RESIDENTIAL	WS	WATER CHAIN
D	CAR PARK DRIVE	FW	FIRE HYDRANT	MECH	MECHANICAL	SP	STAR PRESSURISATION WITH	W	WATER
COM	COMB	G	GAS	ME	MECHANICAL	SPR	STAR PRESSURE RELIEF	XS	CROSS OVER
CW	COLD WATER	HL	HIGH-LEVEL WINDOW	SPR	SPRINKLER	T	TOWER		
CY	COURTYARD	LL	LOW-LEVEL WINDOW	W	WATER	TR	TYPICAL		
D	DOOR	MM	MOVABLE WINDOW	W	WATER				
		NR	NON-RESIDENTIAL WINDOW						

## REVISIONS

No.	Date	Description	By	App'd
1	10/01/2017	TOWN PLANNING SUBMISSION	TL	
2	10/01/2017	FOR SUBMISSION	TL	
3	10/01/2017	COMPLIANCE WITH PRELIMINARY	TL	
4	20/01/18	FOR ENDORSEMENT	AL	
5	24/01/18	FOR ENDORSEMENT	AL	
6	17/01/18	COUNCIL RESPONSE	AL	
7	08/02/18	COUNCIL RESPONSE	AL	
8	27/02/17	FOR ENDORSEMENT	AL	



PROJECT TITLE  
**THE MARK**  
40-42 GLEN HUNTLY ROAD  
ELECTRICITY  
DRAWING TITLE  
**BASEMENT 03**

SCALE: AS SHOWN  
**1:250**

DATE  
09/01/18

DATE  
10/01/18

DATE  
10/01/18

DATE  
10/01/18

DATE  
10/01/18

## TOWN PLANNING

PROJECT NO.  
**214056**

DATE  
09/01/18

DATE  
10/01/18

DATE  
10/01/18

DATE  
10/01/18

DATE  
10/01/18

ISSUANCE  
LEVEL 1000 GLEN HUNTLY ROAD  
SOUTH-MARK VIC 3006  
AUSTRALIA  
10/01/2018  
www.rotehman.com.au  
ACN 005 763 867

REV  
**TP01.00**

REV  
**F**

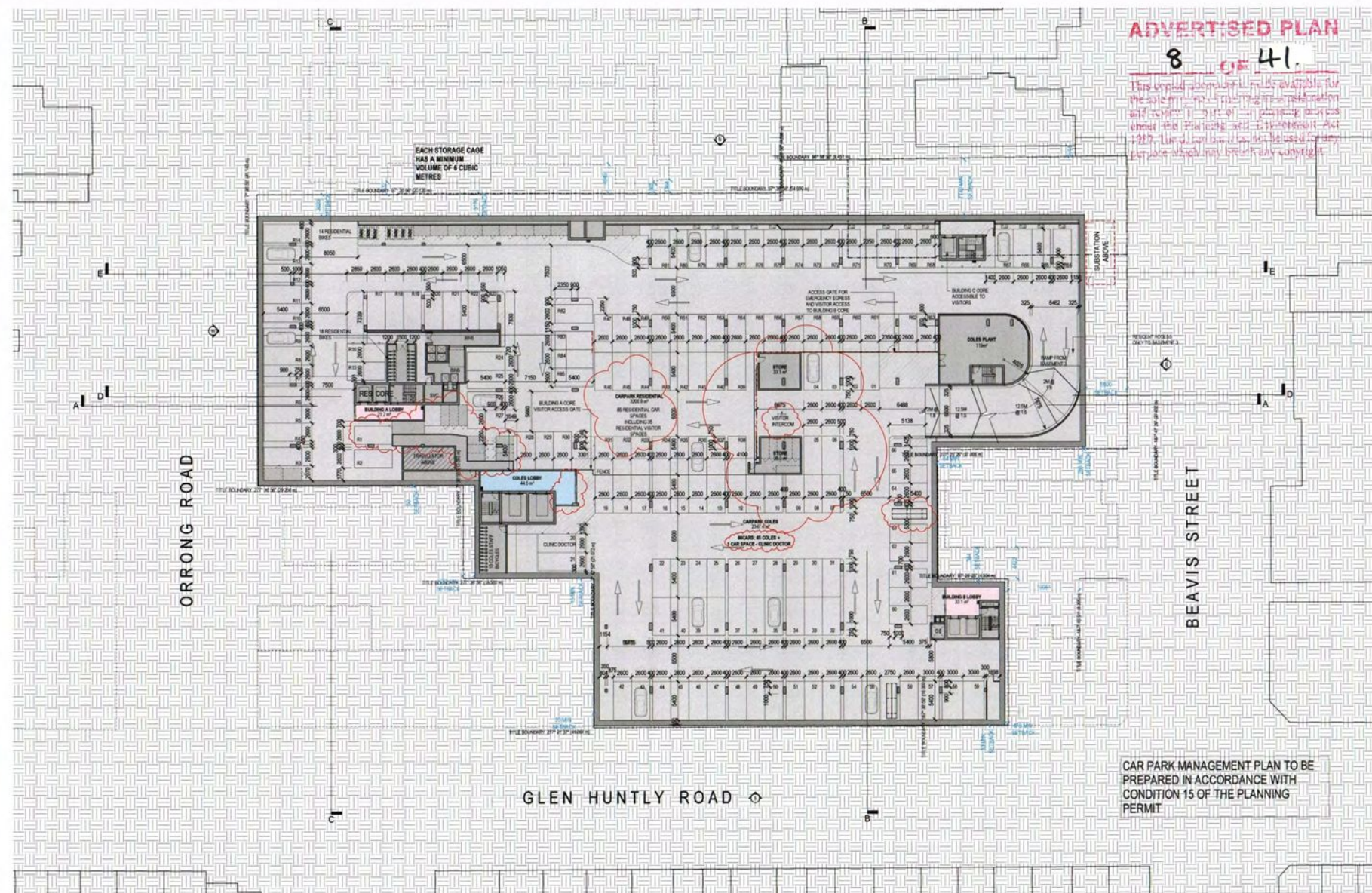
REV  
**ROTHELMAN**



# ADVERTISED PLAN

8 OF 41

This advertised plan is available for the public to view at the planning department and submit a comment on the plan about the planning and environment Act 1987. The plan is available for public inspection from 10.00am to 4.00pm on weekdays only. Please refer to the public notice for more information.



CAR PARK MANAGEMENT PLAN TO BE PREPARED IN ACCORDANCE WITH CONDITION 15 OF THE PLANNING PERMIT

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## ABBREVIATIONS SCHEDULE

BSR	BOOSTER	ELC	ELECTRICITY	LE	LOADING BAY EXHAUST	P&S	PRIVATE OPEN SPACE	W	WINDOW
CE	CAR PARK EXHAUST	FL	FLUORESCENT	M	METAL	RES	RESIDENTIAL	WS	WATER SUPPLY
CI	CAR PARK INLET	FW	FIRE WATER	MECH	MECHANICAL	SP	STAIR PRESSURISATION	WTN	WATER TREATMENT
CM	COMB	GL	GAS	MT	MECHANICAL TYPICAL	SPR	SPRINKLER	SD	SCREEN DOOR
CW	COLD WATER	HL	HIGH-LEVEL (WINDON)	SPR	SPRINKLER	SPR	SPRINKLER		
CT	COURTYARD	LL	LOW-LEVEL (WINDON)	SPR	SPRINKLER	SPR	SPRINKLER		
D	DOOR	MM	MECHANICAL MOTOR	SPR	SPRINKLER	SPR	SPRINKLER		
		MM	MECHANICAL MOTOR	SPR	SPRINKLER	SPR	SPRINKLER		

REV	DATE	DESCRIPTION	BY	CHK
A1	13/03/2015	REVISED	AL	AL
P1	14/03/2015	COMPLIANCE CONFERENCE - WITHOUT PRELUDE	AL	AL
B	20/03/15	FOR ENDORSEMENT	AL	AL
C	24/03/15	TRANSPORT PLANNING ASSESSMENT REVISIONS	AL	AL
D	17/04/15	COUNCIL REVISIONS	AL	AL
E	09/05/15	COUNCIL REVISIONS	AL	AL
F	27/06/17	1P ISSUE	AL	AL
G	12/07/17	1P ISSUE	AL	AL

**PROJECT TITLE**  
THE MARK  
80 GLEN HUNTLY ROAD, MELBOURNE  
ELECTRONIC  
DRAWING TITLE  
BASEMENT 02

SCALE: B A1  
1:250  
DATE: 12/07/17  
DRAWN BY: TP01.01  
CHKD BY: G

**TOWN PLANNING**

PROJECT NO: 214056

DATE: 12/07/17

DRAWN BY: TP01.01

CHKD BY: G

REVISION: 1

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REVISION: 3

REVISION: 4

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# ADVERTISED PLAN

9 OF 41

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ORRONG ROAD

BEAVIS STREET

GLEN HUNTLY ROAD

CAR PARK MANAGEMENT PLAN TO BE PREPARED IN ACCORDANCE WITH CONDITION 15 OF THE PLANNING PERMIT

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## ABBREVIATIONS SCHEDULE

WATER	BOOSTER	ELEC	ELECTRICITY	LE	LOADING BAY EXHAUST	P.O.S	PRIVATE OPEN SPACE	W	WINDON
CE	CAR PARK EXHAUST	F	FEMALE	ME	METRIC	RES	RESIDENTIAL	W	WATER GARDEN
G	CAMPUS ROAD	PH	FIRE HYDRANT	MECH	METRIC	SP	STAR PRESURISATION	W	WATER
CM	COMMS	G	GAS	MFP	METROPOLITAN FIRE	SPR	STAR PRES RELIEF	W	WATER
CP	COLD WATER	HL	HIGH LEVEL WINDON	SPR	STAR PRES RELIEF	SPR	STAR PRES RELIEF	W	WATER
CY	COURTYARD	IN	IN	W	W	T	TERRACE	W	WATER
D	DOOR	NON	NON-HABITABLE WINDON	W	W	TYP	TYPICAL	W	WATER

## REVISIONS

No.	Date	Description	By	App'd
1	20/10/16	FOR ENCLOSURE	AE	AE
2	24/10/16	TRANSPORT PLANNING ASSESSMENT REVISIONS	AE	AE
3	17/11/16	COUNCIL RE RESPONSE	AE	AE
4	08/12/16	COUNCIL RE RESPONSE	AE	AE
5	12/02/17	TP ISSUE	AE	AE
6	12/02/17	TP ISSUE	AE	AE
7	12/02/17	TP ISSUE	AE	AE
8	12/02/17	TP ISSUE	AE	AE
9	12/02/17	TP ISSUE	AE	AE
10	12/02/17	TP ISSUE	AE	AE

## PROJECT TITLE

THE MARK  
400-500 BEAVIS STREET  
+3 BEAVIS STREET  
STURBOROUGH

BASEMENT 01

## SCALE @ A1

1:250  
DATE: 04/09/14  
DRAWN BY: TL  
REV: J

## PROJECT No.

214056  
DATE: 04/09/14  
DRAWN BY: TL  
REV: J

## BRISBANE

LEVEL 100 BOUNDARY STREET  
SOUTH BRISBANE QLD 4001  
AUSTRALIA  
1 07 558 1330  
www.rothelmann.com.au

## MELBOURNE

LEVEL 100 BOUNDARY STREET  
SOUTH MELBOURNE VIC 3006  
AUSTRALIA  
1 03 558 1330  
www.rothelmann.com.au

TP01.02

J

ROTHELMANN







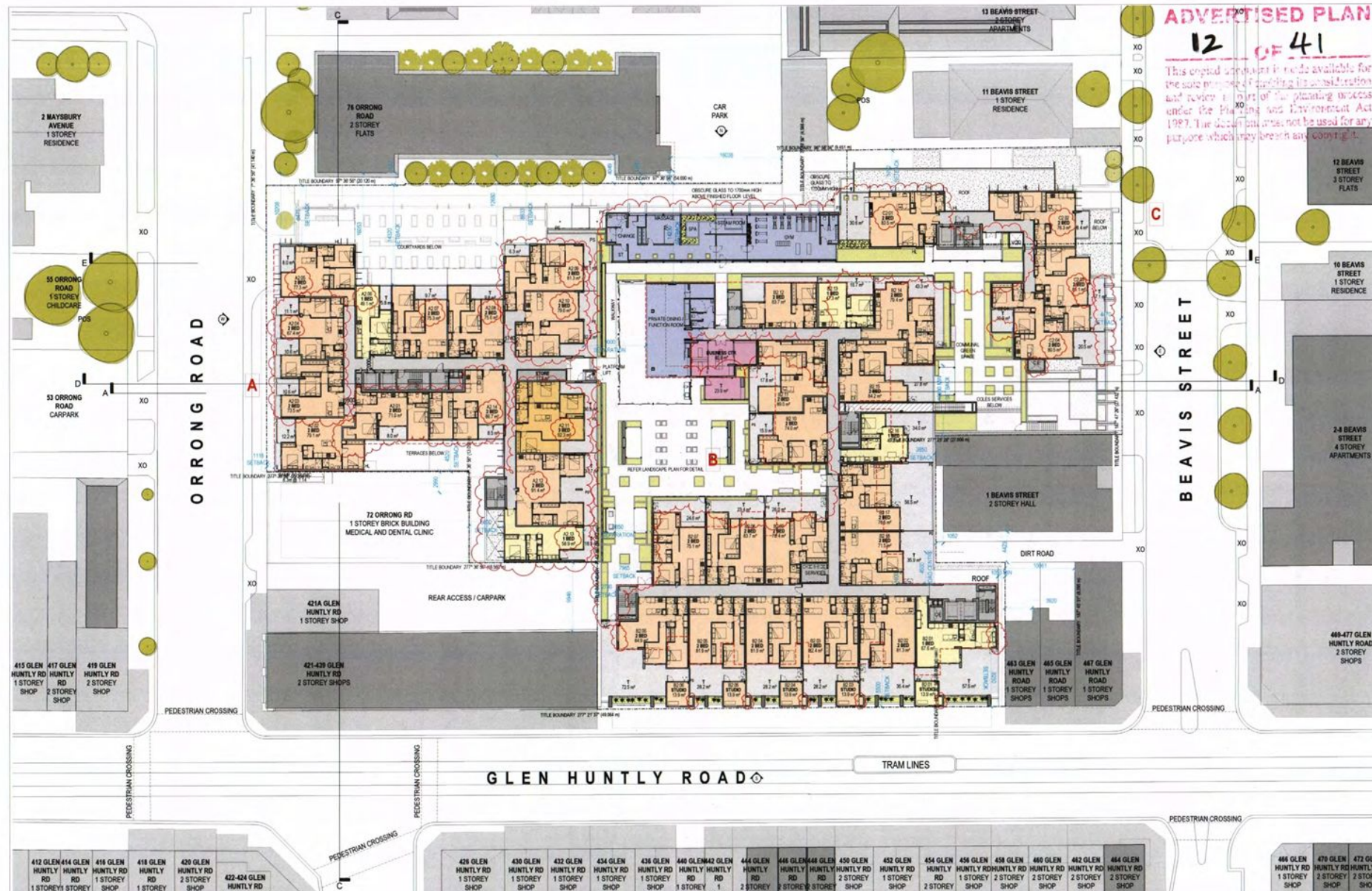




# ADVERTISED PLAN

12 OF 41

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1 STOREY SHOP

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11/08/2017 2:12 PM

ABBREVIATIONS SCHEDULE

WTR	BOOSTER	ELUC	ELECTRICITY	LE	LOADING BAY EXHAUST	P.B.S	PRIVATE OPEN SPACE	W	WINDOW
C	CAR PARK EXHAUST	F	FEMALE	M	MULL	RES	RESIDENTIAL	W	WATER GARDEN
O	CAR PARK ROOF	P	PARKING	N	NORTH	SP	STAIR PRESSURISATION	WTR	WATER
CH	COMB	G	GAS	MPS	METROPOLITAN FIRE	SPR	STAIR PRESS RELIEF	RD	CROSS OVER
CV	COLD WATER	NL	NORTH LEVEL WINDOW	SPR	SPRINKLER	SPR	SPRINKLER	RD	CROSS OVER
D	DOOR	NW	NORTH WEST	WTR	WATER	T	TERRACE	RD	CROSS OVER
		NW	NORTH WEST	WTR	WATER	TYP	TYPICAL	RD	CROSS OVER
		NW	NORTH WEST	WTR	WATER			RD	CROSS OVER

412 GLEN HUNTLY RD

1 STOREY SHOP

414 GLEN HUNTLY RD

1 STOREY SHOP

416 GLEN HUNTLY RD

1 STOREY SHOP

418 GLEN HUNTLY RD

1 STOREY SHOP

420 GLEN HUNTLY RD

2 STOREY SHOP

422-424 GLEN HUNTLY RD

1 STOREY SHOP

426 GLEN HUNTLY RD

1 STOREY SHOP

430 GLEN HUNTLY RD

1 STOREY SHOP

432 GLEN HUNTLY RD

1 STOREY SHOP

434 GLEN HUNTLY RD

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436 GLEN HUNTLY RD

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462 GLEN HUNTLY RD

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464 GLEN HUNTLY RD

1 STOREY SHOP

466 GLEN HUNTLY RD

1 STOREY SHOP

470 GLEN HUNTLY RD

1 STOREY SHOP

472 GLEN HUNTLY RD

1 STOREY SHOP

REVISIONS

NO.	DATE	DESCRIPTION
1	11/08/2017	TOWN PLANNING SUBMISSION
2	18/08/2017	SUBMISSION
3	15/09/2017	COMPLAINT CONFERENCE - WITHOUT PREJUDICE
4	20/10/2017	FOR INCORPORATION
5	20/10/2017	FOR INCORPORATION
6	11/01/17	SECONDARY CONSENT
7	22/01/17	TP SCALE
8	15/01/17	TP SCALE
9	22/01/17	TP SCALE

412 GLEN HUNTLY RD

1 STOREY SHOP

414 GLEN HUNTLY RD

1 STOREY SHOP

416 GLEN HUNTLY RD

1 STOREY SHOP

418 GLEN HUNTLY RD

1 STOREY SHOP

420 GLEN HUNTLY RD

2 STOREY SHOP

422-424 GLEN HUNTLY RD

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426 GLEN HUNTLY RD

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430 GLEN HUNTLY RD

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432 GLEN HUNTLY RD

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434 GLEN HUNTLY RD

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464 GLEN HUNTLY RD

1 STOREY SHOP

466 GLEN HUNTLY RD

1 STOREY SHOP

470 GLEN HUNTLY RD

1 STOREY SHOP

472 GLEN HUNTLY RD

1 STOREY SHOP

PROJECT TITLE

THE MARK

412-414 GLEN HUNTLY RD

416-418 GLEN HUNTLY RD

420-424 GLEN HUNTLY RD

426-430 GLEN HUNTLY RD

432-436 GLEN HUNTLY RD

440-444 GLEN HUNTLY RD

446-450 GLEN HUNTLY RD

452-456 GLEN HUNTLY RD

458-460 GLEN HUNTLY RD

462-466 GLEN HUNTLY RD

470-472 GLEN HUNTLY RD

SCALE: @A1

1:250

PROJECT NO.

214056

DATE

11/08/2017

DRAWN BY

REV

DRAWING TITLE

LEVEL 2 PLAN

TP01.05

F

BRISBANE

LEVEL 2ND STREET

SOUTHERN CROSS

LEVEL 2ND STREET

MELBOURNE

LEVEL 2ND STREET

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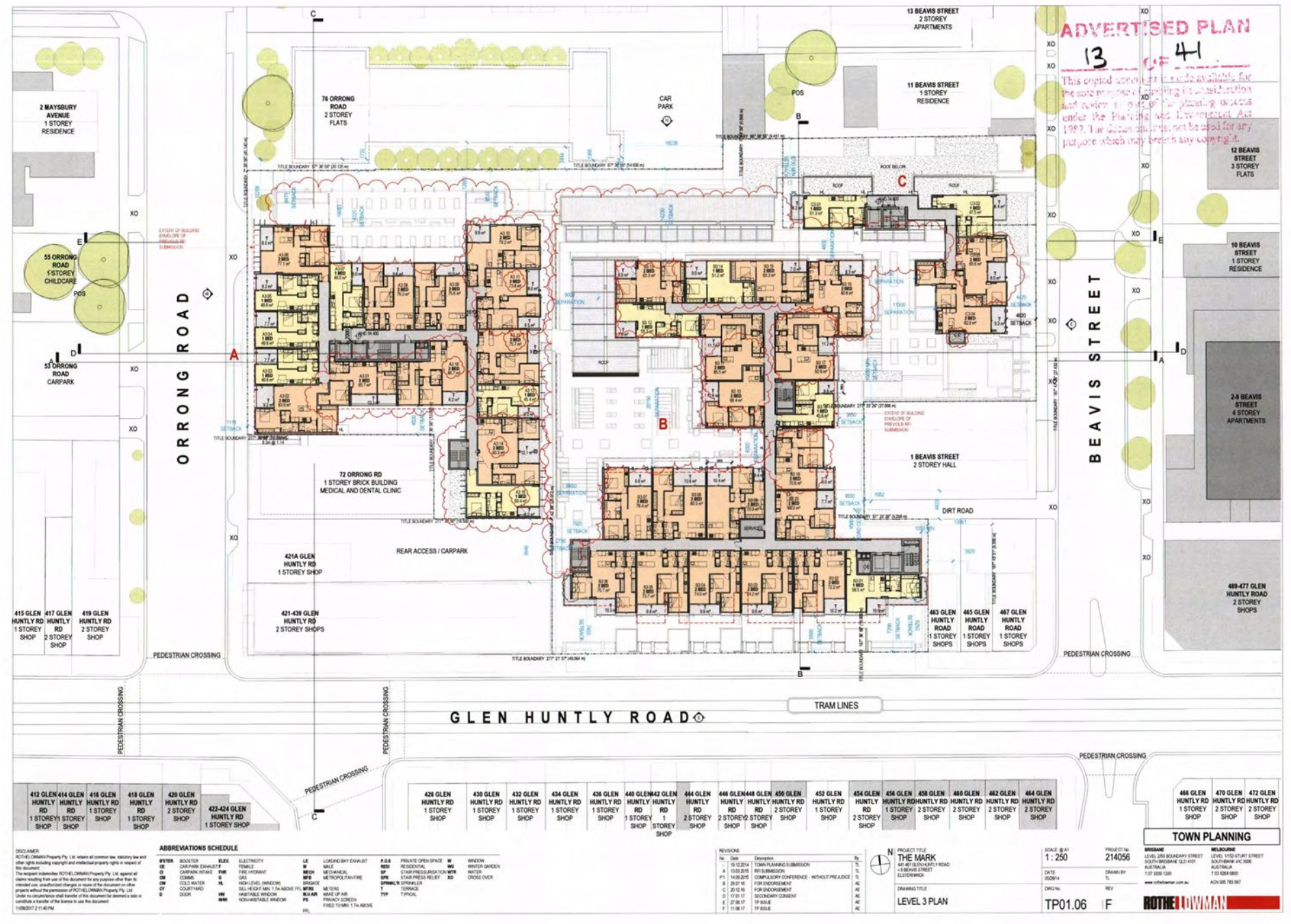
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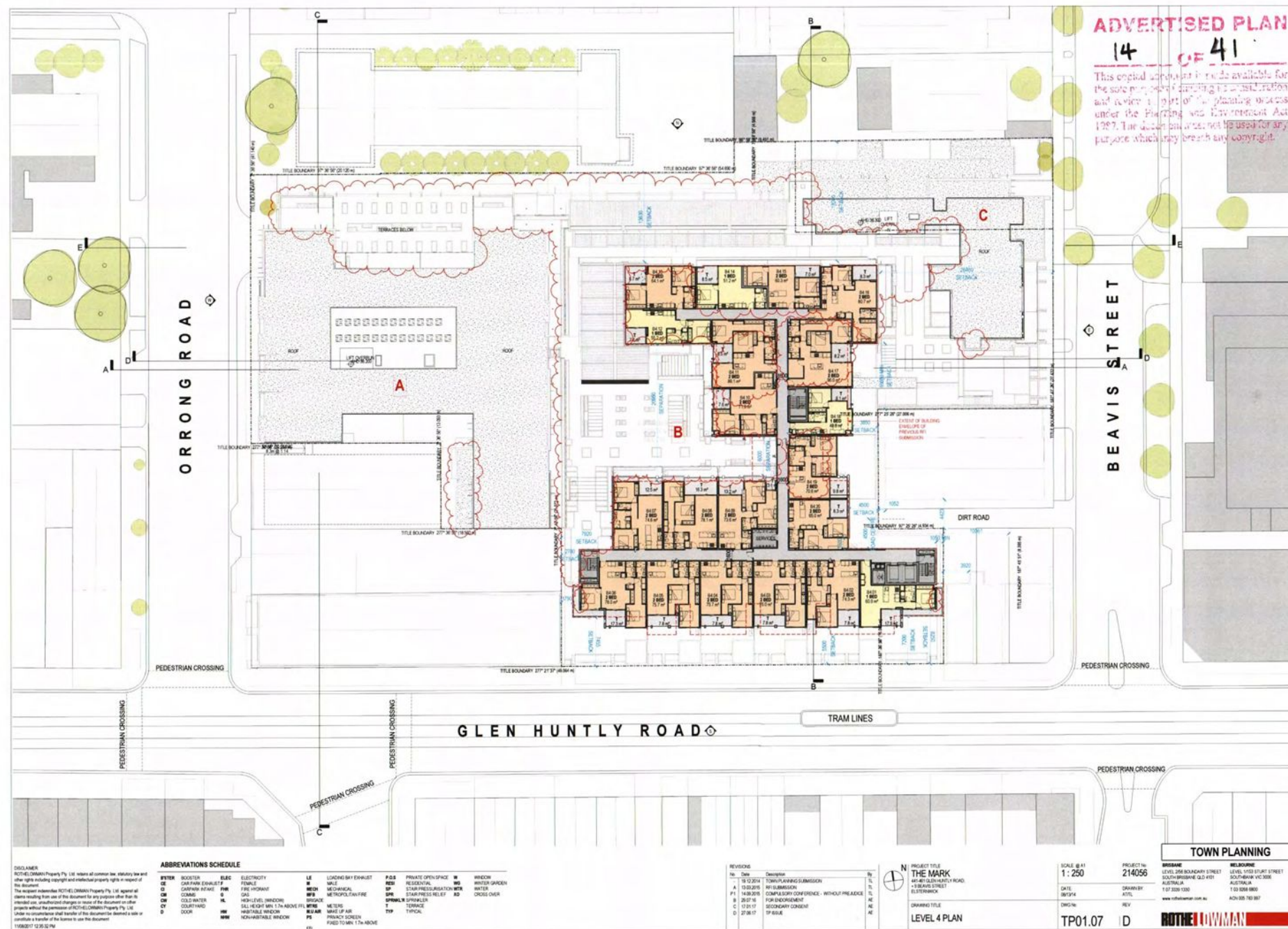




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## ABBREVIATIONS SCHEDULE

BYTER	ROOSTER	ELC	ELECTRICITY	LE	LOADING BAY EXHAUST	P.O.S	PRIVATE OPEN SPACE	W	WINDOWN
CE	CAR PARK EXHAUST	FE	FEMALE	ME	METRE	RES	RESIDENTIAL	WS	WINTER GARDEN
CD	CAR PARK RETAIN	FE	FIRE EXHAUST	MECH	METRO	SP	STAIR PRESSURE RELIEF	WTR	WINTER
CO	CORNER	G	GAS	MP	METROPOLITAN FIRE	SPR	STAIR PRESSURE RELIEF	AD	CROSS OVER
CT	CITY WATER	NL	NON LEVEL WINDOW	SPR	SPRINKLER	T	TERRACE		
CT	COURTYARD	NL	NON LEVEL WINDOW	SPR	SPRINKLER	T	TERRACE		
D	DOOR	NH	NON HABITABLE WINDOW	SPR	SPRINKLER	T	TERRACE		
		NH	NON HABITABLE WINDOW	SPR	SPRINKLER	T	TERRACE		
		NH	NON HABITABLE WINDOW	SPR	SPRINKLER	T	TERRACE		
		NH	NON HABITABLE WINDOW	SPR	SPRINKLER	T	TERRACE		
		NH	NON HABITABLE WINDOW	SPR	SPRINKLER	T	TERRACE		

REVISIONS	No.	Date	Description	No.	Date	Description
	1	18/12/2014	TOWN PLANNING SUBMISSION			
	2	19/01/2015	REVISION			
	3	14/08/2015	COMPLIANCE CONFERENCE - WITHOUT PRELIMINARY			
	4	26/07/16	FOR ENDORSEMENT			
	5	17/01/17	SECONDARY CONSENT			
	6	27/08/17	TP ISSUE			

PROJECT TITLE  
**THE MARK**  
40-42 GLEN HUNTLY ROAD  
+ BEAVIS STREET  
EASTERN VIC  
VIC 3002  
DRAWING TITLE  
**LEVEL 4 PLAN**

SCALE: @ A1  
**1:250**  
DATE: 28/07/14  
DRAWN BY: ATTL  
CHECKED BY: REV  
PROJECT NO: 214056  
DRAWING NO: TP01.07

**TOWN PLANNING**  
BROTHERS & BROTHERS  
LEVEL 400 BROADWAY STREET  
SOUTH BRISBANE QLD 4101  
AUSTRALIA  
T: 07 5555 1000  
F: 07 5555 1001  
www.brothers.com.au  
ACN 008 760 887



15 OF 41

BEAVIS STREET 6

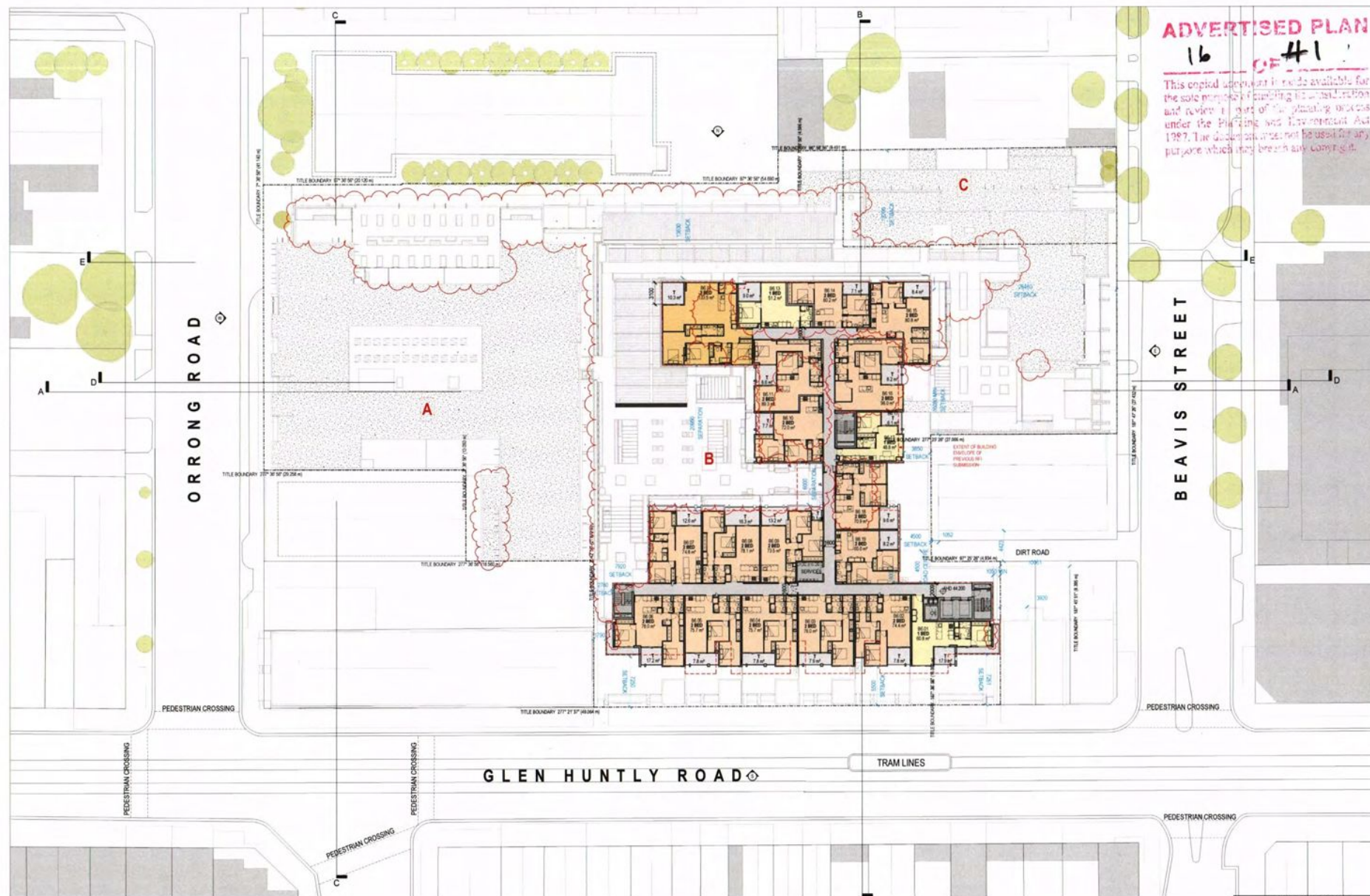


STUART STREET  
VIC 3008  
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67



16 41

BEA VIS STREET



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#### ABBREVIATIONS SCHEDULE

PFYR	BOOSTER	ELC	ELECTRIFY	LE	LOADING BAY EXHAUST	P.O.S	PRIVATE OPEN SPACE	W	WHORR
CE	GARP EXHAUST	FEMALE	W/ILE	N/A	RES	RESIDENTIAL	WU	WATER	WATER GARDEN
CA	CANISTER INTAKE	FIN	FLIR VIBRANT	W	MECH/AC	STAIR PRESSURE	WU	WATER	WATER
CM	COMME		WFO	MECH/AC	WFO	STAIR PRESSURE	WU	WATER	WATER
CW	COLD WATER	HL	HIGH-LEVEL (WHORR)	BRIDGE		SPRINKLER	WU	WATER	WATER
CO	COURTYARD		SELL HEIGHT MIN 17m ABOVE FFL	METERS		T TERRACE	WU	WATER	WATER
D	DOOR	WH	HABITABLE WINDOW	MOVE UP AIR	BLU AIR	TYP	WU	WATER	WATER
		WH	NON-HABITABLE WINDOW	PS	PRIVACY SCREEN		WU	WATER	WATER
					FIXED TO MIN 17m ABOVE		WU	WATER	WATER

## REVISIONS

No.	Date	Description	By
-	19-12-2014	TOWA PLANNING SUBMISSION	T
A	13-03-2015	RPI SUBMISSION	T
P1	14-06-2015	COMPULSORY CONFERENCE - WITHOUT PREJUDICE	A
B	26-07-16	FOR ENDORSEMENT	A
C	26-12-16	FOR ENDORSEMENT	A
D	17-01-17	SECONDARY CONSENT	A
E	27-06-17	TP ISSUE	A



	<b>PROJECT TITLE</b> <b>THE MARK</b> 445-461 GLEN HURTY ROAD • 9 BEAVIS STREET ELSTERNWICK
	<b>DRAWING TITLE</b> <b>LEVEL 6 PLAN</b>

SCALE @ A1  
1 : 250

DATE: 06/09/14

240

TP01.09

PROJECT No.  
214056

DRAWN BY  
TS.

REV

E

## TOWN PLANNING

<b>BRISBANE</b> LEVEL 256 BOUNDARY STREET SOUTH BRISBANE QLD 4101 AUSTRALIA T 67 3306 1300 <a href="http://www.ruffaloeraman.com.au">www.ruffaloeraman.com.au</a>	<b>MELBOURNE</b> LEVEL 1/450 STURT STREET SOUTHBANK VIC 3006 AUSTRALIA T 61 03 8264 0800 ACN 005 710 957
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www.coffman.com.au      AON 08 710 957

**ROTHE LOWMAN**











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No.	Date	Description	By
1	18/12/2014	TOWN PLANNING SUBMISSION	TL
A	20/07/16	FOR ENDORSEMENT	AL
B	17/11/16	COUNCIL REF RESPONSES	AL
C	27/06/17	SP ISSUE	AL

PROJECT TITLE  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
ELSTERNWICK  
DRAWING TITLE  
SOUTH ELEVATION

SCALE @ A1  
1:250  
DATE  
09/09/14  
DRAWING  
AT/SL  
DWG No.  
TP02.01  
REV  
C

TOWN PLANNING	
PROJECT No. 214056	PROJECT TITLE LEVEL 200 BOUNDARY STREET 441-461 GLEN HUNTLY ROAD + 9 BEAVIS STREET ELSTERNWICK VIC 3009 AUSTRALIA T 03 9099 8800 F 03 9099 8801 www.rothel.com.au
DATE 09/09/14	DRAWING AT/SL
DWG No. TP02.01	REV C

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No.	Date	Description	By
A	19/12/2014	TOWN PLANNING SUBMISSION	AL
B	20/07/16	FOR ENCLOSURE	AL
C	17/11/16	COUNCIL RESPONSE	AL
D	20/12/16	FOR ENCLOSURE	AL
E	27/06/17	TP ISSUE	AL

**PROJECT TITLE**  
 THE MARK  
 441-443 GLEN HUNTLY ROAD  
 - LIBRARY STREET  
 ELSTERHURST  
**DRAWING TITLE**  
 WEST ELEVATION

**SCALE** @ A1  
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**PROJECT No.**  
 214056  
**DATE**  
 06/02/14  
**DRAWN BY**  
 ATFL  
**CHKD BY**  
 REV

TOWN PLANNING	
<b>BURBANK</b> LEVEL 256 BOUNDARY STREET SOUTHBURNE VIC 3207 AUSTRALIA T 03 9594 1000 F 03 9594 1000 www.rothiecrampton.com.au	<b>MELBOURNE</b> LEVEL 150 STURT STREET SOUTHBURNE VIC 3208 AUSTRALIA T 03 9594 1000 F 03 9594 1000 www.rothiecrampton.com.au





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A	19/12/2014	TOWN PLANNING SUBMISSION	TE
B	20/12/16	FOR ENDORSEMENT	AE
C	21/12/16	FOR ENDORSEMENT	AE
D	17/12/17	SECONDARY CONSULT	AE
E	27/08/17	TP ISSUE	AE

PROJECT TITLE  
**THE MARK**  
441-481 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
ELSTERNWICK  
DRAWING TITLE  
**NORTH ELEVATION**

SCALE: @ A1  
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06/02/14  
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ATKL  
DWG No.  
TP02.03  
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TOWN PLANNING	
BRISBANE LEVEL 25M BOUNDARY STREET 15/151 BOUNDARY STREET AUSTRAILIA	MELBOURNE LEVEL 15151 STURT STREET 15/151 STURT STREET AUSTRAILIA
www.rothiedimark.com.au	404/205 780 887

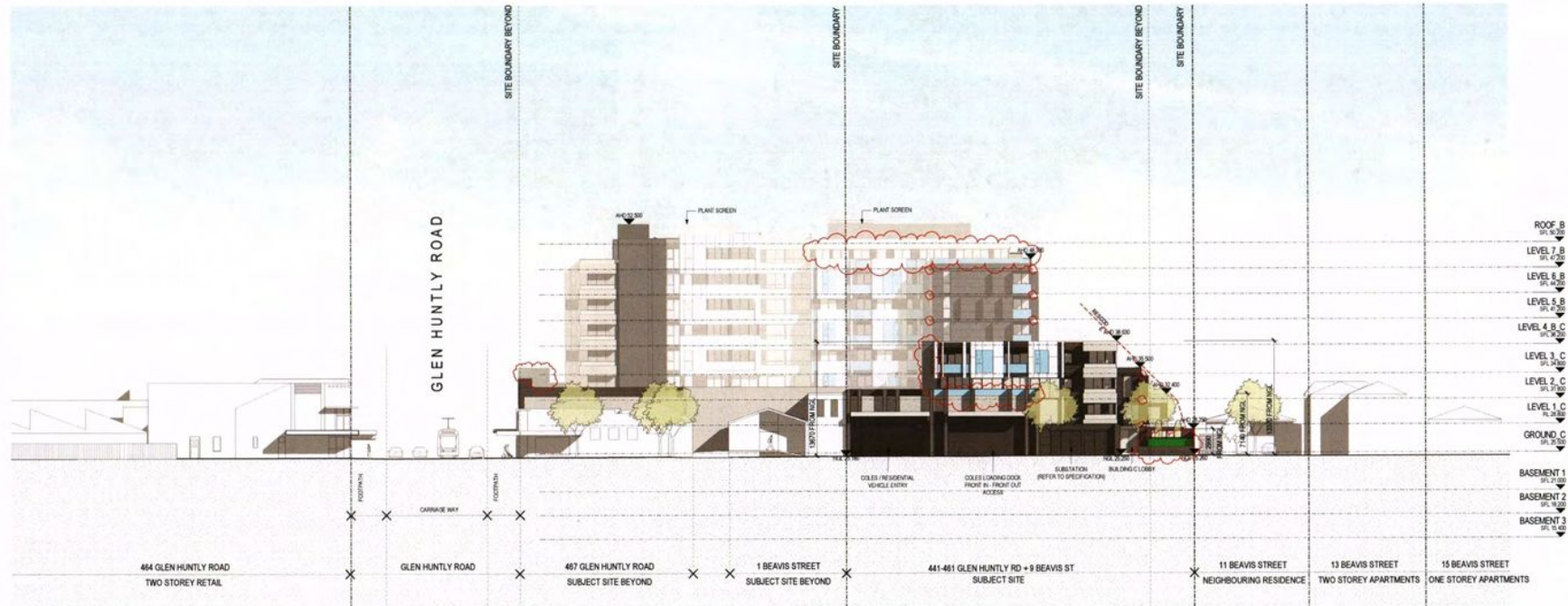
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A	28/07/16	FOR ENDORSEMENT	AL
B	17/11/16	COUNCIL 401 RESPONSES	AL
C	17/01/17	SECONDARY CONSENT	AL
D	27/08/17	TP ISSUE	AL

**PROJECT TITLE**  
THE MARK  
441-461 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
EASTERNPORT  
**DRAWING TITLE**  
EAST ELEVATION

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214056  
**DATE:**  
06/09/14  
**DWG NO:**  
TP02.04  
**DRAWN BY:**  
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**REV:**  
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TOWN PLANNING	
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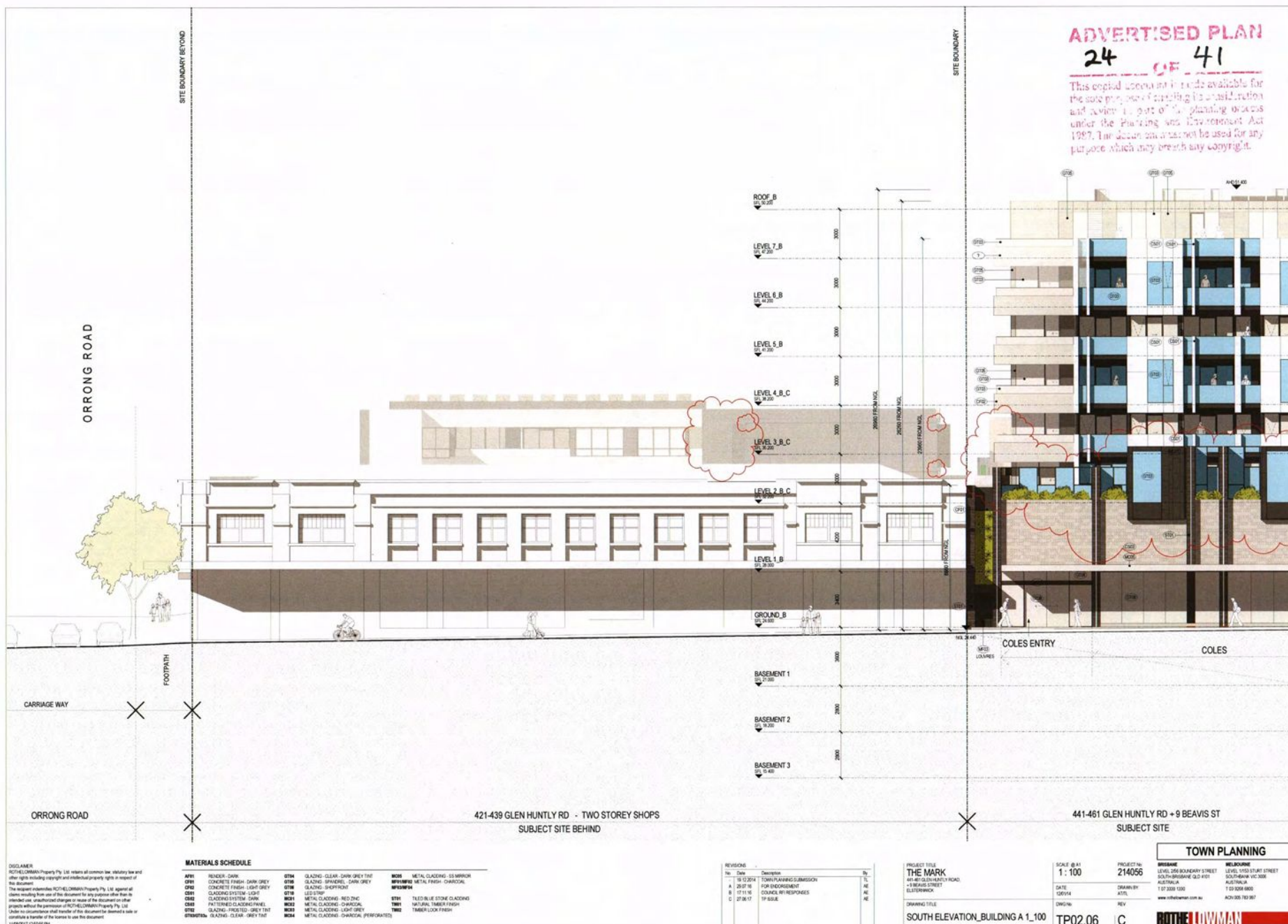
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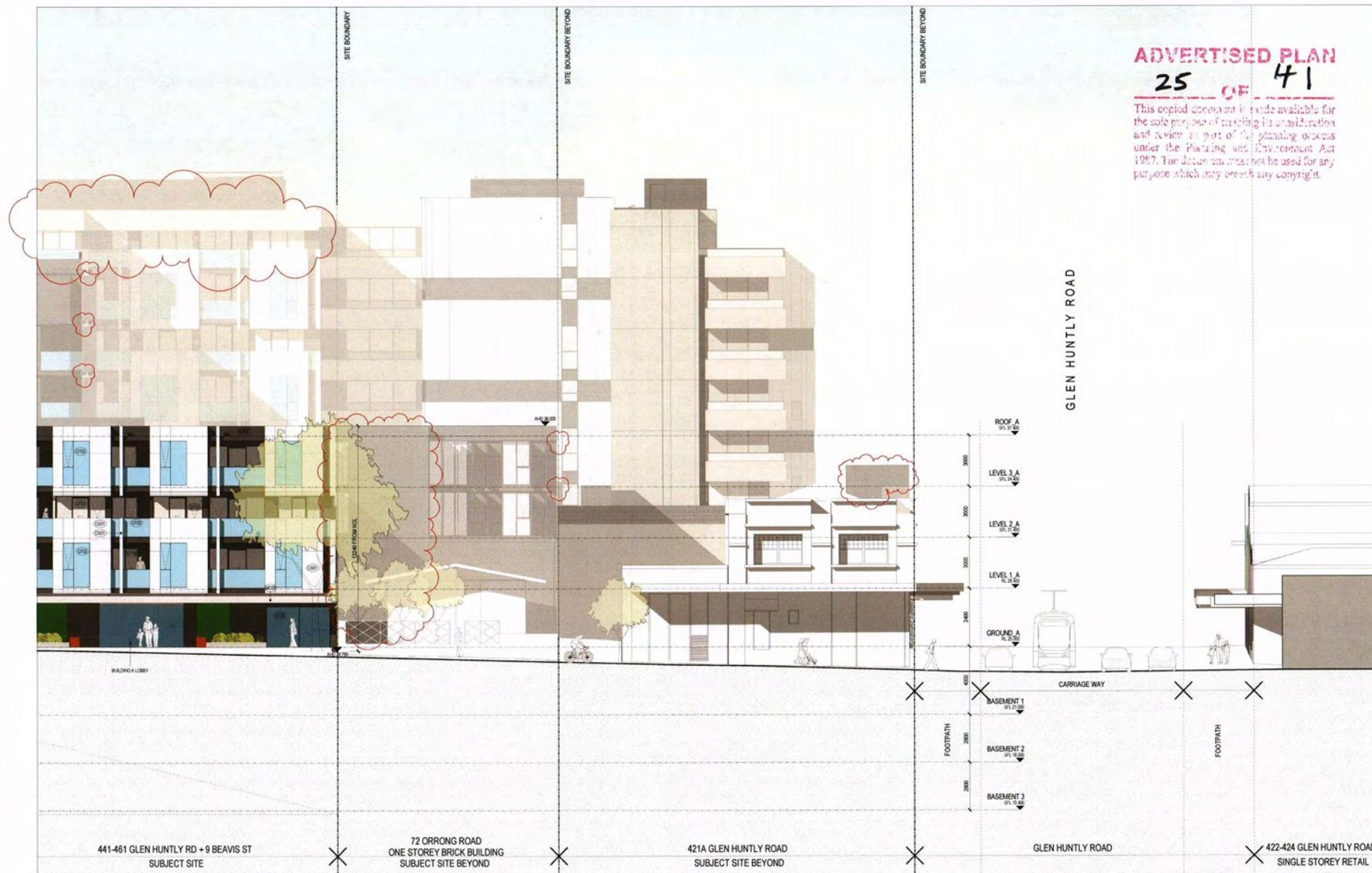


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GLEN HUNTLY ROAD



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## MATERIALS SCHEDULE

AP01	RENDER: DARK	0704	GLAZING: CLEAR, DARK GREY TINT	M005	METAL CLADDING: SS MIRROR
CP01	CONCRETE FINISH: DARK GREY	0705	GLAZING: SPARKLE, DARK GREY	M006	METAL CLADDING: METAL FINISH- CHARCOAL
CP02	CONCRETE FINISH: LIGHT GREY	0706	GLAZING: SHINY, DARK GREY	M007	METAL CLADDING: METAL FINISH- CHARCOAL
CP03	GLAZING SYSTEM: LIGHT	0707	LED STRIP	M008	METAL CLADDING: METAL FINISH- CHARCOAL
CP04	GLAZING SYSTEM: DARK	0708	METAL CLADDING: RED ZINC	M009	METAL CLADDING: METAL FINISH- CHARCOAL
CP05	PATTERNED CLADDING PANEL	0709	METAL CLADDING: CHARCOAL	M010	METAL CLADDING: METAL FINISH- CHARCOAL
0710	GLAZING: TINTED- GREY TINT	0710	METAL CLADDING: LIGHT GREY	M011	METAL CLADDING: METAL FINISH- CHARCOAL
0711	GLAZING: CLEAR- GREY TINT	0711	METAL CLADDING: CHARCOAL, PERFORATED	M012	METAL CLADDING: METAL FINISH- CHARCOAL

No.	Date	Description	By
A	19/12/2014	TOWN PLANNING SUBMISSION	AL
B	20/01/16	FOR ENCLOSURE	AL
C	17/11/16	COUNCIL REF RESPONSES	AL
D	27/08/17	FOR ENCLOSURE	AL

PROJECT TITLE  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
- LIBRARY STREET  
ELSTERNWICK  
DRAWING TITLE  
WEST ELEVATION\_BUILDING B 1\_100

SCALE @ A1  
1:100  
DATE  
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214056  
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**MATERIALS SCHEDULE**

AF01	RENDER - DARK	GT04	GLAZING - CLEAR - DARK GREY TINT	MC06	METAL CLADDING - SS MIRROR
CF01	CONCRETE FINISH - DARK GREY	GT06	GLAZING - SPARKLES - DARK GREY	MF01	METAL FINISH - CHARCOAL
CF02	CONCRETE FINISH - LIGHT GREY	GT08	GLAZING - SHOOTOUT	MF02	METAL FINISH - CHARCOAL
CS01	CLADDING SYSTEM - LIGHT	GT10	LED STRIP	ST01	TILED BLUE STONE CLADDING
CS02	CLADDING SYSTEM - DARK	MC01	METAL CLADDING - RED ZINC	TM01	NATURAL TIMBER FINISH
CS03	PATTERNED CLADDING PANEL	MC02	METAL CLADDING - CHARCOAL	TM02	TIMBER LOOK FINISH
GT01	GLAZING - INSULATED - GREY TINT	MC03	METAL CLADDING - LIGHT GREY		
GT02	GLAZING - CLEAR - GREY TINT	MC04	METAL CLADDING - CHARCOAL (PERFORATED)		

**REVISIONS**

No.	Date	Description	By
1	18/12/2014	TOWN PLANNING SUBMISSION	AL
A	20/07/16	FOR ENLIGHTENMENT	AL
B	17/11/16	COUNCIL RESPONSE	AL
C	20/12/16	FOR ENLIGHTENMENT	AL
D	27/08/17	TP ISSUE	AL

PROJECT TITLE  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
ELSTERNWICK  
DRAWING TITLE  
**WEST ELEVATION\_BUILDING A\_1\_100**

SCALE @ A1  
**1: 100**  
DATE  
10/02/14  
DRAWN BY  
ASTL  
REV  
D

PROJECT No.  
**214056**  
DRAWING No.  
**TP02.08**  
PROJECT TITLE  
**TOWN PLANNING**  
SUBJECT SITE BEYOND  
72 ORRONG ROAD  
ONE STOREY BRICK BUILDING

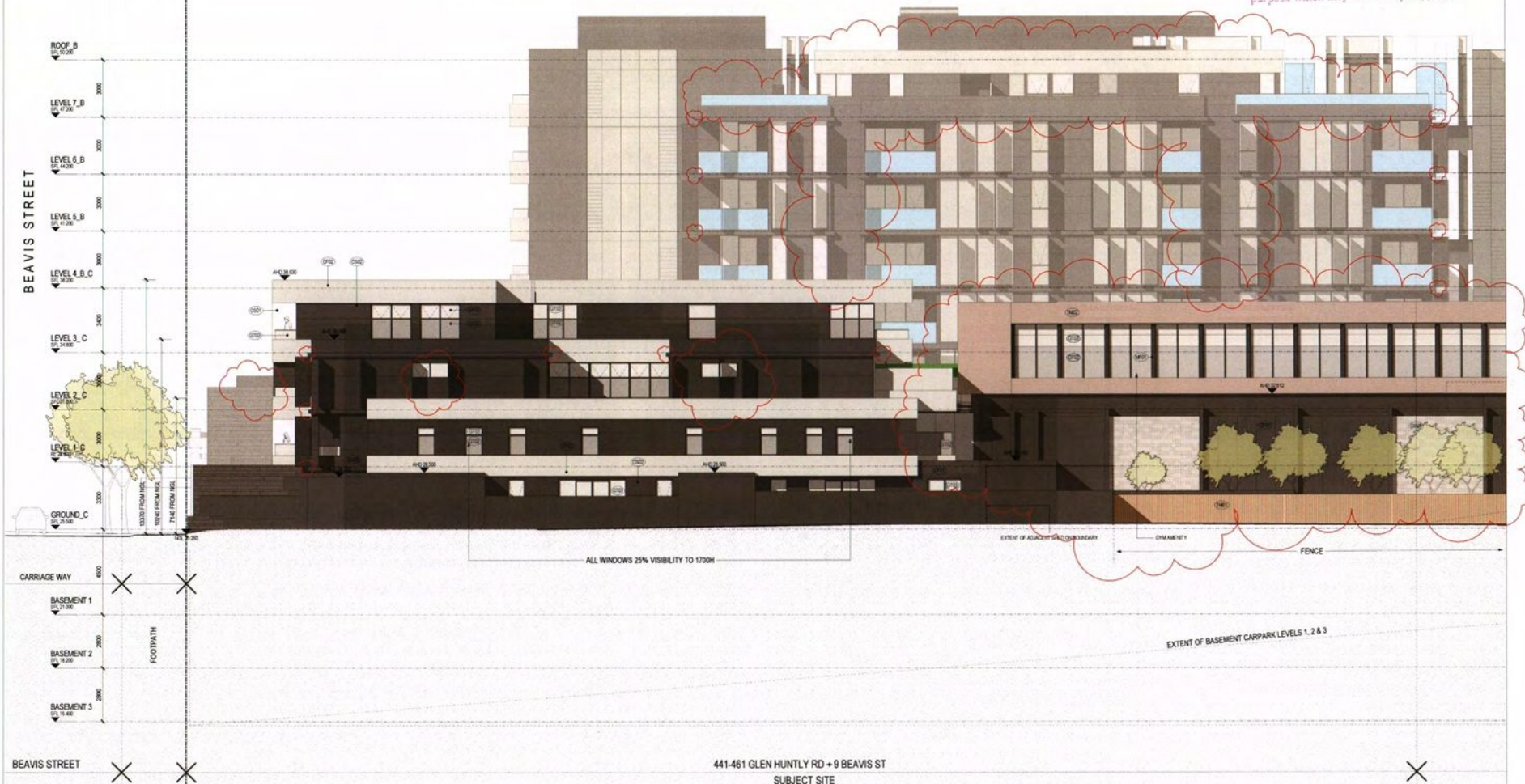




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27 OF 41

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441-461 GLEN HUNTLY RD + 9 BEAVIS ST  
SUBJECT SITE

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## MATERIALS SCHEDULE

AP01	RENDER - DARK	0704	GLAZING - CLEAR - DARK GREY TINT	M006	METAL CLADDING - SS MIRROR
CP01	CONCRETE FINISH - DARK GREY	0705	GLAZING - SPANDREL - DARK GREY	M007	METAL CLADDING - CHAMCOAL
CP02	CONCRETE FINISH - LIGHT GREY	0706	GLAZING - SHAPROOF	M008	METAL CLADDING - CHAMCOAL
CP03	GLAZING SYSTEM - LIGHT	0707	LED STRIP	M009	METAL CLADDING - CHAMCOAL
CP04	GLAZING SYSTEM - DARK	0708	METAL CLADDING - RED ZINC	M010	NATURAL TIMBER FINISH
CP05	PATTERNED GLAZING PANEL	0709	METAL CLADDING - CHAMCOAL	M011	TIMBER LOOK FINISH
CP06	GLAZING - INSULATED - GREY TINT	0710	METAL CLADDING - LIGHT GREY	M012	METAL CLADDING - CHAMCOAL (PERFORATED)
CP07	GLAZING - CLEAR - GREY TINT	0711	METAL CLADDING - CHAMCOAL		

No.	Date	Description	By
A	15/12/2014	TOWN PLANNING SUBMISSION	TL
B	13/03/2015	REVISION	TL
C	26/07/16	FOR ENDORSEMENT	AL
D	17/01/17	SECONDARY CONSENT	AL
E	27/01/17	TP ISSUE	AL

PROJECT TITLE  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
+ BEAVIS STREET  
ELSTERNWICK  
DRAWING TITLE  
**NORTH ELEVATION\_BUILDING C**  
1\_100

SCALE @ A1  
**1:100**  
DATE  
10/01/14  
DRAWN BY  
ATSL  
REV  
D

PROJECT No.  
**214056**  
DATE  
10/01/14  
DRAWN BY  
ATSL  
REV  
D  
TOWN PLANNING  
MELBOURNE  
LEVEL 100 BOUNDARY STREET  
SOUTH MELBOURNE VIC 3006  
AUSTRALIA  
T 03 9594 1000  
F 03 9594 1001  
www.rothwell.com.au  
ROTHWELL



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441-461 GLEN HUNTLY RD + 9 BEAVIS ST  
SUBJECT SITE BEHIND

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15/08/2017 1:02:03 PM

## MATERIALS SCHEDULE

MPH1	RENDER - DARK	STW4	GLAZING - CLEAR - DARK GREY TINT	MC05	METAL CLADDING - SCAMPIOR
OPH1	CONCRETE FINISH - DARK GREY	STW5	GLAZING - SPARKLE - DARK GREY	MPH005	METAL FINISH - CHARCOAL
OPH2	CONCRETE FINISH - LIGHT GREY	STW6	GLAZING - SHROUD	MPH005M	
OPH3	GLAZING SYSTEM - LIGHT	STW7	LED STRIP		
OPH4	GLAZING SYSTEM - DARK	STW8	GLAZING - RED ZINC	STW1	TILED BLUE STONE CLADDING
OPH5	PATTERNED CLADDING PANEL	MC01	METAL CLADDING - CHARCOAL	TW01	NATURAL TIMBER FINISH
OPH6	GLAZING - INSULATED - GREY TINT	MC02	METAL CLADDING - LIGHT GREY	TW02	TIMBER LOOK FINISH
OPH001M	GLAZING - CLEAR - GREY TINT	MC04	METAL CLADDING - CHARCOAL (PERFORATED)		

No.	Date	Description	By
A	19/12/2014	TOWN PLANNING SUBMISSION	SL
B	20/12/16	FOR ENDORSEMENT	AL
C	27/06/17	FOR ENDORSEMENT	AL
		TP ISSUE	

**PROJECT TITLE**  
THE MARK  
441-461 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
ELSTERNRIK  
  
**DRAWING TITLE**  
NORTH ELEVATION\_BUILDING A  
1\_100

**SCALE @ A1**  
1:100  
  
**DATE**  
10/01/14  
  
**DATE**  
10/01/14  
  
**DATE**  
10/01/14

**PROJECT NO.**  
214056  
  
**DATE**  
10/01/14  
  
**DATE**  
10/01/14

**TOWN PLANNING**  
  
**BRISBANE**  
LEVEL 206 BOUNDARY STREET  
SOUTH BRISBANE QLD 4101  
AUSTRALIA  
T 07 3339 1300  
www.rothelmark.com.au  
KCN 005 780 807  
  
**MELBOURNE**  
LEVEL 1005 STURT STREET  
SOUTH BRISBANE VIC 3006  
AUSTRALIA  
T 03 929 0800  
KCN 005 780 807

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30 of 41

DATE RECEIVED



GLEN HUNTLY ROAD

ROOF B  
SP, 90 200

1

LEVEL 7,  
SP. 4.20



LEVEL 6,  
155-160

LEVEL 5,  
100-40-70

11

**LEVEL 4**  
100-105

▼

LEVEL 3

 SpringerLEVEL 2  
1991-1992

▼

1004

LEVEL 1  
PL 28800

GROUND  
12-25-52

▼

100



TWO ST

GLEN HUNTLY ROAD

467 GLEN HUNTLY ROAD  
SUBJECT SITE BEYOND

1 BEAVIS STREET  
SUBJECT SITE BEYOND

441-461 GLEN HUNTLY RD + 9 BEAVIS ST  
SUBJECT SITE

## TOWN PLANNING

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REVISIONS		
No.	Date	Description
A	19-12-2014	TOWN PLANNING SUBMISSION
B	26-07-16	FOR ENDORSEMENT
B	17-11-16	COUNCIL RESPONSE
C	17-01-17	SECONDARY CONSENT
D	27-06-17	TP ISSUE

PROJECT TITLE  
**THE MARK**  
441-461 QUEENSLAND ROAD  
+ 9 DE LAUS STREET  
ELSTERNRIK

DRAWING TITLE  
**EAST ELEVATION BUILDING B 1:100**

SCALE: @ A1 1:100	PROJECT NO: 214056
DATE 12/01/14	DRAWN BY: AFL
DWG No TP02.12	REV D

**BREISBANE**  
LEVEL 256 BOUNDARY STREET  
SOUTH BRISBANE QLD 4101  
AUSTRALIA  
T 07 3309 1300  
[www.catholicecman.com.au](http://www.catholicecman.com.au)

**MELBOURNE**  
LEVEL 1450 STURT STREET  
SOUTH BARK VIC 3006  
AUSTRALIA  
T 03 8268 9800  
ACN 325 783 967

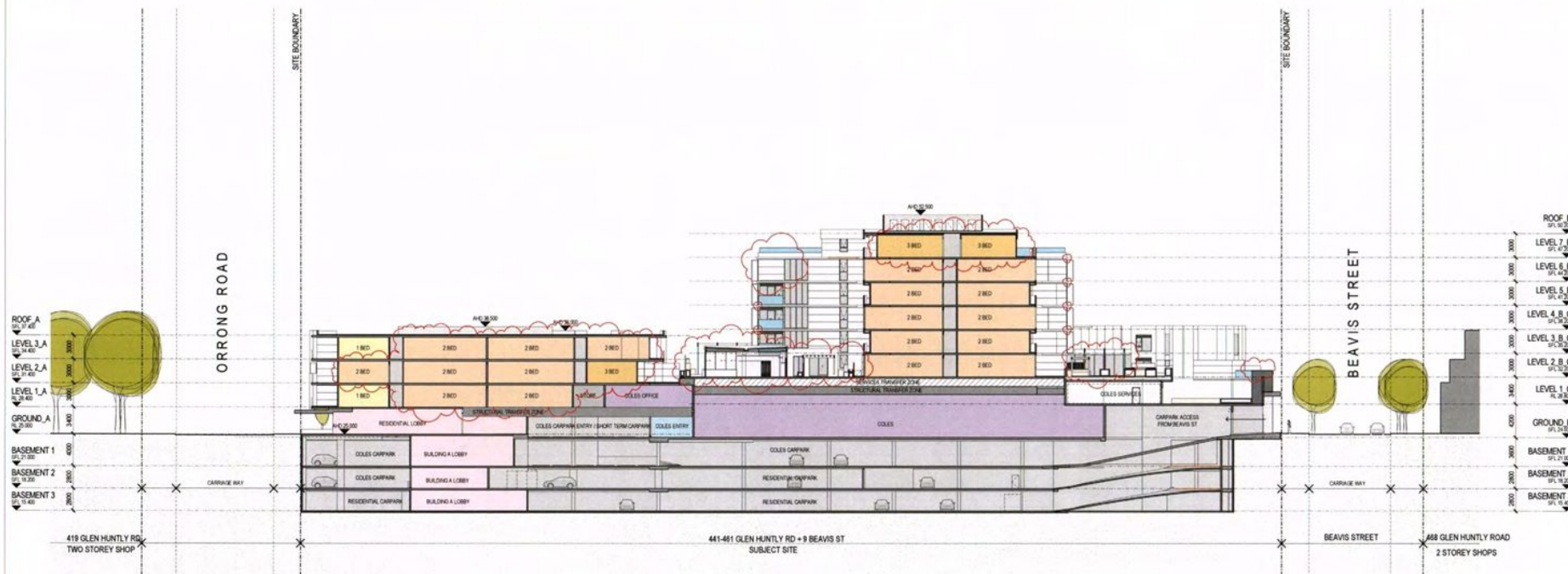
**ROTHELWILL**



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31 OF 41

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No.	Date	Description	By
P1	19/12/2014	TOWN PLANNING SUBMISSION	TL
A	16/03/2015	COMPLUSORY CONFERENCE - WITHOUT PRELIMINARY	AL
B	26/07/16	FOR ENDORSEMENT	AL
C	17/01/17	SECONDARY CONSULT	AL
D	27/08/17	TP ISSUE	AL

PROJECT TITLE  
**THE MARK**  
441-481 GLEN HUNTLY ROAD  
+ BEAVIS STREET  
ELSTERNWICK

SCALE @ A1  
**1:250**

PROJECT NO.  
**214056**

**TOWN PLANNING**  
MELBOURNE  
LEVEL 1000 BOUNDARY STREET  
SOUTHERN VIC 3008  
AUSTRALIA  
T 03 959 8800  
F 03 959 8800  
www.council.vic.gov.au  
H01/001/001/001

DATE  
04/09/14

DRAWN BY  
ATSL

DATE  
04/09/14

REV  
C

TP03.01

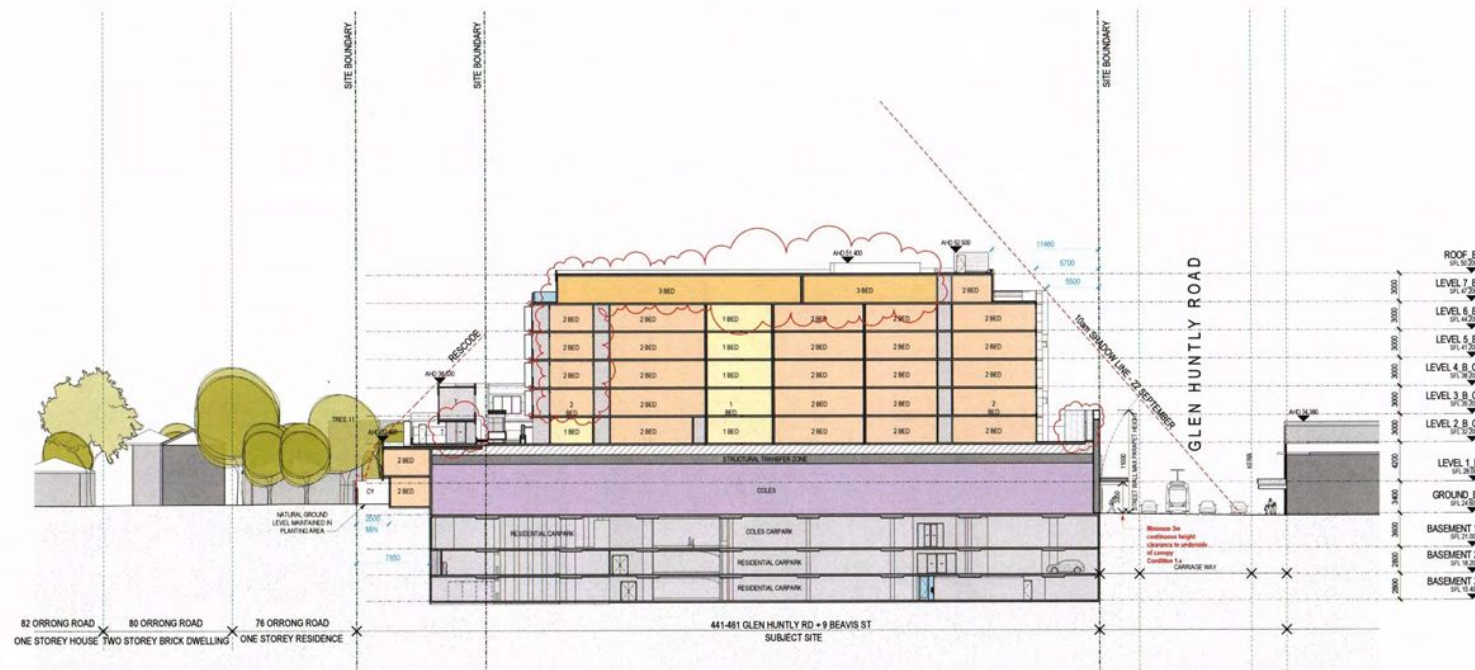
C

**ROTHES**

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No.	Date	Description	By
A	19/12/2014	TOWN PLANNING SUBMISSION	TL
B	13/03/2015	REV SUBMISSION	TL
P1	14/09/2015	COMPULSORY CONFERENCE - WITHOUT PREJUDICE	TL
B	29/07/16	FOR ENFORCEMENT	AE
C	27/08/17	TP 65.6E	AE

**PROJECT TITLE**  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
- LURKINS STREET  
- ELSTERNRIK  
**DRAWING TITLE**  
**SECTION BB**

**SCALE** @ A1  
**1:250**  
**DATE**  
06/09/14  
**DWG No.**  
TP03.02

**PROJECT No.**  
**214056**  
**DRAWN BY**  
ASTL  
**REV**  
**C**

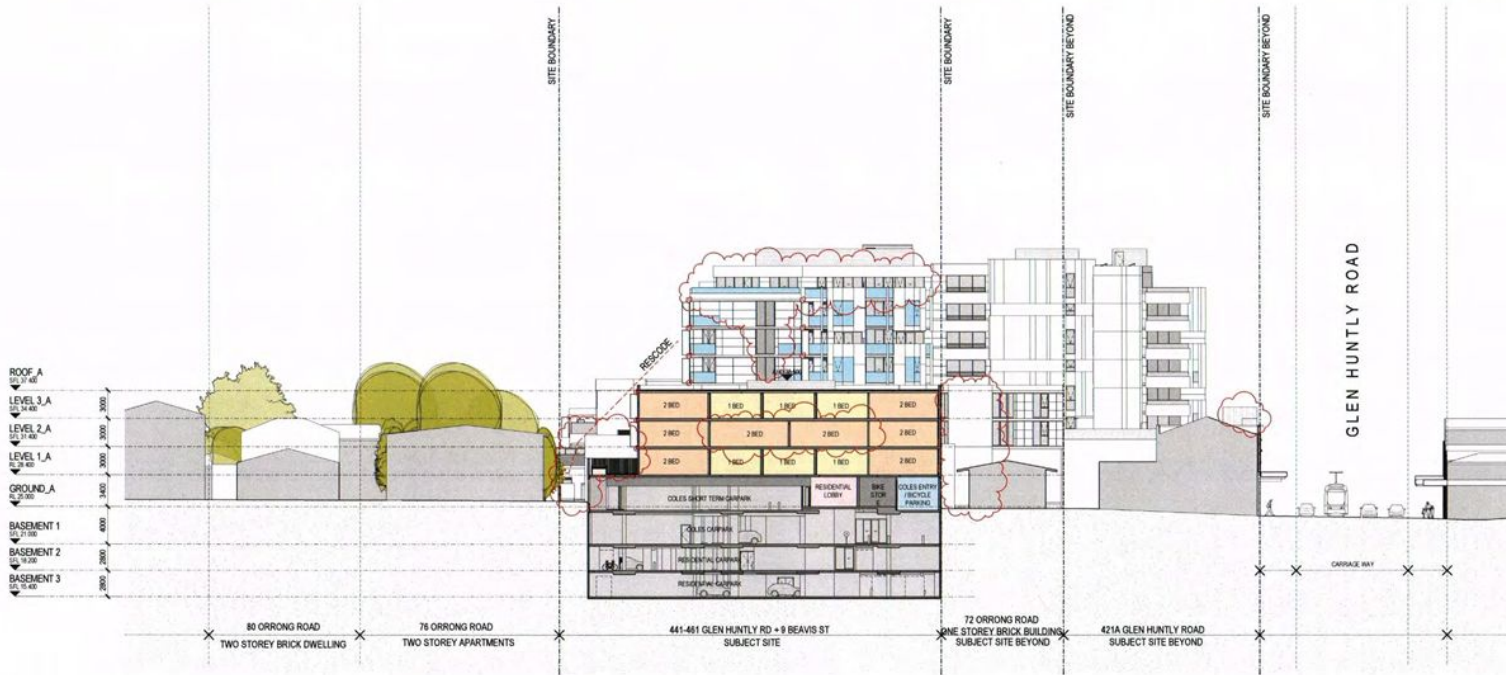
TOWN PLANNING	
<b>BREBEN</b> LEVEL 100 BOUNDARY STREET SOUTH-BREBEN QLD 4101 AUSTRALIA 1 07 358 1330 www.breben.com.au ADV 000 763 987	<b>MELBOURNE</b> LEVEL 100 STANT STREET SOUTH-BREBEN VIC 3006 AUSTRALIA 1 07 358 1330 ADV 000 763 987

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REVISIONS			
No.	Date	Description	By
A	19/12/2014	TOWN PLANNING SUBMISSION	AL
B	20/12/16	FOR ENDORSEMENT	AL
C	27/01/17	FOR ENDORSEMENT	AL

**PROJECT TITLE**  
 THE MARK  
 441-461 GLEN HUNTLY ROAD  
 + LIBRARY STREET  
 ELSTERNWICK

**SCALE @ A1**  
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**DATE**  
 06/07/14  
**DWG No.**  
 TP03.03

**PROJECT No.**  
 214056  
**DRAWN BY**  
 ASFL  
**REV**  
 C

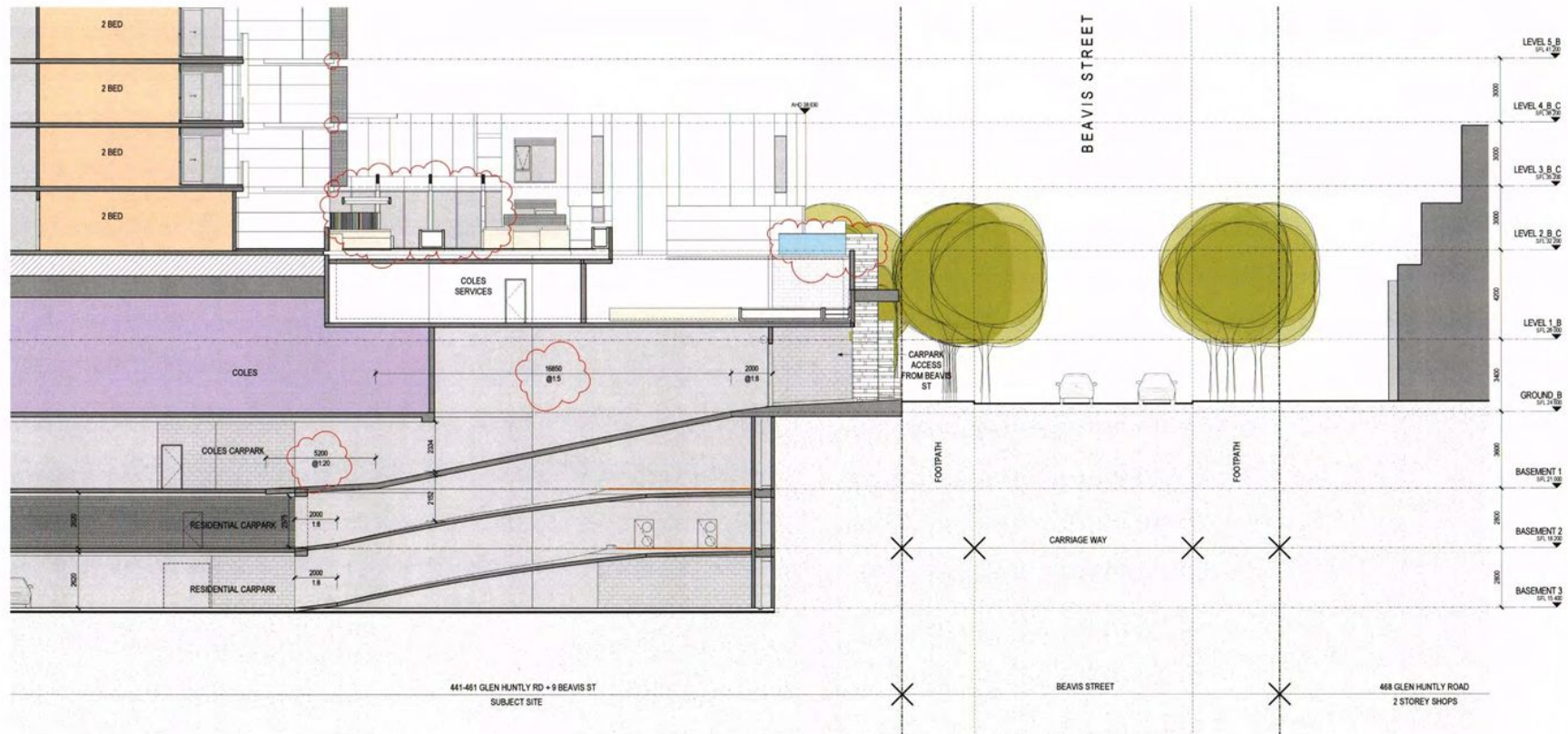
TOWN PLANNING	
<b>BRENDAN</b> LEVEL 256 BOUNDARY STREET SOUTH BRISBANE QLD 4101 AUSTRALIA 1 51 300 1200 www.rothedman.com.au	<b>NEILSON</b> LEVEL 1515 STURT STREET SOUTH BRISBANE VIC 3006 AUSTRALIA 1 51 300 1200 ACN 005 760 887



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REVISIONS		
No.	Date	Description
A	19/12/2014	TOWN PLANNING SUBMISSION
B	20/01/16	FOR ENDORSEMENT
C	17/11/16	COUNCIL REF RESPONSES
D	17/01/17	SECONDARY CONSULT
E	27/08/17	TP ISSUE
F	12/01/17	TP ISSUE

**PROJECT TITLE**  
**THE MARK**  
441-461 GLEN HUNTLY ROAD  
+ 9 BEAVIS STREET  
EASTERNHICK  
**DRAWING TITLE**  
**SECTION DD**

**SCALE @ A1**  
**1:100**  
**PROJECT NO.**  
**214056**  
**DATE**  
10/06/14  
**DRAWN BY**  
ASTL  
**DWG NO.**  
TP03.04  
**REV**  
E

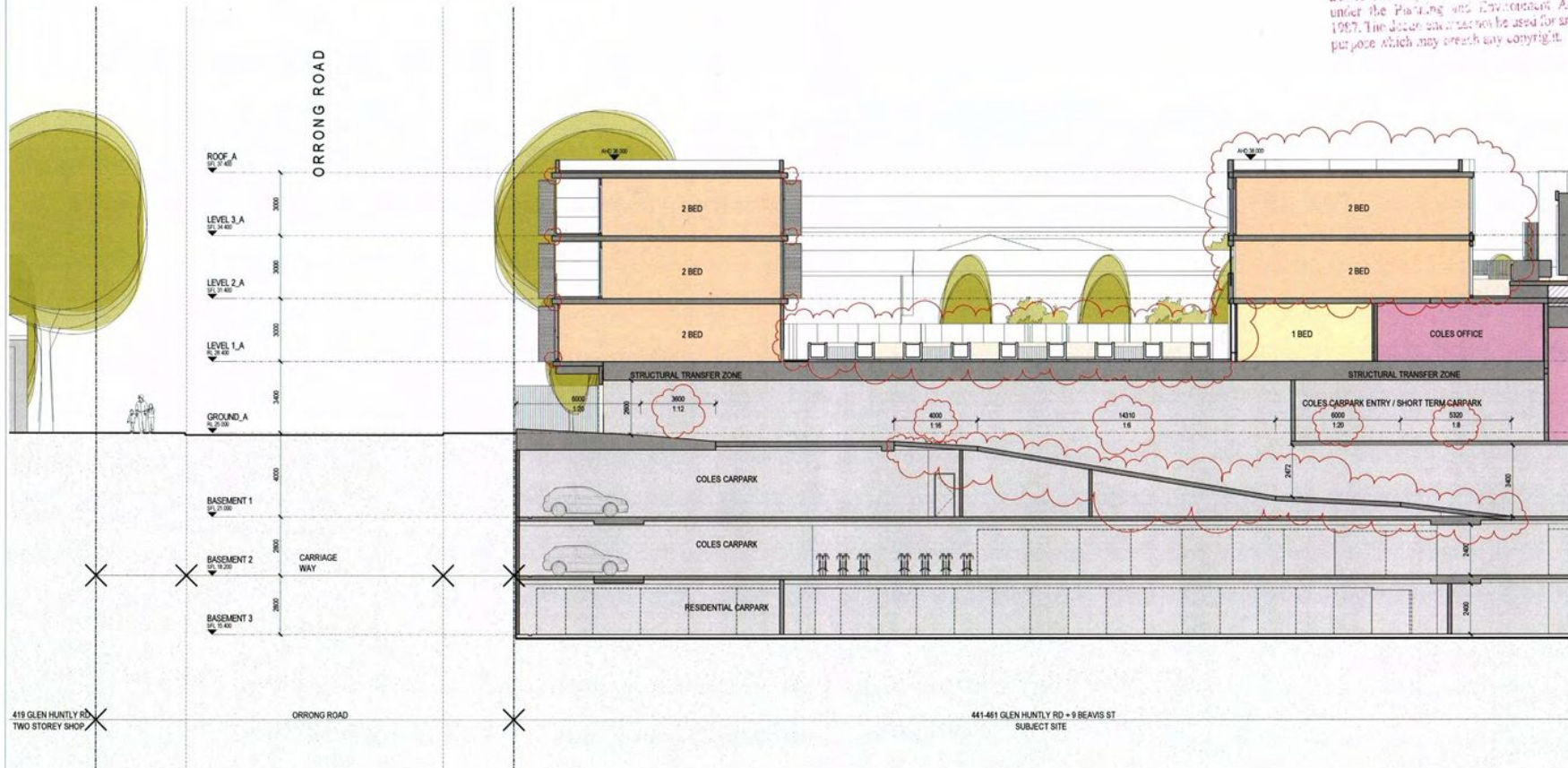
TOWN PLANNING	
<b>BURBANK</b> LEVEL 1515 START STREET SOUTHERN VIC ROAD AUSTRALIA 1/17/2014 12:00 www.rothel.com.au	<b>MELBOURNE</b> LEVEL 1515 START STREET SOUTHERN VIC ROAD AUSTRALIA 1/17/2014 12:00 ACN 005 780 987

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REVISIONS	No.	Date	Description	By
-	1	15/08/2017	COMPLIANCE SUBMISSION	TL
P1	1	15/08/2017	COMPLIANCE SUBMISSION - WITHOUT PRELIMINARY	TL
A	1	20/07/16	FOR ENDORSEMENT	AE
B	1	17/11/16	CONTRACT RESPONSES	AE
C	1	27/08/17	TP ISSUE	AE
D	1	12/07/17	TP ISSUE	AE
E	1	10/07/17	TP ISSUE	AE
F	1	11/08/17	TP ISSUE	AE

**PROJECT TITLE**  
**THE MARK**  
441-461 GLEN HUNTLY RD  
+ 9 BEAVIS ST  
ELSTERNWICK  
**DRAWING TITLE**  
**SECTION EE**

**SCALE** @ A1  
**1 : 100**  
**DATE**  
12/08/14  
**DWG No.**  
TP03.05

**PROJECT No.**  
214056  
**DRAWN BY**  
ATL  
**REV**  
F

**TOWN PLANNING**  
**BROOKLYN**  
LEVEL 250 BROADWAY STREET  
SOUTH BROOKLYN VIC 3163  
AUSTRALIA  
1 51 500 5000  
www.rotheowman.com.au  
ACN 005 780 987  
**ROTHE+OWMAN**



# OVERALL DEVELOPMENT SUMMARY:

Level	GFA (excl parking)	GFA (Parking)	Residential NSA	COLES	COLES Lobby/ Services/Storage	Circulation/ Services	Car Spaces COLES	Car Spaces RESI	Stores	No. of 1 Bed Apartment	No. of 2 Bed, 1 Bath	No. of 2 Bed, 2 Bath	No. of 3 Bed Apartment	Total No. per Level
BASEMENT 3	1409.8 m²	5037.4 m²				1409.8 m²		147	135					
BASEMENT 2	893.0 m²	5554.3 m²			157.1 m²	893.0 m²	66							
BASEMENT 1	971.8 m²	5475.5 m²			500.9 m²	971.8 m²	141							
GROUND_B	4793.6 m²					715.0 m²								
GROUND_A	278.7 m²	1140.2 m²				259.7 m²								
GROUND_C	405.4 m²					209.5 m²								
LEVEL 1_B	105.1 m²					105.1 m²								
LEVEL 1_A	1332.9 m²		195.9 m²	4078.5 m²	376.1 m²	257.2 m²				1	2	0	0	3
LEVEL 1_C	509.0 m²		754.1 m²	321.6 m²	21.0 m²	282.4 m²				5	1	5	0	11
LEVEL 2_A	1256.6 m²		226.6 m²		184.4 m²	197.9 m²				2	1	10	1	14
LEVEL 2_B_C	2521.0 m²		1058.7 m²			705.2 m²				3	5	14	0	22
LEVEL 3_A	1259.7 m²		1745.0 m²			173.1 m²				6	1	9	0	16
LEVEL 3_B_C	1985.3 m²		1086.6 m²			335.2 m²				6	5	13	0	24
LEVEL 4_B_C	1683.6 m²		1650.1 m²			263.7 m²				4	4	12	0	20
LEVEL 5_B	1669.1 m²		1419.9 m²			263.8 m²				4	4	12	0	20
LEVEL 6_B	1689.7 m²		1405.3 m²			255.0 m²				3	3	12	1	19
LEVEL 7_B	1226.8 m²		1434.7 m²			226.9 m²				0	4	3	3	10
SUB TOTALS:	23991.2 m²	17207.4 m²	999.9 m²				17	85		34	30	93	5	162
TOTALS:	23991.2 m²	41198.5 m²	11976.8 m²	4490.0 m²	1239.4 m²	7524.4 m²	224	85	29	MIX: 21%	19%	57%	3%	

\*For preliminary feasibility purposes. Areas are not to be used for purpose of lease or sale agreements. Layouts may not comply with building regulations or other regulatory requirements. The information contained in this schedule is believed to be correct at the time of printing. Areas are generally measured in accordance with the Property Council of Australia Method of Measurement.

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## BIKE PARKING

TOTAL: 149

## COLES BICYCLES

- 13 X STAFF BIKES
- 8 X COLES VISITOR BIKES

## RESIDENTIAL BICYCLES

128 X RESIDENTIAL / VISITOR

## ADVERTISED PLAN

34 OF 41

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## BUILDING A

LEVEL	1 BED UNITS	2 BED 1 BATH UNITS	2 BED 2 BATH UNITS	3 BED UNITS	TOTAL PER LEVEL
LEVEL 1_A	5	1	5	0	11
LEVEL 2_A	2	1	10	1	14
LEVEL 3_A	6	1	9	0	16
	13	3	24	1	41
	32%	7%	59%	2%	

## BUILDING B

LEVEL	1 BED UNITS	2 BED 1 BATH UNITS	2 BED 2 BATH UNITS	3 BED UNITS	TOTAL PER LEVEL
LEVEL 2_B_C	3	3	12	0	18
LEVEL 3_B_C	4	4	12	0	20
LEVEL 4_B_C	4	4	12	0	20
LEVEL 5_B	4	4	12	0	20
LEVEL 6_B	3	3	12	1	19
LEVEL 7_B	0	4	3	3	10
	18	22	63	4	107
	17%	21%	59%	3%	

## BUILDING C

LEVEL	1 BED UNITS	2 BED 1 BATH UNITS	2 BED 2 BATH UNITS	3 BED UNITS	TOTAL PER LEVEL
GROUND_C	1	2	0	0	3
LEVEL 1_C	0	0	3	0	3
LEVEL 2_B_C	0	2	2	0	4
LEVEL 3_B_C	2	1	1	0	4
	3	5	6	0	14
	21%	36%	43%	0%	

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11/06/2017 11:38 PM

REV	DATE	DESCRIPTION	BY
P1	18/12/2014	TOWN PLANNING SUBMISSION	TL
A	14/03/2015	COMPLIANCE CONFERENCE - WITHOUT PRELIMINARY	TL
A	28/07/16	FOR ENDORSEMENT	AE
B	20/12/16	FOR ENDORSEMENT	AE
C	28/03/17	SECONDARY COMMENT	AE
D	27/06/17	TP ISSUE	AE

PROJECT TITLE  
**THE MARK**  
441-451 QUEENSLAND ROAD,  
+ BROAD STREET  
ELSTERNWICK  
VIC 3001  
DRAWING TITLE  
**DEVELOPMENT SUMMARY**

SCALE: @ A1  
**1:100**  
DRAWN BY  
TL  
CHECKED BY  
REV

PROJECT NO.  
**214056**  
DRAWING NO.  
**TP04.01**

**TOWN PLANNING**  
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## SPECIFICATION

### SUBGRADE PREPARATION

SITE PREPARATION TO BE CARRIED OUT IN ACCORDANCE WITH BEST HORTICULTURAL PRACTICES AND UNDER IDEAL CONDITIONS. DISTURBANCE TO INDIGENOUS SOIL STRUCTURE IS TO BE MINIMISED. THE USE OF MACHINERY THAT MAY DAMAGE SOIL STRUCTURE OR PROFILE IS NOT ACCEPTABLE. CRUSHED ROCK, CONCRETE SPALLS AND ANY OTHER MATERIAL RESTRICTIVE TO PLANT GROWTH (E.G. LARGE ROCKS) SHALL BE REMOVED FROM THE SITE OF ANY PLANTING BEDS AND LAWNS.

CULTIVATE ALL LAWN AND GARDEN BED AREAS TO A MINIMUM DEPTH OF 150MM AND SHAPE TO ACHIEVE DRAINAGE FALLS PRIOR TO TOPDRESSING. PROPOSED TOPPING AREAS TO BE GRADED / DRAINED TO PREVENT WATER DISCHARGE INTO NEIGHBOURING PROPERTIES.

### WEED CONTROL

REMOVE AND DEPOSE OF WEEDS OFF SITE PRIOR TO SUBGRADE PREPARATION, TOPDRESSING AND PLANTING WORKS.

ALL VEGETATIVE MATERIAL INCLUDING ROOTS AND RHIZOMES OF NON-WOODY PERENNIALS AND WOODY SUCKERING WEEDS IS TO BE REMOVED OR APPROPRIATELY CONTROLLED USING CHEMICAL MEANS. ANY CHEMICAL CONTROLS ARE TO BE USED IN ACCORDANCE WITH MANUFACTURER'S INSTRUCTIONS AND STANDARD OCCUPATIONAL HEALTH AND SAFETY PROCEDURES.

### SOIL PREPARATION

ANY IMPORTED TOPSOIL IS TO BE FREE OF WEEDS, RUBBLE AND OTHER MATERIALS DAMAGING TO PLANT GROWTH AND IS TO BE OF A MEDIUM TEXTURE (SANDY LOAM) WITH A PH OF 6.5-7.0.

TOPSOIL IS TO BE SPREAD IN MAXIMUM 150MM LAYERS, LIGHTLY COMPACT AND FINISH 75MM BELOW ALL CORRESPONDING SURFACES. ALLOW FOR 75MM LAYER OF MULCH IMPORTED TOPSOIL FOR GARDEN BEDS IS TO BE MEDIUM TEXTURE GENERAL PURPOSE GARDEN SOIL AND LIGHTLY COMPACTED TO MINIMUM 150MM DEPTH TO GARDEN BEDS.

### MULCH

THE SPECIFIED MULCH FOR GARDEN BEDS IS TO BE AN AGED ORGANIC MATERIAL WITH 40-80% OF ITS VOLUME BEING WOOD CHIPS PARTICLES IN A SIZE RANGE OF 25 - 30 MM MAXIMUM. MULCH IS TO BE SPREAD AT A DEPTH OF 75MM. MULCH SHALL BE FREE OF DAMAGING MATTER SUCH AS SOIL WEEDS AND STICKS.

### PLANTING PROCEDURE

IF SOIL IN PLANTING HOLE IS DRY - FILL WITH WATER AND ALLOW TO DRAIN COMPLETELY BEFORE PLANTING. THOROUGHLY WATER ALL PLANT STOCK BEFORE REMOVING FROM CONTAINERS.

THE PLANTS HAVE TO BE CONFORMING TO THE SPECIES, SIZE AND QUANTITIES INDICATED ON THE LANDSCAPE PLAN AND PLANT SCHEDULE. USE PLANTS WITH THE FOLLOWING CHARACTERISTICS: LARGE HEARTY ROOT SYSTEM WITH EVIDENCE OF ROOT CURB OR POT BOUND RESTRICTION OF DAMAGE, VIOLENT, WELL ESTABLISHED FREE FROM DISEASES AND PESTS AND OF GOOD FORM, CONSISTENT WITH THE SPECIES OR VARIETY. PLANTS THAT DO NOT MEET THESE REQUIREMENTS WILL BE REJECTED.

ROOTS ARE TO BE TRIMMED OUTWARD IF NEEDED OR CRISING OCCURS PRIOR TO BACKFILLING. PLACE THE PLANT IN CENTRE OF HOLE ON FIRM, SLIGHTLY MOUNDING SOIL TO PREVENT SINKING. ENSURING TOP OF THE ROOTBALL IS FLUSH WITH THE SUBSURROUNDING SOIL AND THE PLANT IS VERTICAL. BACKFILL MATERIAL IS TO BE IN A LOOSE, FRAMABLE STATE WITH NO ROCKS, ROCKS OR FOREIGN MATERIAL. IF SUFFICIENT LOCAL MATERIAL IS NOT AVAILABLE FROM THE ORIGINAL HOLE TO BACKFILL, A SIMILAR SOIL TYPE MUST BE SOURCED AND USED. SOIL MATERIAL MUST BE FINELY BACKFILLED IN LAYERS TO PREVENT LARGE AIR POCKETS FROM OCCURRING, AND THEN THOROUGHLY WATERED IN.

TREES TO BE SHAVED WHERE POSSIBLE WITH THREE 250MM X 30MM HARDWOOD STAKES DRIVEN FINALLY INTO THE GROUND. STAKES MUST NOT BE PLACED WITHIN THE ROOTBALL AREA. TREES ARE TO BE SECURED TO EACH STAKE WITH A STRONG AND FLEXIBLE MATERIAL, STAKES TO BE PAINTED BLACK.

SLOW RELEASE FERTILISER (25 MONTH FORMULATIONS SUCH AS OSMOCOOTE) IS TO BE APPLIED TO THE TOP OF THE ROOTBALL AREA AWAY FROM THE TRUNK TO MANUFACTURER'S SPECIFICATIONS AND WATERED IN IMMEDIATELY. ALL TREES TO BE ATTACHED TO A DEPTH OF 75MM BUT MUST NOT BE IN CONTACT WITH THE TREE TRUNK. THE PLANTING HOLE SURFACE IS TO BE SHAVED TO MINIMISE WATERLOGGING/EXCESSIVE WATER RETENTION BUT RETAIN THE MULCH MATERIAL HEAVILY. THE SITE MUST BE LEFT IN A CLEAN AND SAFE CONDITION.

### PLANT ESTABLISHMENT PERIOD

THE LANDSCAPE IS TO BE MAINTAINED BY APPLYING BEST HORTICULTURAL PRACTICE TO PROMOTE HEALTHY PLANT PERFORMANCE FOR A 13 WEEK ESTABLISHMENT PERIOD FOLLOWING THE APPROVAL OF PRACTICAL COMPLETION BY THE RESPONSIBLE AUTHORITY INCLUDING (BUT NOT LIMITED TO) THE FOLLOWING TASKS: A) PRUNING AS NECESSARY TO MAINTAIN PLANTS IN A HEALTHY AND STRUCTURALLY SOUND MANNER, PEST AND DISEASE FREE BY 75MM MULCH DEPTH TO BE MAINTAINED AROUND TREE BASES THROUGHOUT MAINTENANCE PERIOD. C) WATERING AS OFTEN AS NECESSARY TO ENSURE HEALTHY AND VIGOROUS GROWTH IN ACCORDANCE WITH CURRENT LOCAL WATERING REGULATIONS. D) MAINTAINED IN A WEED FREE STATE OVER THE ENTIRE MULCH AREA BY SPRAYING OR MECHANICAL MEANS. E) REPLACEMENT OF DECEASED, DROPPEN OR UNDESIRABLE PLANTS WITH THE SAME SPECIES AS SPECIFIED IN THE PLANT SCHEDULE WITHIN THE ASSIGNED MAINTENANCE PERIOD. F) MOWING OF LAWN AND MAINTAINING A WEED FREE STATE.

### IRRIGATION

AN IN-GROUND AUTOMATIC DRIP IRRIGATION SYSTEM TO BE INSTALLED TO ALL GARDEN AREAS AND PLANTER BOXES (IF APPLICABLE) IN ACCORDANCE WITH CURRENT LOCAL WATERING REGULATIONS AND MANUFACTURER'S SPECIFICATION. SYSTEM IS TO BE CONNECTED TO A RAIN WATER TANK WITH MAINS WATER BACKUP SUPPLY. CONTRACTOR TO GUARANTEE FULL IRRIGATION COVERAGE TO ALL GARDEN BEDS AND LAWNS.

### DRAINAGE

BUILDING CONTRACTOR(S) ARE RESPONSIBLE FOR CIVIL AND HYDRAULIC COMPUTATIONS FOR LANDSCAPE BUILDING WORKS INCLUDING, BUT NOT LIMITED TO SURFACE AND SUBSURFACE DRAINAGE FOR ALL LANDSCAPE AREAS PRIOR TO COMMENCEMENT OF WORKS.

### PROTECTION OF EXISTING TREES

ALL EXISTING VEGETATION SHOWN ON THE ENDORSED PLAN (I SUBJECT SITE AND NEIGHBOURING PROPERTIES) IS TO BE RETAINED MUST BE SUFICIALLY MARKED BEFORE ANY DEVELOPMENT (INCLUDING DEMOLITION) COMMENCES ON THE LAND AND THAT VEGETATION MUST NOT BE REMOVED, DESTROYED OR LOPPED WITHOUT THE WRITTEN CONSENT OF THE RESPONSIBLE AUTHORITY.

BEFORE THE COMMENCEMENT OF WORKS INCLUDING DEMOLITION, TREE PROTECTION BARRIERS MUST BE ERRECTED AROUND TREES (SUBJECT SITE AND NEIGHBOURING PROPERTIES) TO FORM A DEFINED TREE PROTECTION ZONE DURING DEMOLITION AND CONSTRUCTION IN ACCORDANCE WITH TREE PROTECTION MEASURES. ALL TREE PROTECTION PRACTICES MUST BE ADHERED TO THE SATISFACTION OF THE RESPONSIBLE AUTHORITY.

### RAISED PLANTER BOXES & RECESSED BELOW GROUND PLANTERS

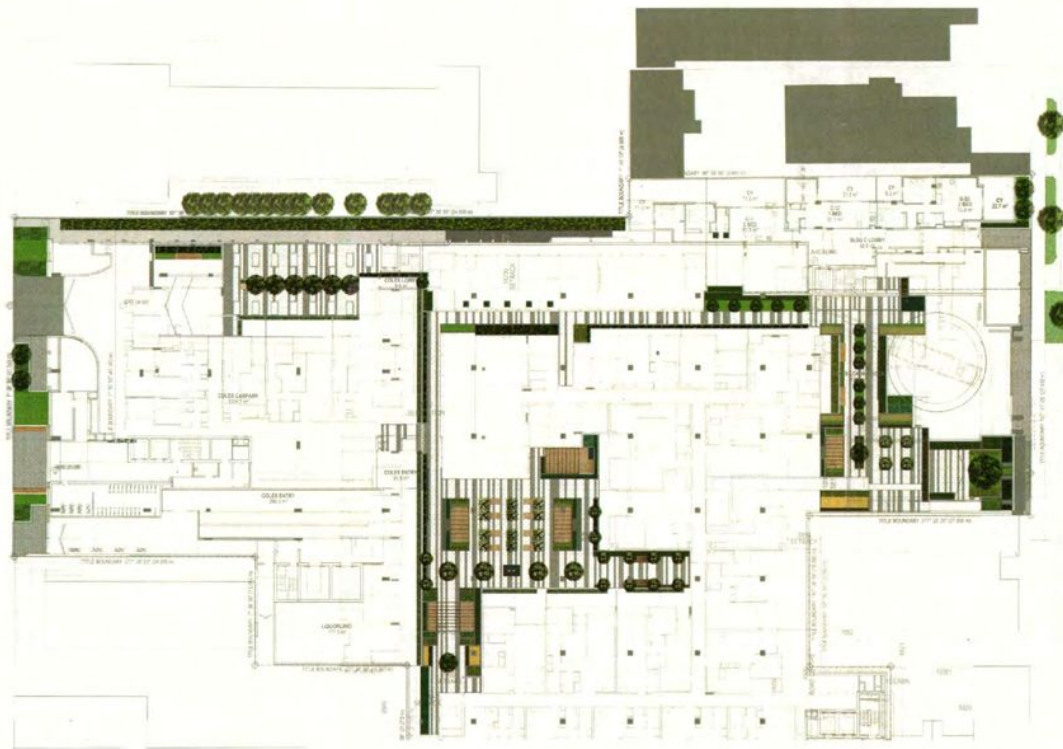
RAISED PLANTERS & RECESSED PLANTER CONSTRUCTION IS TO INCLUDE, BUT NOT NECESSARILY BE LIMITED TO, THE SUPPLY AND INSTALLATION OF AGRICULTURAL DRAINAGE, DRAINAGE CONNECTION, HYDROLOGICAL BASIN, PLANTING MEDIUM MULCH AND IRRIGATION. PLANTER BOXES MUST BE EFFECTIVELY TANKED AND LINED WITH COBOLITE TO PREVENT LEAKING. SPECIFICATION OF PLANTERS, CONSTRUCTION METHODS AND MATERIAL SELECTIONS BY ENGINEER.

SUPPLY AND SPREAD EVENLY SPECIFIED GROWING MEDIUM AND COMPACT LIGHTLY AND EVENLY IN 150MM LAYERS. AVOID DIFFERENTIAL SUBSIDENCE AND EXCESS COMPACTION AND PRODUCE A FINISHED SURFACE THAT IS GRADED EVENLY AND READY FOR PLANTING.

ALLOW FOR 30 MM LAYER OF SPECIFIED MULCH TO TOP OF BEDS AND A FINISHED LEVEL 25-50 MM BELOW THE PLANTER RIM. DRIP IRRIGATION AS SPECIFIED IS TO BE SUPPLIED BENEATH THE MULCH LAYER.

ORRONG ROAD

BEAVIS STREET



## ADVERTISED PLAN

37 OF 41

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THE MARK  
441-461 GLEN HUNTLY ROAD + 9 BEAVIS STREET  
ELSTERNWICK  
MASTERPLAN

SCALE 1:2008 AD  
DATE 11.07.2017  
REV 8  
FILE NAME GLEN.L  
DRAWN BY CG

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ORRONG ROAD

BEAVIS STREET

#### EXISTING VEGETATION SUMMARY

Tree No.	Botanic Name	Tree No.	Botanic Name
T1	<i>Pittosporum tenuifolium</i>	T11	<i>Pittosporum tenuifolium</i>
T2	<i>Betula pendula</i>	T12	<i>Pittosporum tenuifolium</i>
T3	<i>Pittosporum tenuifolium</i>	T13	<i>Betula pendula</i>
T4	<i>Pittosporum tenuifolium</i>	T14	<i>Pittosporum tenuifolium</i>
T5	<i>Betula pendula</i>	T15	<i>Pyrus sp.</i>
T6	<i>Pittosporum tenuifolium</i>	T16	<i>Pyrus sp.</i>
T7	<i>Betula pendula</i>	T17	<i>Pyrus sp.</i>
T8	<i>Pittosporum tenuifolium</i>		
T9	<i>Betula pendula</i>		
T10	<i>Betula pendula</i>		

#### PLANTING SCHEDULE

Code	Botanic name	Common name	Height (m)	Width (m)	Quantity	Supply size
<b>Trees</b>						
AS	<i>Acmena smithii</i> 'Green screen'	Lily pilli	2.5	1-2	46	30 cm
PC	<i>Pyrus calleryana</i> 'Capitol'	Capitol pear	7	3	4	minimum 3 m tall when planted
<b>Shrubs</b>						
FR	<i>Ficus repens</i>	Creeping fig	2.5-4	2.5-4	397	14 cm
GA	<i>Gardenia augusta</i> 'Nivalis'	Fragrant gardenia	1	1	42	25 cm
HI	<i>Rhaptolepis indica</i> 'Snow maiden'	Indian hawthorn	0.75-1	0.5	173	25 cm

#### REVISIONS

N.	Date	Description	BY
A	14.06.2016	Endorsement	CG
A.2	18.01.2017	Second consent	CG
B	10.07.2017	Endorsement	CG

THE MARK  
441-461 GLEN HUNTY ROAD + 9 BEAVIS STREET  
ELSTERNWICK  
LANDSCAPE MASTERPLAN

#### ADVERTISED PLAN

38 OF 41

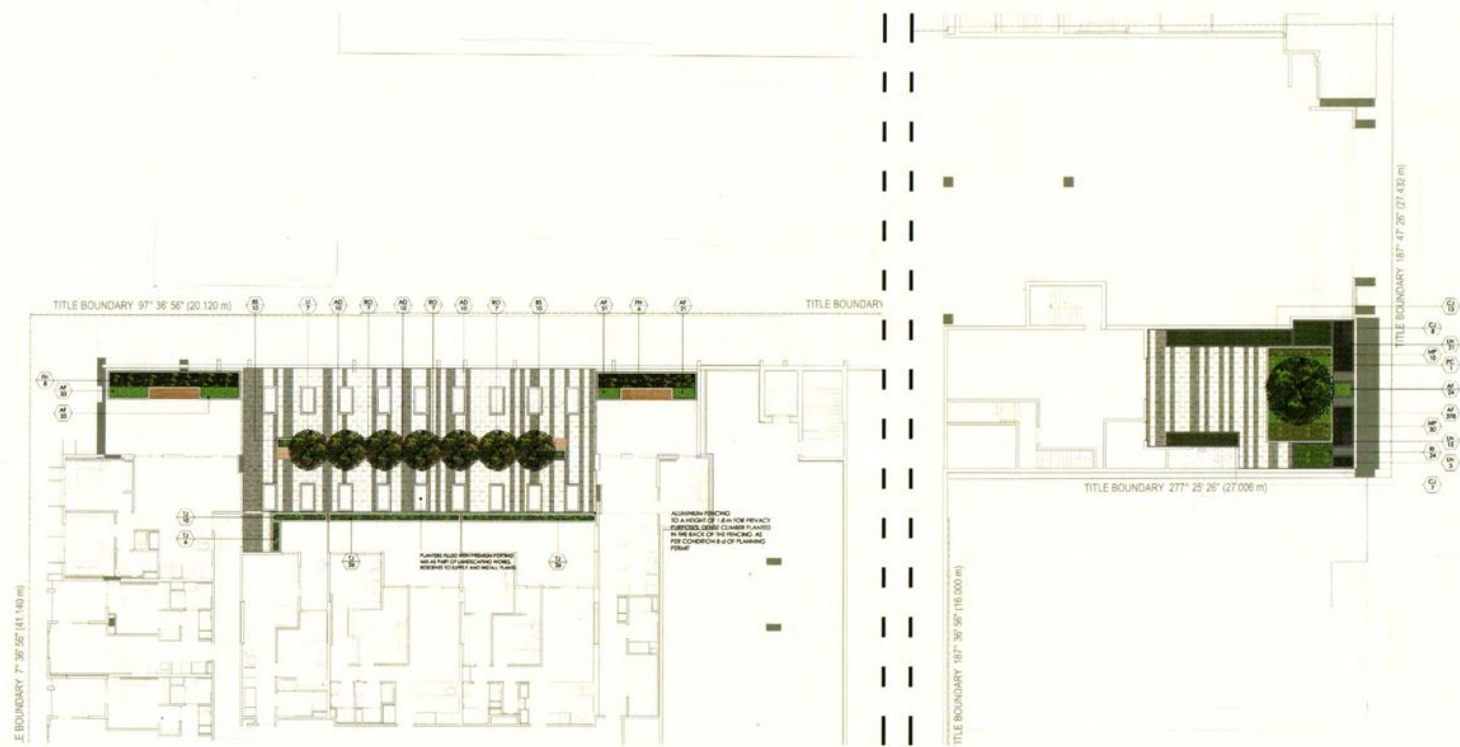
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REV B

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LAYOUT PLAN - COMMUNAL GARDEN

LAYOUT PLAN - COLES LOADING DOCK

- RAISED PLANTERS**  
LIGHTWEIGHT CONCRETE COMPOSITE RAISED PLANTERS
- CENTRAL RAISED PLANTER**  
LIGHTWEIGHT CONCRETE COMPOSITE RAISED PLANTER
- TIMBER SEATING**  
GRY IRONBARK SEATING
- GRANITE PAVERS ON FLOATING SYSTEM**  
ECO OUTDOOR GRANITE 'BUFFALO' PAVERS, 600 X 300 mm, HONED
- GRANITE PAVERS ON FLOATING SYSTEM**  
ECO OUTDOOR GRANITE 'RAVEN' PAVERS, 600 X 300 mm, HONED

### PLANTING SCHEDULE

Code	Botanic name	Common name	Height (m)	Width (m)	Quantity	Supply size
<b>Trees</b>						
LI	Lagerstroemia indica 'Natchez'	Crape Myrtle	8	5	7	50 cm multi-stem
PI	Ficus neri 'Fisht'	Fig tree	2-5	2-3	14	50 cm
PC	Pyrus calleryana 'Capital'	Capital pear	7	3	1	150L
<b>Shrubs</b>						
AD	Agapanthus orientalis 'Snow ball'	White African Lily	0.9	0.7	30	14 cm
AF	Agapanthus praecox 'Dwarf white'	Dwarf white African Lily	0.3	0.3	510	14 cm
BS	Buxus sempervirens	English box	0.3-2	0.3-2	20	20 cm
CJ	Camellia japonica 'Hail Withers'	Japanese camellia	1.5-4	1-2	28	50 cm
LN	Laurus nobilis 'Master flavour'	Bay tree	1.8-5	0.5	42	50 cm
MP	Murraya paniculata	Orange jasmine	1.2-5	0.8-1	40	30 cm
RI	Raphanopsis indica 'Snow maiden'	Indian hawthorn	0.75-1	0.5	24	25 cm
RO	Rosmarinus officinalis 'Chef's choice'	Rosemary	0.4	1	21	20 cm
TJ	Trachelospermum jasminoides	Star jasmine	2-3	1-2	68	20 cm

### REVISIONS

R.	Date	Description	BY
A	18.01.2017	Endorsement	CG
B	11.07.2017	Endorsement	CG

THE MARK  
441-461 GLEN HUNTLY ROAD + 9 BEAVIS STREET  
ELSTERNWICK  
FIRST FLOOR  
GENERAL PLAN

### ADVERTISED PLAN

39 OF 41

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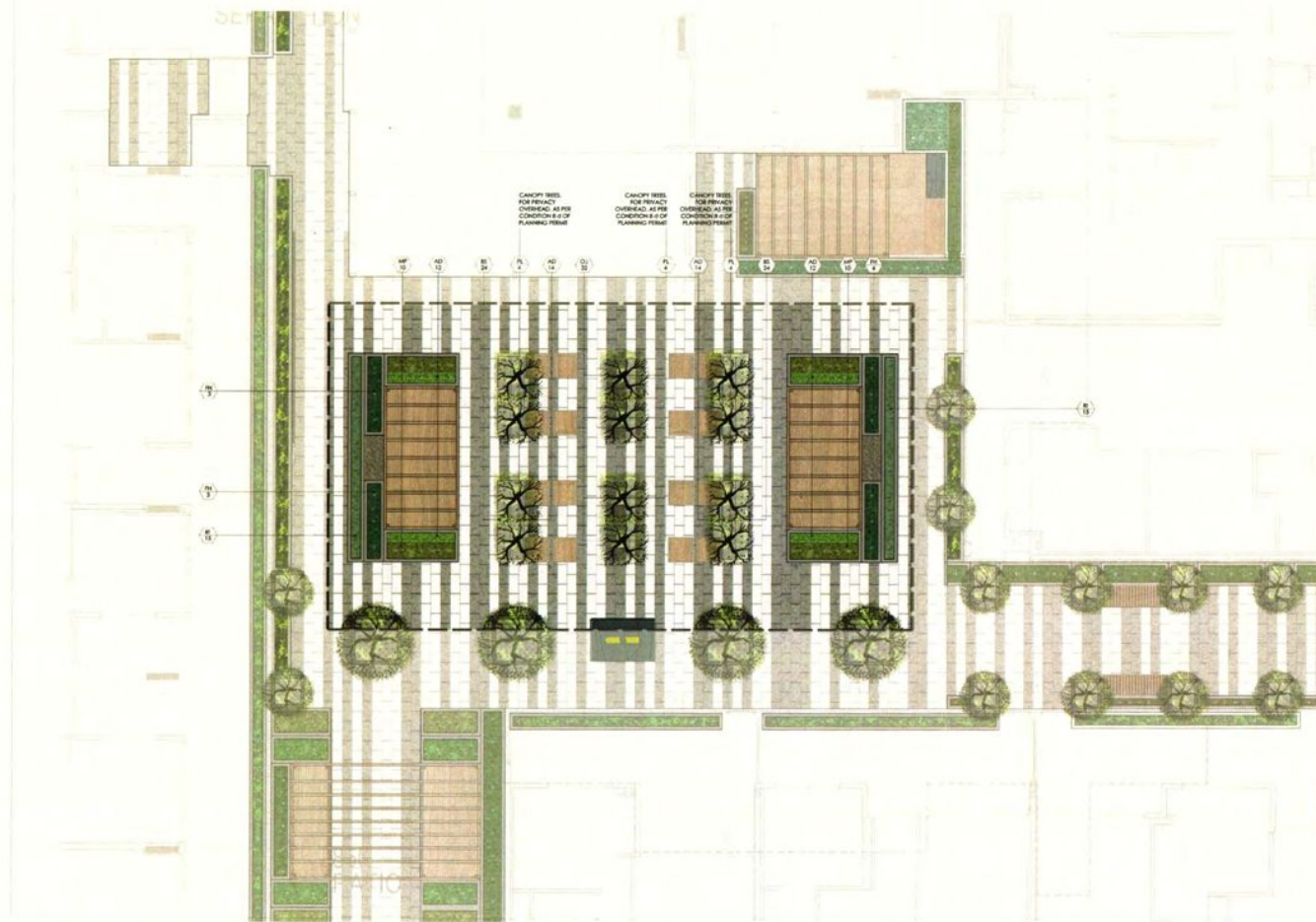
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REV 8

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- RAISED PLANTERS**  
LIGHTWEIGHT CONCRETE COMPOSITE RAISED PLANTERS
- TIMBER SEATING**  
GREY IRONBARK SEATING
- TIMBER SEATING**  
GREY IRONBARK SEATING
- TIMBER PERGOLA**  
GREY IRONBARK PERGOLA
- TIMBER DECKING**  
GREY IRONBARK DECKING
- STONE WALL**
- GRANITE PAVERS ON FLOATING SYSTEM**  
ECO OUTDOOR GRANITE 'BUFFALO' PAVERS, 600 X 300 mm, HONED
- GRANITE PAVERS ON FLOATING SYSTEM**  
ECO OUTDOOR GRANITE 'RAVEN' PAVERS, 600 X 300 mm, HONED

#### PLANTING SCHEDULE

Code	Botanic name	Common name	Height (m)	Width (m)	Quantity	Supply size
<b>Trees</b>						
PH	Ficus Neri 'Pash'	Fig tree	2.5	2.3	12	50 cm
PA	Platanus acerifolia	London plane	15	10	12	100, living pergola
<b>Shrubs</b>						
AD	Agave attenuata 'Snow ball'	White African Lily	0.9	0.5	50	14 cm
BS	Buxus sempervirens	English box	0.3-2	0.3-2	48	20 cm
MP	Murraya paniculata	Orange jasmine	1-2.5	0.8-1	20	30 cm
BI	Rapanea indica 'Snow maiden'	Indian Hawthorn	0.75-1	0.5	30	20 cm
<b>Groundcover</b>						
OJ	Ophiopogon japonicus 'Nanus'	Dwarf mondo grass	0.1	0.1	1688	5 cm

#### REVISIONS

R.	Date	Description	BY
A	16.08.2016	Endorsement	CG
A.2	18.01.2017	Second consent	CG
B	10.07.2017	Endorsement	CG

Height (m)	Width (m)	Quantity	Supply size
2.5	2.3	31	50 cm
8	5	30	50 cm multistem
7	3	6	100L
0.9	0.5	72	14 cm
0.3	0.3	872	14 cm
0.3-2	0.3-2	273	20 cm
1.5-4	1-2	91	50 cm
1	1	74	25 cm
1.5	1	14	25 cm
1.8-2	0.5	252	30 cm
1-2.5	0.8-1	107	30 cm
1.8	1.4	23	25 cm
0.5	0.5	21	20 cm
2-3	1-2	238	20 cm
0.1	0.1	1688	5 cm

EN.L  
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#### ADVERTISED PLAN

41 OF 41

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THE MARK  
441-461 GLEN HUNTLY ROAD + 9 BEAVIS STREET  
ELSTERNWICK  
SECOND FLOOR  
DETAIL AREA 1

SCALE 1:50WAO  
DATE 11.07.2017  
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REV B

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**ITEM 9.5            MANAGEMENT OF CONSTRUCTION ACTIVITY**

**Author:**            Keith Franklyn

**File No:**            N/A

**Attachments:**    Nil

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**PURPOSE AND SUMMARY**

At the 5 September 2017 Council meeting Cr Athanasopoulos requested the following report:

*“That officers prepare a report to determine if Council has appropriate resources to manage the current volume of construction activity including traffic management across the municipality, including weekends and in particular in and around our emerging activity centers, now and in the future. Also what resources and innovations would the department require to deliver the service the community needs?”*

This report is in response to that request.

**RECOMMENDATION**

That Council notes this report.

**BACKGROUND**

Metropolitan Melbourne is experiencing significant levels of building activity, primarily around housing.

Similarly, Glen Eira is experiencing high levels of building activity across the municipality. In 2015 and 2016 there were a total of 773 building permits issued where the construction value was greater than \$500,000.00. In addition there are also the level crossing removal works that are causing angst amongst the community.

High levels of building activity have led to an increase in complaints. Complaints about construction sites usually fall into the following broad categories:

- Traffic and parking (eg increased trucks causing traffic congestion, contractors parking illegally and road closures);
- Construction management (eg noise, dust, working outside construction hours);
- Damage to Council assets (footpaths, nature strip etc).

**ISSUES AND DISCUSSION**

Alternative strategies have been introduced to try and reduce the impact of large developments on the community. At the commencement of the level crossing removal works Council provided two dedicated officers to respond to complaints generated by the LXRA. This worked well with positive feedback being received from both residents and traders.

A similar approach can be used to deal with construction sites: two dedicated officers that can regularly monitor construction activity and respond accordingly. One of these officers would be a Parking Safety Officer and the other would be a Local Laws Officer to manage complaints relating to the construction sites. This process would also benefit from additional in-house traffic engineering services to effectively manage the traffic and parking changes needed around construction sites.



**FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

Should Council wish to increase its responsiveness to building activity impacts through an increase in staff, this should be considered through Council's annual budget planning process for the 2018-2019 financial year.

An initial review suggests that the income generated from construction sites (for example application fees for hoarding, road closure and asset protection permits), and the increased enforcement activity around construction sites, can off-set the cost of the additional resources required.

**POLICY AND LEGISLATIVE IMPLICATIONS**

Nil

**COMMUNICATION AND ENGAGEMENT**

Nil

**LINK TO COUNCIL AND COMMUNITY PLAN**

Theme 1 – Liveable and Well Designed

We will attempt to minimise the impact of the community's quality of life during major building construction through stricter guidelines and local laws for developers, and their enforcement.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

It is considered that having officers dedicated to monitoring and enforcing construction sites can improve Council's effectiveness in protecting the amenity and safety of the community.

Such an approach involves additional staff resources, which needs to be properly considered through Council's annual budget planning process.

**ITEM 9.6            DOMESTIC ANIMAL MANAGEMENT PLAN 2017-21**

**Author:**            *Keith Franklyn, Manager Community Safety and Compliance*

**File No:**            *N/A*

**Attachments:**    *1. Domestic Animal Management Plan 2017-21*

---

**PURPOSE**

To consider and approve the 2017-2021 Domestic Animal Management Plan (DAM Plan) prepared in accordance with the requirements of Section 68A (2) of the *Domestic Animals Act 1984*.

**RECOMMENDATION**

That Council endorses the Domestic Animal Management Plan 2017-21 attached to this report.

**BACKGROUND**

Under Section 68A of the *Domestic Animals Act 1994*, all Councils are required to prepare a DAM Plan at four-yearly intervals.

The purpose of the DAM Plan is to provide Council with a strategic framework that delivers policy direction for animal management in Glen Eira.

Section 68A(2) of the *Domestic Animals Act 1994* specifies that a Council's DAM Plan must include the following:

- a method for evaluating its animal control services;
- an outline of programs for training of authorised animal management officers;
- an outline of intended programs, services and strategies;
- a review of all existing orders and consideration of the need for further orders;
- any other matters; and
- periodic evaluation of all programs, services and strategies.

Council's DAM Plan is required to be submitted to the Department of Economic Development, Jobs, Transport and Resources by the end of November 2017. This will be Council's fourth DAM Plan.

**ISSUES AND DISCUSSION**

The development of the DAM Plan has involved a review of the existing DAM plan and preliminary consultation with the community and stakeholder through workshops and online survey.

The purpose of the community consultation was to gain an insight into what the community would like to see included in the new DAM Plan.

A second round of community consultation has taken place to gain further feedback on the draft DAM Plan. Only two (2) submissions were received: a request to force dog owners to use dog nappies outside the property, and consideration of more off leash parks.

The provision of off leash parks does not fall under the scope of the *Domestic Animals Act 1994*, but rather Council's *Open Space Strategy*. Actions encouraging dog owners to pick up their dog faeces has been implemented into the Plan.

### **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

The actions arising from the updated plan fall within the current scope of the operating budget.

### **POLICY AND LEGISLATIVE IMPLICATIONS**

The adoption of the Domestic Animal Management Plan will result in Council complying with its responsibilities under the Domestic Animals Act 1994.

### **COMMUNICATION AND ENGAGEMENT**

Glen Eira News

Council's web page

Community and stakeholder workshops were held including online survey prior to the draft DAMP Plan being released for community consultation.

### **LINK TO COUNCIL AND COMMUNITY PLAN**

Theme 5 – Informed and Engaged

A transparent and accountable Council that engages its residents in decision making.

### **OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

### **CONCLUSION**

Council continues to effectively manage domestic animals through its Domestic Animal Management Plan. The current updated version, recommended for adoption, continues to build on the successful balance between community education, officer training, and fair enforcement.





GLEN EIRA  
CITY COUNCIL

BENTLEIGH  
BENTLEIGH EAST  
BRIGHTON EAST  
CARNEGIE  
CAULFIELD  
ELSTERNWICK  
GARDENVALE  
GLEN HUNTLY  
MCKINNON  
MURRUMBEENA  
ORMOND  
ST KILDA EAST

# GLEN EIRA DOMESTIC ANIMAL MANAGEMENT PLAN 2017–2021



ATTACHMENT I:

# Domestic Animal Management Plan 2017-21

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## INTRODUCTION

### Purpose

The aim of this *Domestic Animal Management (DAM) Plan* is to facilitate the co-existence of pets, pet and non-pet owners. In addition, it provides Glen Eira with a strategic framework and Action Plan for quality animal management over the next four years, including satisfying statutory legislation. The legislation does not deal with every aspect of animal management and neither does this *Plan*.

### Benefits of companions

There is a wealth of research that points to the benefits of pet ownership. A four legged friend can provide hours of fun, relaxation, happiness and unconditional love.

Pets also improve psychosocial wellbeing. Studies show family pets actually help in facilitating child development, reducing loneliness and depression and facilitating social support and interaction with other humans. They can also provide stress relief, boost self-esteem and improve health and wellbeing. Social support of a dog or cat is critical and that Council embraces these trends proactivity, including adopting emergency management plans for pets.

The tag of a dog being man's best friend is age old and is as relevant today as ever.

Culturally, we are coming to terms with the move away from the quarter acre block, the trend towards medium to high density housing is one that will change our perception on the way pets are integrated into our community.

Exercising your pet is also exercising you and is a sure fire way of interacting with others. The dog is often the catalyst for striking up conversations with strangers, be they other dog walkers or simply other park users. This all helps in community building harmonious relationships and is to be encouraged.

The general trend to an increasing proportion of single person households coupled with Glen Eira's ageing population only strengthens the values of pets as companions and friends.

The virtues of pet ownership are taken as a given in this *DAM Plan*. The content of the *DAM Plan* closely follow a prescribed format which concentrates on legislative compliance. This should not be interpreted as undervaluing pets in our community.

Glen Eira is gradually changing. Our population is slowly increasing and there is a trend to more compact housing to match smaller households. Smaller private open spaces (backyards) are becoming the norm. This places greater importance on public spaces like parks for both residents and their pets to exercise and socialise. Compact housing and high rise apartments introduce new challenges, such as amenity considerations and evacuation plans for our companions.

The point is, any existing pet management issues that exist now have the propensity to only increase unless strategies can be put in place to better address the issues.

So what are the existing animal management issues in Glen Eira? They include:

- dogs at large or not under effective control;
- complaints about dog attacks on people and other pets;
- cat over population;
- part owners of cats — I don't own the cat, I only feed it;
- cat euthanasia rates;
- feral cat population;
- barking dogs (nuisance);
- dog waste (droppings) in public places;
- less than full registration and microchipping rates; and
- increased rates of non desexed dogs and cats (particularly un-owned cats).

Council places prime importance on public safety so of significance is the prevention of dog attacks.

Many, if not most, of the issues are inter-related. For example, Council's free service of returning lost dogs directly to their owners can only happen if the dog can be identified through microchipping or registration. Dogs quickly returned to their owners reduce the prospects of dog attack. Added benefits are obvious like improving the dog's safety and relieving the owner's stress of a lost pet.

Council's current *DAM Plan* has been instrumental in addressing our animal management issues head on and promoting responsible pet ownership. It provides a sound base for this *DAM Plan*.

The task of this *DAM Plan* then becomes one of building on the success of the previous plan and strengthening Council's animal management practices in line with current housing growth and needs, education, service delivery, support services and reasonable laws reasonably enforced.

Pet ownership is to be applauded and encouraged. Our aim is to ensure responsible pet ownership will continue to flourish in Glen Eira.

In summary, the focus of this *DAM Plan* is to:

- demonstrate that Council is satisfying its legislative responsibilities; and
- set strategic directions for Council to follow in the advancement of responsible companion pet welfare. The *Action Plan* provides a pathway to successful pet management.

## Format

The Bureau of Animal Welfare requires all Councils to provide their DAM Plans in a format specifically outlined in their guidelines.

This *plan*, as required by the Bureau of Animal Welfare, addresses the following key categories:

- training of authorised officers;
- registration and identification;
- nuisance;
- dog attacks;
- dangerous, menacing and restricted breed dogs;
- overpopulation and high euthanasia;
- domestic animal businesses; and
- other matters.

The Bureau of Animal Welfare has also provided, in an effort to assist Councils, some suggested activities for inclusion under the “Our plans” section of each of the abovementioned topics. This is to provide consistency across Councils. Glen Eira has included the suggested activities that are considered relevant to Glen Eira. Examples of the activities that were suggested but not included are:

- Put in place a dog order associated with restraint of dogs in public places (already in place);
- Provide dog poo bag dispensers in parks (already in place);
- Run an education campaign directed at farmers regarding dogs (not relevant); and
- Ensure working dogs are muzzled at saleyards and showgrounds (not relevant).

## Council's orders, local laws, policies and procedures

Council has many policies, procedures and incentive schemes that are designed to foster responsible pet ownership and respond to Glen Eira's key animal management issues.

Some of these address more than one of the categories listed above. An example is Council's incentive scheme for owners of obedience trained dogs. This one incentive scheme is designed to increase registration and prevent nuisance and dog attacks and therefore covers three of the abovementioned categories.

To avoid repetition, details of Council's orders, local laws, policies and procedures are included as Appendix I.



## LEGAL FRAMEWORK

### DOMESTIC ANIMAL MANAGEMENT PLANS

Under Section 68A of the Domestic Animals Act, every Council must prepare a Domestic Animal Management Plan, as follows:

#### **68A Councils to prepare *Domestic Animal Management Plans***

- (1) Every Council must, in consultation with the Secretary (*of the Department of Economic Development, Jobs, Transport and Resources*), prepare at 4 year intervals a *Domestic Animal Management Plan*.
- (2) A *Domestic Animal Management Plan* prepared by a Council must—
  - (a) set out a method for evaluating whether the animal control services provided by the Council in its municipal district are adequate to give effect to the requirements of this Act and the regulations; and
  - (b) outline programs for the training of authorised officers to ensure that they can properly administer and enforce the requirements of this Act in the Council's municipal district; and
  - (c) outline programs, services and strategies which the Council intends to pursue in its municipal district—
    - (i) to promote and encourage the responsible ownership of dogs and cats; and
    - (ii) to ensure that people comply with this Act, the regulations and any related legislation; and
    - (iii) to minimise the risk of attacks by dogs on people and animals; and
    - (iv) to address any over-population and high euthanasia rates for dogs and cats; and
    - (v) to encourage the registration and identification of dogs and cats; and
    - (vi) to minimise the potential for dogs and cats to create a nuisance; and
    - (vii) to effectively identify all dangerous dogs, menacing dogs and restricted breed dogs in that district and to ensure that those dogs are kept in compliance with this Act and the regulations; and
  - (d) provide for the review of existing orders made under this Act and local laws that relate to the Council's municipal district with a view to determining whether further orders or local laws dealing with the management of dogs and cats in the municipal district are desirable; and
  - (e) provide for the review of any other matters related to the management of dogs and cats in the Council's municipal district that it thinks necessary; and

- (f) provide for the periodic evaluation of any program, service, strategy or review outlined under the plan.
- (3) Every Council must—
  - (a) review its *Domestic Animal Management Plan* annually and, if appropriate, amend the plan; and
  - (b) provide the Secretary with a copy of the plan and any amendments to the plan; and
  - (c) publish an evaluation of its implementation of the plan in its annual report.

## TRAINING OF AUTHORISED OFFICERS

Section 68(A)(2)(b) of the *Domestic Animals Act* states that Councils must outline programs for the training of authorised officers to ensure that they can properly administer and enforce the requirements of this Act in the Council's municipal district.

### Context

Glen Eira covers 38.7 square kilometres in inner south-east metropolitan Melbourne.

It includes the suburbs of Bentleigh; Bentleigh East; Carnegie; Caulfield; Caulfield South; Caulfield North; Caulfield East; Elsternwick; Gardenvale; Glen Huntly; McKinnon; Murrumbeena; Ormond; and part of St Kilda East.

Glen Eira's total population is estimated to be more than 149,012 people across 54,731 households. As at July 2017 there are approximately 12,000 registered dogs and 5,000 registered cats.

Glen Eira has 12 registered domestic animal businesses which consist of eight cat boarding establishments, three pet shops and one dog training establishment.

### Current and planned training

Historically, animal management was part of the duty of a more generalised local law officer.

Since 2004, the need for trained specialist Animal Management Officers (AMOs) has been recognised. Glen Eira has 3.5 AMOs (EFT). However, all of Council's eight Civic Compliance Officers are multi-skilled and trained across both animal management and local laws areas.

Officers dress in a non-military style uniform and the encouraged culture and mindset is focused on a friendly, educative approach as distinct from being law enforcers. Council's AMOs see themselves as providing a community service.

The Council's current AMO training and development activities include:

- participation in the Certificate IV in Animal Control & Regulation;
- participation in the Certificate IV in Government (Statutory Compliance);
- service delivery training in accordance with the principles of continuous improvement;
- specific training related to animal management;
- participation in Council-wide staff training programs such as conflict management and other courses relevant to the organisation as a whole;
- ongoing training in relation to occupational health and safety;
- provision of specialist equipment and training such as the safe and correct use of animal catchpole's; and
- participation in training related to the correct collection of evidence for possible court proceedings.



## Our plans

### Objective

Identify minimum training requirements and any additional training needs to be undertaken by authorised officers. Ensure training requirements are undertaken.

Activity	When	Evaluation
Identify minimum and additional training requirements by consultation with management and staff.	By December 2017	Documentation to be finalised, approved and incorporated into induction/training process.
Ensure Authorised Officers have completed their minimum training requirements.	Ongoing – bi-annually	Training register reviewed and updated.
Ensure Authorised Officers undertake additional training opportunities.	Ongoing – bi-annually	Each officer to undertake two (2) additional training opportunities annually.  Training register reviewed and updated.

## REGISTRATION AND IDENTIFICATION

Section 68(A)(2)(c)(v) of the *Domestic Animals Act* states that Councils outline programs, services and strategies to encourage the registration and identification of dogs and cats. Registration also underpins and addresses Sections 68A(2)(a),(c)(i),(c)(ii),(d) and (f).

Registration of dogs and cats within Glen Eira is one key element of responsible pet ownership. It enables lost pets to be returned to their owner/s. Registration also enables Council to provide important services to the community including public education, park patrols and investigation of dog attacks.

To this end, registration reminder notices are sent each year to pet owners. Regular dog and cat registration doorknocks are conducted to encourage maximum registration of domestic animals and accuracy of information.

There are financial incentives (1/3 maximum amount) for owners of registered pets if desexed or obedience trained.

## CURRENT SITUATION

### Registration data

Indicator	2015/16 year	2016/17 year	Variation
Dogs registered	11,953	12,091	+138
Cats registered	5,116	5,078	-38
Dog desexing rate (% of registered dogs)	78.2%	79.1%	+0.9
Cat desexing rate (% of registered cats)	92.7%	93.2%	+0.5

Council, in August 2009, introduced a scheme which aimed to increase the registration rate of dogs and cats and at the same time encouraged voluntary desexing of dogs and cats.

The scheme has been largely successful in that there has been an increase in the number of dogs registered and the percentage of dogs and cats desexed, this has remained stable over the past years.

### Animal Census

Historically, estimating the number of dogs and cats within the municipality has been done using broad figures. For example, in 1998 dog/cat numbers were estimated based on an average provided in a report by BIS Shrapnel. Their broad figures were that 40 per cent of Australian households own one or more dogs and 26 per cent own one or more cats. Based on these percentages, Glen Eira, at that time, would have had 30,400 dogs and 20,100 cats.

However, in 2012 Council was able to significantly refine these estimates by undertaking a full Animal Census (following on from a partial census undertaken in 2006). This involved visiting 33,000 properties to gather data on the actual number of dogs and cats in the municipality. The properties targeted were those that Council records indicated did not have a dog or cat registered.

The outcome of the census revealed that Glen Eira has significantly lower dog and cat numbers than previously thought. The revised estimates after the latest census are:

- dogs approximately 14,000; and
- cats approximately 6,000.

Despite the animal census being a data gathering exercise as opposed to an enforcement opportunity, Council has seen an increase in registration levels of both dogs and cats. That is, a voluntary upswing in both dog and cat registrations accompanied the census.

### **Orders, local laws, Council policies and procedures**

See Appendix 1

### **Educational and promotional activities**

See Appendix 2

### **Compliance activities**

See Appendix 3

### **Summary**

Over the last four years our registered dog population has gradually increased, largely due to the incentive schemes in place since 2009. We have also seen an increase in the number of registered dogs and cats that have been desexed.

However, during the animal census activity many unregistered animals were still detected. This indicates that educating the community on animal registration is for some not being heeded. However, as evidenced by an increase in registrations after the animal census was undertaken, face-to-face engagement with the community is a way to get the message through. It is for this reason that Council plans include carrying out annual door knocks and following up on unregistered dogs and cats.



## Our plans

### Objective 1

Increase dog and cat registration numbers each year.

Activity	When	Evaluation
Ensure all seized and impounded animals are registered to their owner prior to release	Prior to every release	Annual review of number of dogs and cats being seized and impounded which are not registered to their owner.  Review of registration records to ensure these animals are subsequently registered.
Follow-up of unregistered dogs and cats.	Annual door knocks conducted between May and July each year.	Review registration records to ensure previously detected unregistered dogs and cats are now registered.
Continue to offer incentive scheme that encourages early/initial registration and desexing of dogs and cats.	Ongoing	Annual review of incentive scheme to evaluate effectiveness.

### Objective 2

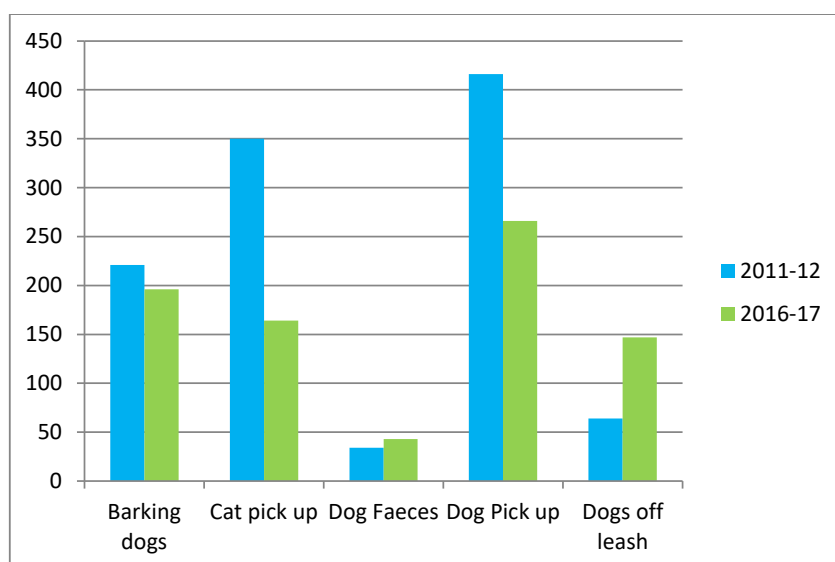
Improve the accuracy of Council data for analysis and identify trends.

Activity	When	Evaluation
Review existing reporting framework to enable better analysis of registration data	By June 2018	Upgrade existing database to improve efficiency and accuracy of data collection
Develop new reports to identify registration trends especially relating to the success or otherwise of Council's desexing and registration incentive scheme.	By June 2018	New reports developed and finalised depicting registration/identification trends.

## NUISANCE

Section 68(A)(2)(c)(vi) of the *Domestic Animals Act* requires Councils to outline programs, services and strategies to minimise the potential for dogs and cats to create a nuisance — also addresses 68A(2)(a),(c)(i),(c)(ii),(d),(f).

### CURRENT SITUATION



The above data is taken from Council's customer complaints system. It is a reflection of the difference between complaints prior to the commencement of Council's DAM Plan (2013-2016) and after.

Pleasingly, a reduction in complaints in the areas of barking dogs and pick-up of wandering cats and dogs is evident. This may be due to Council's procedure for dealing with barking dog complaints. The procedure involves a combination of investigation, education and the gathering of evidence. However, one of the actions of this *DAM Plan* is to review the procedure to determine whether any further improvements can be made in this area.

Issues around off-leash areas and dog faeces have increased. This is despite concentrated efforts in education and park patrols. It is apparent from recent community consultation that continued effort is needed with zero tolerance, especially where sporting groups occupy off leash ovals.

Council has increased officer patrols in parks where these issues remain a problem. Council officers hand out plastic bags for the disposal of dog faeces and, as part of its education campaign, post cards and stickers.

The recent introduction of Electronic Message Boards into our Parks will further assist Council in getting the message across. These signs run late into the night and early morning before staff are deployed.

Signage at parks reminds dog owners of their responsibilities.

Council introduced an incentive scheme in 2009 to encourage dog owners to have their dogs trained and under effective control when exercising them in off leash parks. An owner who has a dog that has successfully completed a Government approved dog obedience course is entitled to one year's free registration which is applied to the second year. A 50 per cent discount then applies to subsequent years for the life of their dog. There have not been many dog owners who have qualified for this incentive. Council intends to monitor this take up and advertise this offer more fully in the future.

The scheme's aim is worthwhile as it is thought to lead to better controlled dogs in off leash areas and should help reduce nuisance complaints.

### **Orders, local laws, council policies and procedures**

See Appendix 1

### **Educational and promotional activities**

See Appendix 2

### **Compliance activities**

See Appendix 3

### **Summary**

Whilst all nuisance complaints will continue to be monitored and addressed, it is apparent that particular attention needs to be paid to dog litter and dog off leash areas. Nuisance issues are not unique to any specific location. There are however general factors that contribute to dogs and cats becoming a nuisance including:

- neighbourhoods that have higher density living. This can lead to an increase in sensitivity to barking dogs due to smaller property sizes; and
- open spaces and parklands are limited in size and must be shared. A careful balance must be achieved for all park users not only pet owners.

Council has tried to address the issue of sharing parks by introducing time share arrangements where for certain stipulated times of the day owners can exercise their dogs off-leash.

### **Our plans**

#### **Objective 1**

Reduce cat nuisance complaints progressively each year.

<b>Activity</b>	<b>When</b>	<b>Evaluation</b>
Assist residents dealing with cat trespass/nuisance problems by purchasing additional cat cages	By January 2018	Additional cat cages purchased as required.



Activity	When	Evaluation
for use by local residents as required.		
Review current cat nuisance data, procedures and actions.	By March 2018	Review undertaken and identify 1 initiative for improvement.
Provide education material about cat enclosures and nuisance issues to cat owners in registration information packs each year.	Ongoing	Material produced and distributed as part of registration.

## Objective 2

Develop a strategy to address dog litter issues in Council parks.

Activity	When	Evaluation
Review current education and enforcement strategies and develop new strategies.	By July 2018	Review undertaken and new Strategy developed.
Review location and number of dog litter bag dispenser and disposal bins in parks	By July 2018	Review undertaken and recommended actions implemented.
Review location and number of dog litter signage in parks	By July 2018	Review undertaken and recommended actions implemented.
Undertake appropriate education through articles in <i>Glen Eira News</i> and on Council's website.	Ongoing	At least four articles each year.

### Objective 3

Develop a strategy to address dog barking issues.

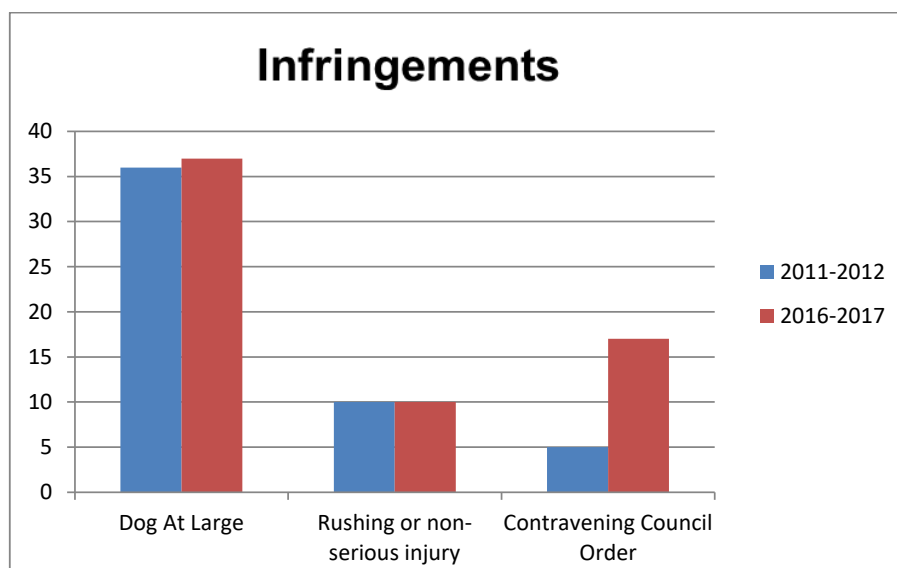
Activity	When	Evaluation
Review current dog barking complaint data, procedures and actions.	By August 2018	Review undertaken and recommended actions implemented.
Prepare new Glen Eira specific log book and booklet to address barking dogs.	By February 2018	Booklet prepared.
Investigate new technology products available to assist pet owners with their barking dogs (such as collars and barking meters, & use of Animal Behaviourist).  Educate/inform residents about the availability of these resources.	By March 2018	Investigation undertaken including consideration of use by Council officers.  <i>Glen Eira News</i> article and information on Council's website.

## DOG ATTACKS

Section 68(A)(2)(c)(iii) of the *Domestic Animals Act* requires Councils to outline programs, services and strategies to minimise the risk of attacks by dogs on people and animals — also addresses 68A(2)(a), (c)(i), (c)(ii), (d) and (f).

## CURRENT SITUATION

	2011-2012	2016-2017
Reported Dog Attacks	64	82



The increase in the number of infringements issued for contravening the Council Order is due to a dedicated enforcement campaign in response to an increase in the number of complaints regarding dogs off leash.

Council has adopted an Order under Section 26(2) of the *Domestic Animals Act* (see Appendix 4) that requires a dog to be on leash at all times when in public places (other than designated off-leash areas). The Council Order places certain responsibilities on the dog owner when in off-leash areas and in all cases the dog must still be under effective control.

All dog owners are required by law to confine their dogs to their property unless they are under effective control such as on a leash. Dog socialisation and education is encouraged via obedience training schools. These schools introduce basic training which helps the owner understand his/her responsibilities and hence minimise any aggressive tendencies in their dogs.

Dogs that wander at large are obviously not under any control. These dogs contribute to a significant proportion of dog management problems. It is essentially these dogs that lead to the majority of dog attacks. Inadequate confinement of dogs sees them at large.



The concept of effective control is perhaps one of the least understood concepts of responsible pet ownership. Unfortunately some owners still interpret leash free as meaning my dog can run randomly to his/her heart's content while I chat on my mobile phone or to a fellow dog owner. Such dogs are clearly not under any control, let alone effective control. This is an area of continued intense education by Council's Animal Management Officers (AMOs). Additionally, the Order states that dogs are not to roam within (20m) of playgrounds, sporting activities and schools. Again, this places additional responsibility on dog owners to control their dogs.

AMO's place a high importance on dogs being on-leash or confined to their property in order to minimise risk to the community. However, it also needs to be recognised that regular exercise, including in off-leash areas, is important for reducing the incidence of aggression in dogs and can assist to socialise dogs. Responsible pet ownership is the key to a healthy relationship between dogs and the wider community in which they live.

### **Orders, local laws, Council policies and procedures**

See Appendix 1

### **Educational and promotional activities**

See Appendix 2

### **Compliance activities**

See Appendix 3

### **Summary**

Dog attack is the critical animal management issue. Dog attacks occur predominately in and around the family home (including the pavement in front of the home). Public areas where people and dogs congregate such as parks also create risk.

Where serious injuries have occurred to a person or another animal as a result of a dog and the evidence is thought to be sufficient enough for prosecution, Council will have the matter heard in the Magistrates Court.

One court case involved the prosecution of a dog owner who had their dog on a leash when it attacked a child. The attack resulted in serious facial injuries. The offending dog despite being on a leash was obviously not under effective control. The remorseful dog owner voluntarily euthanized the dog. The fines issued by the Magistrate (including costs) exceeded \$4,000.

Council will consider increasing awareness of the impacts of dog attacks, and the benefits of confining a dog to their property as the key to preventing dog attacks. Targeted education will continue over the next few years, including raising awareness about the need to check fencing and gates for potential escape routes for their dog/s.

## Our plans

### Objective 1

Improve reporting of dog attacks

Activity	When	Evaluation
Review existing complaint system for response times and data gathering information	By April 2018	Review undertaken and recommended actions implemented.
Improve public awareness of what constitutes a dog attack and how to most effectively report dog attacks.	By February 2018	Review current education campaign and develop new tools such as media articles, public notices in parks, Council website etc.

### Objective 2

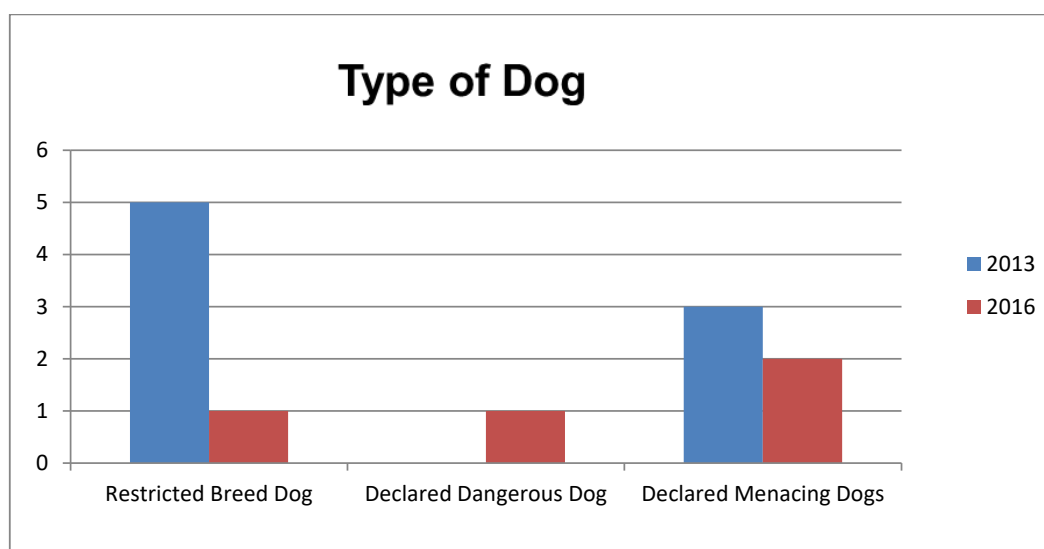
Improve awareness of safety around dogs.

Activity	When	Evaluation
Publicise key dog attack prevention messages	Ongoing	Develop publication material and distribute via mail outs, media articles, handouts during park patrols.
Promote dog obedience training, responsible pet ownership and We Are Family programs	Ongoing	Information added to Council website; at least 4 media articles published.

## DANGEROUS, MENACING AND RESTRICTED BREED DOGS

Section 68A(2)(c)(vii) of the *Domestic Animals Act* requires Council to outline programs, services and strategies to effectively identify all dangerous dogs, menacing dogs and restricted breed dogs and to ensure that those dogs are kept in compliance with this Act and the regulations — also addresses 68A(2)(a),(c)(i),(c)(ii),(d),(f).

### CURRENT SITUATION



Council currently only has one registered restricted breed dog and two declared menacing dogs and one declared dangerous dogs registered in Glen Eira.

### Restricted breed dog

Legislation indicates that restricted breed dogs pose a potential risk. Restricted breed dogs have controls placed on them due to the increased potential of an aggressive nature of the breed in general.

A restricted breed dog is any one of the following breeds:

- (a) Japanese Tosa;
- (b) fila Brasileiro;
- (c) dogo Argentino;
- (d) Perro de Presa Canario (or Presa Canario); and
- (e) American Pit Bull Terrier (or Pit Bull Terrier).



However, there are many dogs that have been registered as a cross breed or registered as another breed of dog possibly in order to avoid a restricted breed designation. It is an offence to falsely sign a declaration of breed type when registering a dog.

## Menacing or dangerous dog

If a dog exhibits certain behaviours and/or there is an incident then Council has the power to declare that dog either a menacing dog or a dangerous dog. Dogs must be declared by Council and do not just become menacing or dangerous just because they may be aggressive.

A dog can be declared as menacing if it has rushed at or chased a person or it bites any person or animal causing injury that is not in the nature of a serious injury.

A dog can be declared as dangerous if it has caused the death of or serious injury to a person or animal by biting or attacking that person or animal; or if the dog is a menacing dog and its owner has received at least two infringement notices in respect of the offence in Section 41E (restraint of menacing dog).

## Orders, local laws, Council policies and procedures

See Appendix 1

## Educational and promotional activities

See Appendix 2

## Compliance activities

See Appendix 3

## Summary

It is evident from the data that the list of dangerous, restricted breed or menacing dogs in Glen Eira is diminishing. This may be because the owner has moved or the dog has died. Legislative prohibitions on registering dangerous, restricted or menacing dogs are designed to reduce the prevalence of these dogs and it would seem that the legislation intent is having the desired effect.

Due to the low number of restricted breed, dangerous and menacing dogs in Glen Eira, the ongoing inspection and control of these dogs is manageable.

## Our plans

### Objective 1

Identify and register all declared dogs in the municipality.

Activity	When	Evaluation
Prepare inspection program for the assessment and identification of dogs suspected of being a restricted breed, dangerous or menacing dog.	December 2018	Inspection program prepared and inspections commenced.  Record details of inspections carried out.

Activity	When	Evaluation
Cross-reference microchip database information with current Council registration information for potential restricted breed dogs.	July 2018	Record details of dogs identified.
Identify and inspect all industrial properties for dogs housed or kept for guarding purposes.	July 2018	All industrial properties inspected.
Educate the community about what is a declared dog.	Ongoing	Update information on website and I Glen Eira News article per annum.

## Objective 2

Effectively inspect and audit all declared dog premises annually to ensure they are following legislative requirements.

Activity	When	Evaluation
Ensure compliance with legislative requirements	Yearly	Audit inspections carried out and details recorded.



## OVERPOPULATION AND HIGH EUTHANASIA

Section 68A(2)(c)(iv) of the *Domestic Animals Act* requires Councils to address any over-population and high euthanasia rates for dogs and cats — also addresses 68A(2)(a),(c)(i),(c)(ii),(d),(f)

### CURRENT SITUATION

#### Total Impoundments

Animal	2011-2012	2016-2017	Variance
Dog	542	266	-259
Cat	225	164	-92

#### Euthanased (% of total impoundments)

Animal	2011-2012	2016-2017	Variance
Dog	3%	1%	-2%
Cat	40%	28%	-11%

#### Reclaimed/Returned/Sold (% of total impoundments)

	2011-2012	2016-2017	Variance
Dog	97%	92.9%	-4.1%
Cat	60%	70.7%	+10.7%

It is pleasing that the number of dogs and cats being euthanased has continued to be low. However, whilst the rates of cats being euthanased has dropped, Council will continue to strive to see this figure decrease.

Council will continue to offer a free service to return animals to their owners whenever possible. As part of this free service AMOs also educate the owners on adequate fencing to ensure their animals are kept safe.

Impounded animals that cannot be identified when picked up by Council officers are taken to the RSPCA shelter in Burwood. The RSPCA holds animals for a number of Councils as well as animals surrendered by members of the public making any direct comparisons between Glen Eira figures and those reported by the RSPCA misleading and distorted.

#### Desexing Rates (% desexed/total registered)

Animal	2011-2012	2016-2017	Variance
Dog	75%	79.1%	+4.1%
Cat	91%	93.2%	+2.2%

Desexing rates have increased favourably over the last three years. This is evidence that our incentive programs and education are working. The Council incentive program offering discounts on registration to the owners of desexed dogs and cats may have contributed to this increase.

## Orders, local laws, Council policies and procedures

See Appendix 1

## Educational and promotional activities

See Appendix 2

## Compliance activities

See Appendix 3

## Our plans

### Objective 1

Raise awareness about semi-owned cat population

Activity	When	Evaluation
Implement <i>Who's for Cats?</i> education campaign utilising the following resources (available from Bureau of Animal Welfare) <ul style="list-style-type: none"><li>• Are you feeding a bigger problem? Fact Sheet;</li><li>• media release for publication in local newspapers;</li><li>• TV commercial — can be used on Council's website; and</li><li>• promotions to encourage people to take full ownership of cats.</li></ul>	Annually	At least one media story published;  Update information on Council's website;  Review number of semi-owned cats handed into shelter/pound.

### Objective 2

Identify and record ownership status of seized cats.

Activity	When	Evaluation
Review current procedures and recording system for accurately identifying ownership details of cats picked up and/or impounded. (owned, semi-owned, wild, feral). Including their status regarding microchipping, desexed, registered.	December 2018	Procedure and reporting system reviewed and changes implemented.

**Objective 3**

Enhance website for lost and found animals

Activity	When	Evaluation
<p>Review Council's website relating to lost and found animals. Identify any performance and functionality improvements available such as ability to zoom in on photos of lost/found pets.</p> <p>Investigate use of social media as a tool in reuniting lost pets with their owners.</p>	December 2018	<p>Website review undertaken and enhancements or modifications implemented.</p> <p>Use of social media investigated and considered for implementation.</p>

**Objective 4**

Reduce regulatory restrictions on the return of lost animals

Activity	When	Evaluation
<p>Review current Section 84Y agreements with willing veterinary practices or other responsible organisations to allow them to hold lost animals whilst trying to locate and return them to their owners, and in emergency or welfare situations.</p>	February 2018	<p>Section 84Y agreement prepared and entered into with willing organisations.</p>



## DOMESTIC ANIMAL BUSINESSES

Section 68A(2)(c)(ii) of the *Domestic Animals Act* requires Council to outline programs, services and strategies which the Council intends to pursue in its municipal district to ensure people comply with the Act, the regulations and any related legislation – also addresses 68A(2)(a), (c)(i), (d), (f).

### CURRENT SITUATION

Type of Business	2013-2016	Current
Boarding establishment	8	8
Pet Shop	4	3
Dog Training	1	1

The above figures show that Council's total number of domestic animal businesses has remained stable. In some cases, non-compliance with the relevant Code of Practice meant that they had to make changes to their processes or face fines and further enforcement action by Council.

To date compliance with Codes of Practice has been excellence, however in 2012 Council made a successful prosecution relating to the conduct of a domestic animal business. The dog boarding establishment was operating from residential premises without being registered under the *Domestic Animals Act*. The operator was found guilty, convicted, fined \$3,000 and ordered to pay costs of over \$6,000.

### Orders, local laws, Council policies and procedures

See Appendix 1

### Educational and promotional activities

See Appendix 2

### Compliance activities

See Appendix 3

### Summary

Overall Council has a low level of domestic animal businesses and few compliance issues. Regular compliance checking and education activities will continue. All registered Domestic Animal Businesses (DAB) achieve yearly registration following a process of audit and follow-up inspections.

### Our plans

#### Objective 1

Identify and register all Domestic Animal Businesses in the municipality.

Activity	When	Evaluation
Conduct proactive investigations to determine businesses that should be registered as DAB.	By December each year	Compare number of registered DAB before and after investigations.

## Objective 2

Inspect and audit all registered Domestic Animal Businesses.

Activity	When	Evaluation
Audit all DAB for compliance with legislation.	Annually (at registration period April-June)	All DAB audited and compliance rates recorded.

## OTHER MATTERS

Section 68A(2)(e) of the *Domestic Animals Act* requires Council to provide for the review of any other matters related to the management of dogs and cats in the Council's municipal district that it thinks necessary.

## CURRENT SITUATION

In 2010, Council initiated a comprehensive review of its dog off-leash areas. Council engaged specialist consultants in animal management to conduct the review. The off-leash areas had not been reviewed for 14 years and it was appropriate to conduct a comprehensive review of these provisions.

The methodology used in conducting this review included the following:

- desk based review of all open space within the City;
- inspection of all of Council's current off-leash areas;
- examination of relevant Council plans and policies; and
- consultation with relevant Council staff.

The first round of community consultation was undertaken between November 2010 and January 2011 which included the following:

- three public forums;
- 40 in-park surveys of users of the current off-leash parks;
- 50 questionnaires mailed to stakeholders who were identified as having a potential interest in this issue; and
- preparation of a draft Report.

A second round of community consultation on the draft Report was held between 29 March and 12 April 2011.

It was publicised by letters/emails to the identified stakeholders and those who had registered their interest or participated in the first round of community feedback, sporting clubs, subscribers to Council's e-newsletter and registered users of the Glen Eira — Have your Say website. Copies were also left at libraries, Council service centres and the recreation services counter. The process was publicised in local papers and on Council's website.

As a result of this process, three parks in the north west of the municipality gained timed off leash areas, greater protection was given to sporting ovals, playgrounds and barbeque areas by reducing the off leash distance from 50 metres to 20 metres, and shared pathways were changed to become on leash.

A copy of the 2011 order which currently exists can be found on Council's website and in Appendix 4 to this plan.

Whilst a number of pocket parks have appeared since then, they are undersize to allow for dogs to run off leash, however during our engagement with community and stake holders the need for a dog agility park was raised and discussed as an important stimulant for dogs. Although not included within this Plan, Theme Three of Glen Eira's adopted *Council and Community Plan 2017-2021*, states, we will, *Explore opportunities to create dog agility park within the municipality.*

### **Orders, local laws, Council policies and procedures**

See Appendix 1

### **Educational and promotional activities**

See Appendix 2

### **Compliance activities**

See Appendix 3



## ANNUAL REVIEW OF PLAN AND ANNUAL REPORTING

As per Section 68A(3) of the *Domestic Animals Act 1994*, Council will review its *Domestic Animal Management Plan* annually to assess whether any amendments are necessary in order to ensure the plan is relevant and can be completed within the required time frame.

Council will expand its evaluation reporting to include more detailed statistics to ensure clarity and transparency relating to Council's Animal Management Services.

Council will publish the evaluation of its *Domestic Animal Management Plan* as part of its *Annual Report*.

In the final year of the plan, Council will undertake a major review and prepare drafting the next *Domestic Animal Management Plan* for the 2022-2026 period.

## **APPENDIX I — ORDERS, LOCAL LAWS, COUNCIL POLICIES AND PROCEDURES**

### **Orders:**

Council Order Section 26(2) — Control of dogs in public places

### **Local laws:**

- Keeping dogs and cats.
- Keeping poultry.
- Keeping pigeons.
- Keeping horses, cattle, sheep, pigs and general livestock.
- Shooting and snaring birds and animals.
- Animal litter.
- Unsatisfactory Fowl Houses, Kennels, Pigeon Lofts and animal enclosures.
- Animals and amenity.
- Animals and adequate fencing.

### **Policies:**

- Destruction of dogs after Court order or exercising Council power to destroy a dog (s.84P).
- Policy for the impounding of animals.

### **Procedures:**

- Trapping of cats and loan of traps.
- Inspecting properties for keeping more than two dogs or more than two cats.
- Dealing with barking dog complaints.
- Animal pickups.
- Registration of dogs and the fee structure for registration (Schedule to the Act).
- Enforcement strategy associated with issuing notices to comply, infringement notices and filing charges for prosecution.
- Serving notices of seizure relating to seizing of identified dogs.
- Seizure and impounding of dogs after a dog attack.
- Dealing with owners when recovering dogs that have been seized by Council.
- When a dog is declared dangerous (s.34).
- When a dog is declared menacing (s.41A).
- When a dog is declared to be of a restricted breed (s.98A).
- Provide details of dangerous dogs on the Victorian Declared Dog Registry (VDDR) (s.44AE).
- Provide details on VDDR of dogs destroyed in relation to s.84TA, TB and TC (s.44AEA).
- Seizure and impounding of dangerous and restricted breed dogs.
- Assessment of restricted breed dogs.
- Process for the registration/refusal of registration/renewal of registration of dangerous and restricted breed dogs (s.17).

## APPENDIX 2 — EDUCATIONAL, SUPPORT AND PROMOTIONAL ACTIVITIES

Council's aim is to promote responsible pet ownership primarily through educational activities and programs. These include:

- regular articles in Council's monthly newspaper — *Glen Eira News* including a centre spread feature on responsible pet ownership;
- regular media releases relating to topical issues such as dog attacks, registration renewals, desexing and microchipping programs;
- postcards with an explanation of Council's Order relating to the restraint of dogs in public places and the designation of off leash areas. These postcards are used extensively by officers during their park patrols;
- distribution of information about the benefits of dog obedience and puppy school training;
- production of a responsible pet ownership booklet and other booklets;
- Council's website has relevant information about responsible pet ownership;
- responsible pet ownership information on community noticeboards;
- a variety of free gifts such as leashes and doggy waste bag holders are available as giveaways; and
- information to assist people in the selection of the right pet for them.

Council also holds a yearly *pet expo* in conjunction with its *Party in the Parks* events. This has been very popular and gives pet owners the opportunity to participate in the free activities offered on the day.

School children in the municipality also receive instruction on how to behave around dogs through the Bureau of Animal Welfare Responsible Pet Ownership Program for Schools or the schools contacting Council directly. Details of the program can be found on the website located at [www.pets.info.vic.gov.au](http://www.pets.info.vic.gov.au)



## APPENDIX 3 — COMPLIANCE ACTIVITIES

The *Domestic Animals Act 1994* requires Council to administer and enforce the provisions of the Act.

The approach used by Council, in the first and preferred instance, is to inform, educate and encourage pet owners to accept responsibility for their pet, thereby complying with the provisions and intent of the Act in a voluntary way. The more successful Council is in this educational approach the less actual enforcement is required. This approach is consistent with the general philosophy of reasonable laws reasonably enforced. Council's Animal Management Officer's (AMO) see their primary role as one of providing a service to the community.

To ensure compliance with the Act, public places (particularly parks) are monitored regularly by AMO's. AMO's are also available to respond to serious breaches of the Act.

Emphasis is always given to maintaining community safety.

Council's compliance activities include:

- regular street and park patrols. Working hours are adjusted to increase AMO presence during daylight saving periods and in the early morning and late afternoon/early evening. These are times of increased activity or potential conflict in the parks with people walking and exercising their dogs and people exercising or jogging;
- for non-safety related offences, taking a graduated approach: verbal warnings and provision of responsible pet ownership brochures and literature, official written warnings and infringement notices for detected repeated breaches;
- prosecution in the Melbourne Magistrates Court for alleged dog attacks (zero tolerance for safety related offences);
- regular inspections of dangerous dog and restricted breed dog enclosures;
- respond to calls or complaints from members of the public regarding possible non-compliance with the provisions of the Act;
- an after-hours emergency service in case of dog attack or dogs at large;
- yearly inspections of domestic animal businesses;
- publication of successful prosecutions to act as a deterrent for others;
- distribution of relevant information regarding responsible pet ownership with warnings and infringement notices; and
- distribution of material by officers whilst patrolling parks in conjunction with verbal information to users of the parks.

## APPENDIX 4 — ORDER PURSUANT TO S. 26(2) OF THE DOMESTIC ANIMALS ACT

Notice is given that the Glen Eira City Council at its Ordinary meeting held on 30 August 2011 resolved to make the following order under section 26(2) of the Domestic Animals Act 1994

### Glen Eira City Council

#### Order Pursuant to Section 26(2) of the Domestic Animals Act 1994

##### 1. Definitions

In this order:

'Owner' has the same meaning as in the **Domestic Animals Act 1994**;

'Leash Free Area' means the following reserves or part of the following reserves designated by signs as being available for the unleashing of dogs at the time(s) signposted:

Allnutt Park (McKinnon)	Bailey Reserve (Bentleigh East)	Bentleigh/Hodgson Reserve (Bentleigh)
Boyd Park (Murrumbeena)	Caulfield Park (Caulfield North)	Centenary Park (Bentleigh East)
Joyce Park (Ormond)	Duncan MacKinnon Reserve (Murrumbeena)	East Caulfield Reserve (Caulfield East)
EE Gunn Reserve (Ormond)	Glen Huntly Park (Caulfield East)	Greenmeadows Gardens (St Kilda East)
Harleston Park (Elsternwick)	Hopetoun Gardens (Elsternwick)	Halley Park (Bentleigh)
King George VI Memorial Reserve (Bentleigh East)	Lord Reserve (Carnegie)	McKinnon Reserve (McKinnon)
Marlborough Street Reserve (Bentleigh East)	Moorleigh Community Village Reserve (Bentleigh East)	Murrumbeena Park (Murrumbeena)
Packer Park (Carnegie)	Princes Park (Caulfield South)	Victory Park (Bentleigh)

##### 2. Dogs must be under effective control

The Owner of any dog must keep the dog in effective control by means of a chain, cord or leash, not exceeding 1.5 metres in length, attached to the dog and either:

- held by the Owner who must be capable of restraining the dog; or
- fixed securely to a post or other fixture

while the dog is in any public area of the municipal district of the Council, except where Clause 3 of this Order applies.

##### 3. Owners obligations

A dog may be exercised off a chain, cord or leash in a Leash Free Area designated by the Council, if the Owner:

- carries a chain, cord or leash not exceeding 1.5 metres in length, sufficient to bring the dog under effective control, and

- b) remains in effective voice or hand control of the dog so as to be able to promptly bring the dog under effective control by placing the dog on a chain, cord or leash not exceeding 1.5 metres in length if that becomes necessary whether to comply with the provisions of this order or for any other reason.
  - c) If a dog is off a chain, cord or leash in a Leash Free Area designated by the Council, the dog must be brought under the effective control of the Owner by means of chain, cord or leash not exceeding 1.5 metres in length if the dog roams, or is likely to roam, to within 20 metres of:
    - (i) the principal location of an organised sporting event;
    - (ii) a children's play equipment area (unless the children's play equipment area is fenced off such that access to that area by the dog is prevented);
    - (iii) the entrance of a school during school hours and 15 minutes prior to and after school hours;
    - (iv) the principal location of an organised public meeting;
    - (v) a permanent barbecue or picnic area (unless the permanent barbecue or picnic area is fenced off such that access to that area by the dog is prevented);
- or if the dog does or is likely to worry, threaten, rush or attack any person or other animal.

#### **4. Areas to which Clause 3 does not apply**

Clause 3 does not apply to the following areas:

- a) The shared pathway which surrounds Caulfield Park, Caulfield North;
- b) The car park and shared pathway at the northern end of EE Gunn Reserve Ormond;
- c) Oval 1 and the shared pathway between Oval 1 and Oval 4 at Princes Park, Caulfield South.

#### **5. Time limits in Certain Leash Free Areas**

A dog may only be exercised in accordance with Clause 3 between the hours of 6:00am and 9:00am at the following reserves, or at parts of the following reserves as signposted:

- a) Harleston Park (Elsternwick);
- b) Hopetoun Gardens (Elsternwick);
- c) Greenmeadows Gardens (St Kilda East).

**Andrew Newton**  
Chief Executive Officer

**ITEM 9.7            SIGNAL BOX PAINTING TO COMBAT GRAFFITI**

**Author:**            *Lauren Bialkower, Manager, Libraries, Arts and Culture*

**File No:**            *17/1298829*

**Attachments:**    *Not applicable*

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**PURPOSE AND SUMMARY**

At the Council meeting on 12 April 2017 Council resolved that “Officers prepare a report outlining the public art programs in similar municipalities with a particular emphasis on programs to cover the signal boxes to combat the tagging on these boxes and provide an outlet for local groups to contribute to the project”.

**RECOMMENDATION**

That Council:

1. engages Urban Smart Projects to coordinate the painting of 20 Signal Boxes at a cost of \$28,000;
2. notes that applications will be open to any artist/s living, working or studying within the City of Glen Eira; and
3. notes that the recommended designs will be ratified by the Arts and Culture Advisory Committee in early 2018

**BACKGROUND**

Public art is sited on public land and has been purchased or is owned by a public authority. Anyone can view and experience public art, unlike a museum or gallery that requires an intent to visit.

Public art can be a permanent or temporary artwork or visual art object or art installation located in the public realm and can include a variety of art forms.

There are six main categories of Public Art:

1. Urban Art (aerosol art/stenciling etc.)
2. Stand Alone Artworks or Art in Public Spaces
3. Integrated or Functional Artworks (paving, seating etc.)
4. Community Art (Murals, footpath inlays)
5. Temporary Artworks (time based and ephemeral art such as projections & temporary sculpture shows)
6. Artful Design (artist input into the overall design of a space)

There are two ways to manage graffiti – remove it (which is expensive) or prevent it from occurring. Integrated Artworks, in particular, are extremely effective deterrents in the fight against graffiti and as such are increasingly being utilised by Councils wanting to prevent graffiti.

Painting ugly infrastructure increases the community perception of safety by removing major sites of graffiti on local roadways. Public Art along with good design and attention to



community needs when developing civic spaces can help build a level of community ownership that translates into a reduction of vandalism. Experience has shown that interesting and relevant public art is rarely vandalised.

### ***Traffic Signal Boxes (TSBs)***

One example of how Integrated Artworks can be successful is on TSBs. These are an essential piece of infrastructure that house traffic light electronics and are located adjacent to every set of traffic lights. TSBs are the most frequent graffitied pieces of equipment maintained by Local and State Governments.



Several municipalities have combatted the graffiti issue by painting the TSBs with original artwork under various public art initiatives. This not only adds a pleasing aesthetic - graffitied TSBs are associated with diminished personal and community safety and are seen as a symptom of a city in a state of disrepair.

Brisbane City Council commissioned a report in 2007 to ascertain the effectiveness in painting TSBs to combat tagging. Levels of graffiti were surveyed on a total of 233 painted versus 233 unpainted boxes and the reduction of graffiti on painted compared to unpainted boxes was consistent across Brisbane regardless of the location of TSBs. The report showed that unpainted TSBs accumulate graffiti three times faster than painted TSBs and it was measured that 84% of artworked TSBs remained free of graffiti.

### **EXAMPLES**

Councils including Knox, Moreland, Hobart, Manningham, Ballarat, Brisbane and the Gold Coast have worked with a company called Urban Smart Projects who have coordinated the painting of TSBs on their behalf.

Other Councils including Stonnington, Whitehorse and Banyule have coordinated smaller projects on their own via VicRoads whilst the City of Boorondara has a wider graffiti prevention strategy that works across several forms of public art.

Examples selected are from other Melbourne Metro Councils:

***Stonnington City Council***

Stonnington's TSB project has been via their Youth Services area where youth were mentored by professional artists in painting a selection of TSBs throughout their municipality.

Young people (12-25) were invited to transform graffiti hotspots across Stonnington into street art. Each participant received individual mentoring from a prominent local street artist to design, develop and execute their own individual piece. The intent was that participants would gain training and career opportunities relevant to this skill set. Council provided the artists with all materials for this initiative. Stonnington intends to persist with this initiative moving forward. Its benefit is two-fold enlivening ugly pieces of infrastructure but also developing the skills of youth.

***City of Whitehorse***

Under the *Traffic Signal Box Project 2015-2017*, the Box Hill Community Arts Centre organised five of their tutors and members of the Box Hill Art Group to paint the boxes in various locations within the City. The objective was to enliven their streetscape and creatively combat graffiti. As per Stonnington, Whitehorse provided all of the materials required. Many of the artworks on these TSBs are still intact.

***City of Banyule***

The City of Banyule ran a program called Traffic Graffiti in 2007 and 2008. Local Artists painted TSBs in graffiti hotspots across Ivanhoe, Rosanna, Watsonia, Viewbank and Heidelberg.

Banyule contribute \$60k per annum for the development of Public Art initiatives such as this one plus \$5k per annum maintenance. A Public Art Working Group made the decision on which designs to accept. Banyule are one of the most proactive municipalities in terms of Public Art and strongly encourage it as part of their culture.



### ***City of Port Phillip***

The City of Port Phillip has been using street art as a graffiti deterrent since 2003. There are various programs within their Public Art area including the active connection of street artists with building owners seeking street art; an anti-graffiti street art program focusing on graffiti hotspots, and a street art program which supports the work of street artists.

In addition to TSBs, Port Phillip has used artists to brighten up rubbish bins around the Acland Street, St Kilda area.



### ***City of Boorondara***

Boorondara Council has implemented an 'adopt a public place' program which encourages the public to take ownership of a public area including proactive regular inspection and reporting of graffiti. In the public art context, they have undertaken a number of community arts programs including the appointment of a network of graffiti artists to paint eight Vic Roads TSBs with artwork in Canterbury Rd between Union Rd, Canterbury and Burke Rd,

Camberwell. These works incorporated tree motifs and have been a successful graffiti deterrent for these assets which are regularly targeted by graffitiists.

## **ISSUES AND DISCUSSION**

### **VicRoads Approval**

VicRoads have strong guidelines on design and locations. Particular colours and patterns are a safety concern as they are deemed too distracting. Should Council contract Urban Smart Projects, they would directly liaise with VicRoads to ensure all of their requirements were met. They would also provide a schedule of painting so that VicRoads are kept informed.

### **Supervision of Artists selected**

Whoever coordinates the project would be responsible for the safety of all involved. If there were children selected then all adults will require Working with Children Checks; we will have a duty of care to provide a safe environment for the volunteers (and for pedestrians passing by) which would include non-toxic paint, safety equipment, signage and supervision. Urban Smart Projects would manage this process and ensure the safety of all involved.

### **Materials**

The appropriate materials will be selected for painting such as paints, brushes and anti-graffiti coverings where possible. Urban Smart Projects has extensive experience in coordinating the painting of TSBs and therefore understands the materials required.

### **Copyright**

Having had extensive experience in this area, Urban Smart Projects would ensure Council had full rights to the artworks selected, thus ensuring we could utilise these in promotional materials and also paint over them if/when required.

### **Maintenance**

Maintaining TSBs is a VicRoads responsibility and Council provides a list to VicRoads weekly regarding TSBs that require attention. Should VicRoads request that Council reinstate a painted TSB to neutral for any reason, we'd be required to accommodate this request, but the costs involved would be minimal (less than \$1k per year).

## **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

There is no provision in the 2017/8 budget for Public Art however the \$28,000 can be accommodated within the Gallery and Visual Arts Budget without major impact.

10 boxes = \$15,000 + GST (\$1,500 per box)

20 boxes = \$28,000 + GST (\$1,400 per box)

The fee includes public liability insurance and \$400 per box goes to the Artist.

## **COMMUNICATION AND ENGAGEMENT**

There was no community consultation required for the production of this report.



**LINK TO COUNCIL AND COMMUNITY PLAN**

Theme 3: *A strong and safe community that connects people and enhances health and wellbeing.*

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

This matter was discussed at the Arts and Culture Advisory Committee meeting on 7 August 2017 where an in principal agreement was reached to paint 20 TSBs via the engagement of Urban Smart Projects. There are strong arguments that painting TSBs will act as a deterrent to graffiti and also add to the vibrant nature of our streets and landscapes. The Graffiti Management and City Futures teams have identified 20 Boxes that would be appropriate to paint, considering both from an aesthetic point of view as well as those currently targeted by taggers.

Engaging a company such as Urban Smart Projects will make the process seamless and ensure all safety and legislative requirements are met.

Selecting 20 TSBs will allow a broad cross-section of the community to be involved in the design and painting.

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**ITEM 9.8            GLEN EIRA FAMILY VIOLENCE PREVENTION ACTION PLAN  
2017-2018**

**Author:**            *Ana Tsaganos*

**File No:**            *17/1308587*

**Attachments:**    *Glen Eira Family Violence Prevention Action Plan 2017 - 2018*

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**PURPOSE AND SUMMARY**

To seek approval for the *Glen Eira Family Violence Prevention Action Plan 2017-2018* that has been developed to guide Council's activities related to the prevention of family violence.

**RECOMMENDATION**

That Council endorses the *Glen Eira Family Violence Prevention Action Plan 2017-2018*.

**BACKGROUND**

Family violence is the most pervasive form of violence perpetrated against women in Victoria. While both men and women can be perpetrators or victims of family violence, overwhelmingly the majority of perpetrators are men and victims are women and children.

Glen Eira City Council has increased its commitment to family violence prevention over the past 3 years. Previous reports to Council include:

- 22 July 2014 – Violence against Women in Glen Eira
- 11 August 2015 – Violence against Women in Glen Eira (Update to 22/7/2014 report)
- 13 October 2015 – Women's Refuges in Glen Eira
- 26 April 2016 – Royal Commission into Family Violence

Council plays a critical role in addressing family violence through partnership work at the regional level with other local governments, the health care network and service providers. In March 2017, Council's Mayor, Cr Mary Delahunty lead a summit on family violence prevention that brought together our partners and the broader family violence sector to explore ways of working together to end family violence in our community.

Family violence has been identified as a priority in Council's *Municipal Public Health and Wellbeing Plan 2017-2021*, specifically *Priority three – Respond to family violence*.

**Summing up the Plan**

The *Glen Eira Family Violence Prevention Action Plan* (attached) outlines Council's approach to family violence prevention activities. It articulates a vision for Glen Eira as a safe, healthy and inclusive community that is free from violence. The Plan reflects the Regional Strategy, to which Glen Eira is a signatory, *Preventing Violence together – Strategy for the Southern Metropolitan Region 2016 – 2021*. The regional strategy is facilitated by Women's Health in the South East (WHISE) and implemented through a regional partnership.

Council's approach to family violence focuses on primary prevention. Primary prevention works to prevent violence before it occurs, aiming to address the underlying causes of violence that influence individual attitudes and behaviour. This is generally a whole of population approach that seeks to build knowledge and skills around the elements that

research shows, are the underlying causes of family violence – disrespect, discrimination and attitudes towards women and children.

Council's actions are described under five pillars which reflects the regional strategy:

- Community Change
- Leadership through Partnerships
- Organisational Change
- Supporting Evidence and Research
- Sustaining Commitment

There are eleven objectives:

1. To implement strategies in the delivery of Council services that support prevention of family violence.
2. To facilitate activities that will increase the capacity of community organisations/ individuals to prevent family violence.
3. To increase Council communications and media on the prevention of family violence.
4. To actively participate and work with established partnerships on preventing family violence across the region.
5. To develop new opportunities for partnerships and collaboration across community groups in the municipality.
6. To develop family violence prevention initiatives and support staff who may be experiencing family violence.
7. To improve understanding across the workforce in the prevention of family violence and support for diversity, gender equality and respectful relationships.
8. To implement evaluation and review of initiatives to respond to and prevent family violence.
9. To share knowledge with other organisations and build collective understanding of local service needs.
10. To embed the prevention of family violence in the *Council and Community Plan 2017–2021* and *Municipal Health and Wellbeing Plan 2017–2021*
11. To participate in advocacy opportunities to drive the prevention of family violence on a regional and state-wide level.

## ISSUES AND DISCUSSION

*Glen Eira Family Violence Prevention Action 2017-2018* aligns with the regional strategy *Preventing Violence Together; A Strategy for the Southern Metropolitan Region 2016-2021* and adopts the same strategic framework that provides the planning structure for the range of work delivered in this area by Council.

## FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS

Activities that are outlined under the *Glen Eira Family Violence Prevention Action Plan 2017-2018* are typically funded under the Community Planning and Engagement budget.

## POLICY AND LEGISLATIVE IMPLICATIONS

*Glen Eira City Council's Family Violence Prevention Action 2017-2018* supports and aligns with:

- Glen Eira City Council's Municipal Public Health and Wellbeing Plan 2017-2021
- Glen Eira City Council Enterprise Agreement 2016
- Family Violence Protection Act 2008

- Commonwealth, State and Territory Governments, *National Plan to Reduce Violence Against Women and their Children 2010-2022*
- State of Victoria, *Free from violence: Victoria's strategy to prevent family violence and all forms of violence against women, 2017*
- State of Victoria (Department of Premier and Cabinet), *Ending Family Violence: Victoria's Plan for Change, 2016*

## COMMUNICATION AND ENGAGEMENT

*Glen Eira Family Violence Prevention Action 2017-2018* was developed in collaboration with the Family Violence Prevention Champions Group and with support from the Executive Management Team.

## LINK TO COUNCIL AND COMMUNITY PLAN

Glen Eira Council and Community Plan 2017-2021 – Theme 3 Safe, Health and Inclusive.

## OFFICER DECLARATION OF CONFLICT OF INTEREST

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

## CONCLUSION

That Council notes the proposed *Glen Eira Family Violence Prevention Action Plan 2017-2018* that outlines Council's approach to address the issue of family violence.





GLEN EIRA  
CITY COUNCIL

BENTLEIGH  
BENTLEIGH EAST  
BRIGHTON EAST  
CARNEGIE  
CAULFIELD  
ELSTERNWICK  
GARDENVALE  
GLEN HUNTLY  
MCKINNON  
MURRUMBEENA  
ORMOND  
ST KILDA EAST

# GLEN EIRA FAMILY VIOLENCE PREVENTION ACTION PLAN 2017–2018



# Our commitment to making a difference

## Purpose

The *Glen Eira Family Violence Prevention Action Plan* outlines Council's approach to the prevention of family violence. It works toward a vision for Glen Eira as a safe, healthy and inclusive community, that is free from violence.

## Scope

Council has a unique role in the community, as a deliverer of services, manager of assets, employer and community leader with a responsibility for championing local community interests.

Council understands that the most effective approach to preventing and eventually eliminating family violence is to reject family violence in all its forms, to act on the underlying causes that condone violence against women and to work on promoting respect and equality. Council will work towards preventing family violence as an employer, as a community leader and as a service provider. It will provide targeted activities that address family violence through the work place, the community and in the home.

## Council's approach

Council's approach to family violence focuses on primary prevention. Primary prevention works to prevent violence before it occurs, aiming to address the underlying causes of violence that influence individual attitudes and behaviour.

Primary prevention applies a whole of population approach or may target particular groups who are at risk. It seeks to build knowledge and skills around the drivers of violence against women rather than focus on the behaviour of individuals or perpetrators. In this way, primary prevention strategies address the causal contributors that evidence demonstrates lead to family violence. These typically focus on social structures; norms and practices that perpetuate disrespect, discrimination; and violence towards women and children.

## Policy context

The *Southern Regional Preventing Violence Together Strategy 2016–2021* *Womens Health in the South East (WHISE)* is the foundation document from which the *Glen Eira Family Violence Prevention Action Plan* is developed. This regional *Strategy* is supported and underpinned by a rich compilation of evidence, research and policy at State and national levels. It is particularly driven by the *Royal Commission into Family Violence Report* with its 227 recommendations. These recommendations and the policy directions across this body of work inform and shape the approach taken by *Glen Eira's Family Violence Prevention Action Plan*.

## Our Commitment

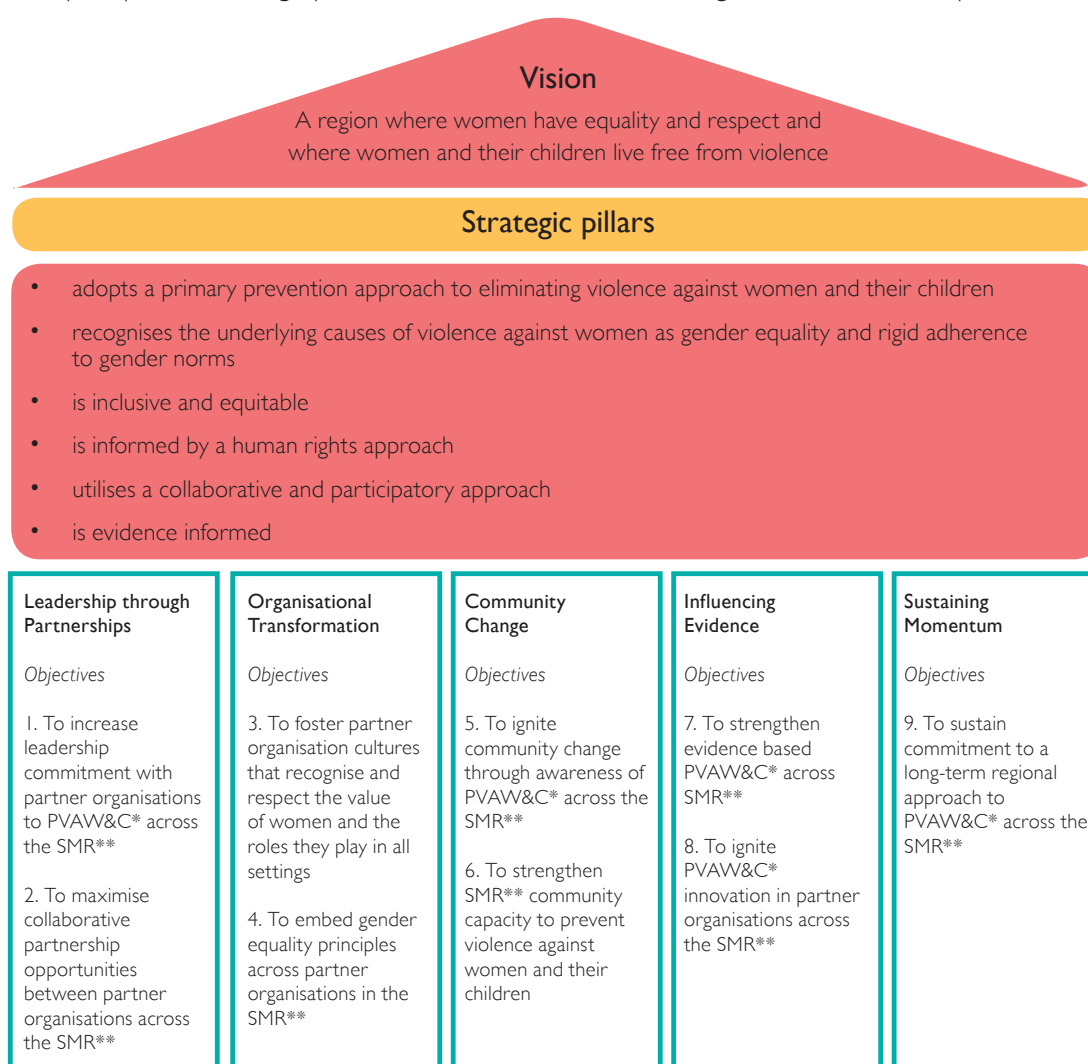
*Glen Eira's Family Violence Prevention Action Plan* is based on Council's signed commitment to partnership *Preventing Violence Together — A Strategy for the Southern Metropolitan Region 2016–2021* (WHISE 2016).



# Regional framework for family violence prevention

## Preventing violence together — A Strategy for the Southern Metropolitan Region 2016–2021 (WHISE)

Women's Health in the South East (WHISE) has led the development of a regional strategy in partnership with community and health organisations, and local governments. This WHISE regional framework (below) guides the work undertaken in Glen Eira. The regional strategy identifies a vision, core principles and strategic pillars, which can be used within an organisational and municipal context.



Source: *Preventing Violence Together Strategy 2016–2021* Womens Health in the South East (WHISE).

\* Prevention of Violence Against Women and their Children.

\*\* Southern Metropolitan Region.

The regional strategy utilises partnerships across the region, through a structure including a steering committee for oversight, communities of practice to guide knowledge and learning, and the Southern Primary Care Partnership (PCP) working group for projects.





Glen Eira City Council's Action Plan utilises the strategic pillars of the regional framework for family violence prevention which is supported through partnership and organisational activity across the region.

Steering  
committee

Communities of  
practice

Southern  
Melbourne PCP  
FV working group



# Glen Eira City Council's Family Violence Prevention Action Plan

## Vision

A safe, healthy and inclusive community, free from family violence

## Glen Eira City Council's Family Violence Action Plan

- adopts a primary prevention approach;
- recognises the underlying causes of family violence as being disrespect towards women, rigid gender norms and gender inequality;
- is informed by evidence, research, policy and best practice directions; and
- is based on partnership, participation and collaboration.

### GECC Municipal Public Health and Wellbeing Plan 2017–2021

Identifies family violence prevention as a strategic priority for Council and delivers a set of defined actions

### GECC Family Violence Prevention Policy

Guides Council's commitment to the prevention of family violence

### GECC Family Violence Preventions Champions Group

Delivers organisational leadership and co-ordinates the delivery of an annual action plan

## Strategic pillars

### Community Change

#### Objectives

1. To implement strategies in the delivery of Council services that support prevention of family violence.
2. To facilitate activities that will increase the capacity of community organisations/ individuals to prevent family violence.
3. To increase Council communications and media on the prevention of family violence.

### Leadership through Partnerships

#### Objectives

4. To actively participate and work with established partnerships on preventing family violence across the region.
5. To develop new opportunities for partnerships and collaboration across community groups in the municipality.

### Organisational Change

#### Objectives

6. To develop family violence prevention initiatives and support staff who may be experiencing family violence.
7. To improve understanding across the workforce in the prevention of family violence and support for diversity, gender equality and respectful relationships.

### Supporting Evidence and Research

#### Objectives

8. To implement evaluation and review of initiatives that respond to and prevent family violence.
9. To share knowledge with other organisations and build collective understanding of local service needs.

### Sustaining Commitment

#### Objectives

10. To embed the prevention of family violence in the *Council and Community Plan 2017–2021* and *Municipal Health and Wellbeing Plan 2017–2021*
11. To participate in advocacy opportunities to drive the prevention of family violence on a regional and state-wide level.

## STRATEGIC PILLAR:

# Community change

**Objective one: To implement strategies in the delivery of Council services that support prevention of family violence.**

Actions	Measure	Timelines	Who
<b>1.1</b> Deliver family violence assessment by maternal and child health nurses to mothers attending the service.  Implement Child Risk Assessment Framework (CRAF) at the four weeks Key Ages and Stages visits and at all other visits where indicated.	CRAF assessment implemented at four week Key Ages and Stages visit.  Assessment and referral data recorded and reviewed.	Ongoing	Maternal and Child Health Service
<b>1.2</b> Youth Services provide support to young people experiencing family or relationship issues.	Number of young people provided with information, referral and support through the Youth Information Centre.	Ongoing as required	Youth Services



**Objective two: To facilitate activities that will increase the capacity of community organisations / individuals to prevent family violence.**

Actions	Measure	Timelines	Who
<b>2.1</b> Deliver a GECC Glen Eira City Council and community <i>White Ribbon Day/ 16 Days of Activism</i> event or activity.	<ul style="list-style-type: none"> <li>Public screening of <i>Call Me Dad</i> held in the Theatrette.</li> <li>Coffee cup initiative across 10 cafes in Glen Eira with gender equity messages.</li> <li>Gender equality books displayed in Caulfield and Carnegie Libraries.</li> </ul>	November–December 2017	Family Violence Prevention Champions Group Community Planning and Engagement
<b>2.2</b> Develop a flyer on respectful relationships to place in all families 'Children's Health Record' at the home visit — to start the conversation right from the first contact.	Insert information on healthy and unhealthy relationship to be added to front of 'Children's Health Record' and on the back, include contact details of where women can go for help.	February 2018	Maternal and Child Health Service
<b>2.3</b> Promote <i>Community Grants Program</i> and opportunities to apply for grants for initiatives that address family violence and promote collaboration across community groups and organisations.	<p><i>Community Grants Program</i> delivered annually with family violence listed as a high priority.</p> <p>At least two community grants addressing family violence granted.</p>	March–April 2018	Community Planning and Engagement
<b>2.4</b> Explore working with community groups/organisations to deliver health promotion activities and events that address issues of family violence in the community through: <ul style="list-style-type: none"> <li>promotion; and</li> <li>partnership.</li> </ul>	<p>Promote respectful relationships or family violence campaigns to community groups (eg. sporting groups).</p> <p>Work with community groups to deliver health promotion activities on preventing family violence.</p>	July 2017–June 2018	Family Violence Prevention Champions Group Community Planning and Engagement



**Objective three: To increase Council communications and media on the prevention of family violence.**

Actions	Measure	Timelines	Who
<b>3.1</b> Provide information to community members on where to go in Glen Eira if they are experiencing family violence.	Make a flyer available to the community on services and supports available on family violence (website, hard-copies available at Libraries, Service Centre Maternal and Child Health Centres etc.).  Review, update and distribute family violence flyer/resources annually.	December 2017	Community Planning and Engagement
<b>3.2</b> Identify and promote existing family violence prevention resources to community organisations and residents in Glen Eira.	Distribute links to the South Safe website.  Identify paper based resources and distribute to relevant groups, mailing lists and staff.	Ongoing	Family Violence Prevention Champions Group  Community Planning and Engagement  Media and Communications
<b>3.3</b> Promote awareness of <i>White Ribbon Day</i> and the <i>16 Days of Activism</i> to the community through articles in GECC publications.	Include an article on <i>White Ribbon Day/ 16 days of Activism</i> in the October/November edition of <i>Glen Eira News</i> .  Promote information on Council's website, social media, and utilise Council newsletters — <i>What's On</i> brochure holders and community <i>Connect</i> newsletter.  Display banners in front of town hall portico/Duncan Mackinnon.	November–December 2017	Family Violence Prevention Champions Group  Community Planning and Engagement  Media and Communications
<b>3.4</b> Promote awareness of elder abuse.	Run awareness activities during <i>Elder Abuse Awareness Week</i> (15 June).	June 2018	Social Support and Inclusion Team
<b>3.5</b> Develop signage/media messages in public spaces to denounce family violence in the community.	Develop messaging and explore possible signage options*.  Implement at least two signage/ media options.	November–December 2017  May 2018	Family Violence Prevention Champions Group  Community Planning and Engagement  Media and Communications

\* Ideas include: Banners on Town Hall fence/Duncan MacKinnon; signage on waste trucks, on buildings, in our parks; banner on website; statement on Council's logo; statement on email signature; social media posts; articles in *Glen Eira News* and other publications; promotional material available at Libraries, Service Centre, Maternal and Child Health Centres, child care, immunisation etc.



## STRATEGIC PILLAR:

# Leading through partnership

**Objective four: To actively participate and work with established partnerships on responding and preventing family violence across the region.**

Actions	Measure	Timelines	Who
<b>4.1</b> To implement a Family Violence Prevention Action Plan across Council outlining divisional responsibilities on an annual basis.	90 per cent of actions in <i>Family Violence Prevention Action Plan</i> complete.	Track progress every two months	Family Violence Prevention Champions Group  Community Planning and Engagement
<b>4.2</b> To actively participate and contribute to the <i>Regional Preventing Family Violence Together — A Strategy for the Southern Metropolitan Region 2016–2021</i> (WHISE).	Attend and represent Glen Eira City Council at WHISE Steering Group meetings according to meeting schedule.  Attend and represent GECC Glen Eira City Council at Communities of Practice meetings according to meeting schedule.  GECC Glen Eira City Council to support the actions of the <i>Preventing Violence Together Regional Strategy Action Plan</i> .	Monthly meetings	Community Planning and Engagement
<b>4.3</b> To actively participate and contribute to the <i>Southern Melbourne PCP Family Violence Working Group</i> .	Attend Southern Melbourne PCP Family Violence Working Group meetings according to meeting schedule and represent Glen Eira City Council in a range of region-wide primary prevention projects.	Monthly meetings	Community Planning and Engagement

**Objective five: To develop new opportunities for partnerships and collaboration across community groups in the municipality.**

Actions	Measure	Timelines	Who
<b>5.1</b> Implement the partnership project between Maternal and Child Health (MCH) Service and Peninsula Community Legal Centre.	Monitor and review the uptake of a one day legal practitioner program to operate at Glen Huntly Maternal and Child Health Centre for women experiencing family violence and seeking information and legal advice.	Service to commence October 2017	Maternal and Child Health Service
<b>5.2</b> Collaborate with Caulfield Community Health Service, Jewish Care and Glen Eira City Council.	Convene bi-annual meetings to discuss service needs and possible working opportunities on the prevention of family violence.	July 2017–June 2018	Community Planning and Engagement

## STRATEGIC PILLAR:

# Organisational change

**Objective six: To develop family violence prevention initiatives and support staff who may be experiencing family violence.**

Actions	Measure	Timelines	Who
<b>6.1</b> Develop a family violence prevention policy.	Develop policy.  Policy available on Council website/intranet and distributed to all staff.	2018	Family Violence Prevention Champions Group/ Policy Working Group:  Lead: People and Culture
<b>6.2</b> Develop a diversity strategy that includes a commitment to supporting people experiencing family violence and promotes gender equality and respectful relationships.	Diversity strategy endorsed by Executive.  Diversity strategy available on Council's website/intranet.  Diversity strategy distributed to all staff.	October 2017 Complete	People and Culture
<b>6.3</b> Convene a regular Glen Eira City Council cross divisional Family Violence Prevention Champions Group.	Meetings convened with members of the Family Violence Prevention Champions group bi-monthly.	Meetings held every two months	Community Planning and Engagement
<b>6.4</b> Provide staff experiencing family violence with readily available access to specialist counselling support.	<i>Employment Assistance Program (EAP)</i> in place with capacity to provide counselling support for staff experiencing family violence.	Ongoing	People and Culture
<b>6.5</b> Provide advice to staff that there are family violence provisions in Council's <i>Enterprise Bargaining Agreement (EBA)</i> .	Information provided to staff in an accessible way that <i>EBA</i> provides up to 20 days leave for staff impacted by family violence.	Ongoing	People and Culture

**Objective seven: To improve understanding across the workforce in the prevention of family violence and support for diversity, gender equality and respectful relationships.**

Actions	Measure	Timelines	Who
<b>7.1</b> Inform staff about the services offered by Council that support staff experiencing family violence through regular communication.	Deliver information to staff on a range of family violence support, three times a year.	November 2017 March 2018 August 2018	People and Culture  Family Violence Prevention Champions Group Communications Working Group
<b>7.2</b> Run a family violence information stall at the next <i>Health and Wellbeing Expo</i> that includes supports and services available.	Stall to be delivered by the Family Violence Champions Groups to staff across the organisation.	2018	Family Violence Prevention Champions Group
<b>7.3</b> Implement family violence and gender equity e-module.	All new and existing staff to complete e-module as part of their compliance training.	On commencement of employment  All existing staff by April 2018	People and Culture
<b>7.4</b> Deliver bystander training — focus for 2018.	Source training and deliver at least one Bystander Training module to staff in 2018.	2018	Family Violence Prevention Champions Group/Training and Human Resources Working Group
<b>7.5</b> Deliver family violence training to front line staff.	Source training and deliver at least one family violence training module to front line staff in 2018.	2018	Family Violence Prevention Champions Group/Training and Human Resources Working Group
<b>7.6</b> Deliver an internal staff <i>White Ribbon Day/16 Days of Activism</i> event/activities.	Staff event to be delivered to raise awareness: <ul style="list-style-type: none"> <li>• Staff screening of <i>They Call Me Dad</i> and lunch</li> <li>• BBQs at Depot and Parks</li> <li>• Messages of the <i>16 Days of Activism</i> promoted through: <ul style="list-style-type: none"> <li>• <i>GE News</i> article</li> <li>• Banners displayed in front of town hall portico</li> <li>• Council website and social media</li> <li>• Staff emails from male champion</li> <li>• Distribution of coffee cup from gender equity campaign</li> <li>• Email signature banner</li> </ul> </li> <li>• Provide staff with white ribbons</li> <li>• Leadership lunch with survivor advocate</li> </ul>	November–December 2017	Family Violence Prevention Champions Group  Community Planning and Engagement
<b>7.7</b> Deliver a women's health seminar event to staff.	Women's health event delivered to staff across the organisation.	September 2017 Complete	People and Culture
<b>7.8</b> Deliver a men's health seminar event to staff.	Men's health event delivered to staff across the organisation.	2018	People and Culture

## STRATEGIC PILLAR:

# Supporting evidence research

**Objective eight: To implement evaluation and review of initiatives that respond to and prevent family violence.**

Actions	Measure	Timelines	Who
<b>8.1</b> Executive team/CEO/Councillors to advocate to government and peak bodies about family violence prevention.	Advocacy through networks and forums as opportunities arise.  CEO and Councillor messaging included in-house publications for staff and Glen Eira News.	Twice per year	Executive team/CEO /Councillors
<b>8.2</b> Undertake evaluation on range of family violence initiatives, including:  •family violence prevention e-module;  •Maternal and Child Health CRAF assessment;  •review EAP data; and  • <i>16 days of Activism</i> family violence coffee cup initiative.	Evaluation of data reviewed and recorded in a reporting format and shared with Family Violence Prevention Champions Group.	Ongoing	Family Violence Prevention Champions Group  Community Planning and Engagement
<b>8.3</b> To complete MAV research/surveys on work being undertaken in area of family violence.	Glen Eira City Council completes MAV survey on family violence work.	As required	Community Planning and Engagement

**Objective nine: To share knowledge with other organisations and build collective understanding of local service needs.**

Actions	Measure	Timelines	Who
<b>9.1</b> To implement <i>Family Violence Summit</i> actions with key stakeholders.	Deliver at least four of the <i>Family Violence Summit</i> priority areas: 1. Support networking and partnership opportunities 2. Explore funding options 3. Develop consistent messages about family violence 4. Advocate for an improved service response 5. Develop policies around family violence 6. Develop training for Council and community	Ongoing	Family Violence Prevention Champions Group
<b>9.2</b> To advertise any Glen Eira City Council opportunities related to family violence of South Safe website.	At least one Glen Eira City Council activity advertised on South side website.	As required	Community Planning and Engagement  Maternal and Child Health



## STRATEGIC PILLAR:

# Sustaining commitment

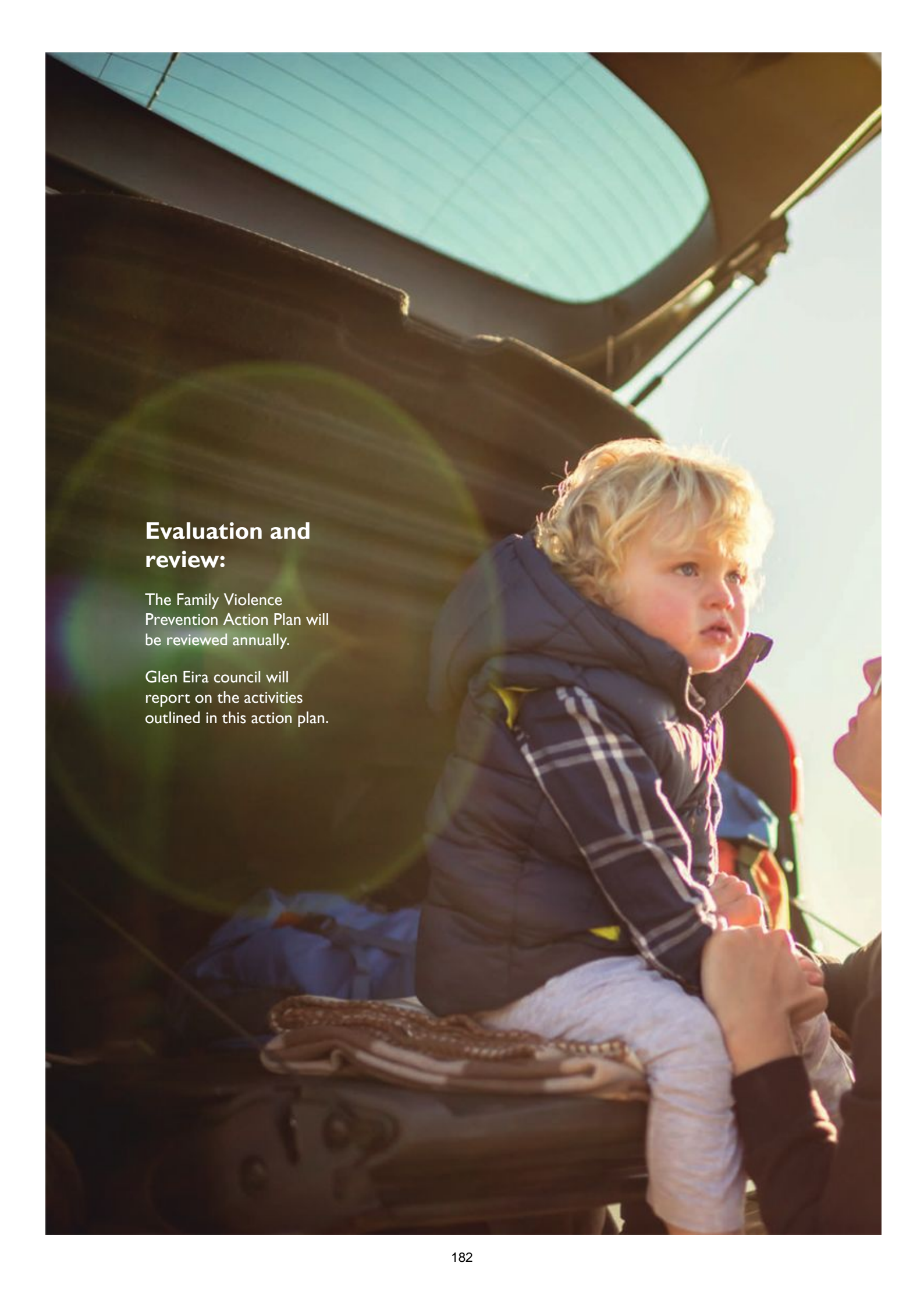
**Objective 10: To embed the prevention of family violence in the Council and Community Plan 2017–2021 and Municipal Health and Wellbeing Plan 2017–2021.**

Actions	Measure	Timelines	Who
<p><b>10.1</b> To include the issue of family violence as a priority area in Council's new <i>Municipal Health and Wellbeing Plan 2017–2021</i>.</p> <p>Listed as priority three (of six) <i>Respond to family violence</i>.</p>	To achieve a minimum of 90 per cent of measures in Priority three of the MPHWP.	July 2017–June 2018	<p>Family Violence Prevention Champions Group</p> <p>Public Health</p> <p>Community Planning and Engagement</p>
<p><b>10.2</b> To include family violence in the new Glen Eira City Council <i>Safety Plan</i>, which is a key priority area in the <i>Council and Community Plan 2017–2021</i>.</p>	Family violence included in the Glen Eira City Council <i>Safety Plan</i> .	June 2018	Community Planning and Engagement

**Objective 11: To participate in advocacy opportunities to drive the prevention of family violence on a regional and state-wide level.**

Actions	Measure	Timelines	Who
<p><b>11.1</b> To deliver advocacy activities on a regional and state-wide level.</p>	<p>Attend MAV PVAW network and provide a voice for Glen Eira City Council in family violence.</p> <p>Support MAV initiatives on responding to family violence.</p>	Ongoing	Community Planning and Engagement





## Evaluation and review:

The Family Violence Prevention Action Plan will be reviewed annually.

Glen Eira council will report on the activities outlined in this action plan.

## APPENDIX A

# Supporting Strategies

	<p><b>Regional Strategy 2016</b></p> <p>Preventing Violence Together — A Strategy for the Southern Metropolitan Region 2016–21 (Women's Health in the South East).</p>
	<p><b>State Government initiatives</b></p> <p>Victorian Royal Commission into Family Violence Report and Recommendations 2016.</p>
	<p>Safe and Strong: A Victorian Gender Equality Strategy 2016 (Vic Gov).</p> <p>Ending Family Violence; Victoria's Plan for Change 2017 (Vic Gov).</p> <p>Family Violence Primary Prevention Strategy 2017 (Vic Gov).</p>
	<p><b>Foundation documents/national campaigns</b></p> <p>Change the Story; A shared framework for the primary prevention of violence against women and their children in Australia (Our Watch) 2015.</p> <p>Framework for Preventing Violence against Women 2007 (VicHealth).</p> <p>National plan to reduce violence against women and their children; third action plan 2016–2019.</p>

## APPENDIX B

### Key recommendations of the Victorian Royal Commission into family violence 2016

The Victorian Royal Commission into Family Violence delivered its final report to Government in May 2016. The 13 month inquiry examined how government, organisations, private sector stakeholders and the community as a whole can effectively:

- prevent family violence;
- improve early intervention;
- support victims;
- make perpetrators accountable;
- better coordinate community and government responses; and
- evaluate and measure strategies, frameworks, policies, programs and services.

Two hundred and twenty seven recommendations were made, directed at improving the foundations of the current system and building the structures that will oversee long-term reform.

While the full report is of critical interest for all governments, a number of the recommendations put forward by the Commission are of particular significance to councils:

- Recommendation 94 — councils must report on their proposed measures to reduce family violence and respond to victims.
- Recommendation 190 — Family violence leave must be included in all public sector enterprise agreements.
- Recommendation 192 — the Victorian Government must begin implementing best practice workplace programs in all public sector workplaces.
- Recommendation 202 — Council performance measures are used to encourage council activities designed to prevent family violence.
- Recommendation 223 — the Victorian Government must develop demand modelling tools/ indicators for use in planning how government respond to family violence.



## APPENDIX C

### Understanding the statistics on the prevalence of family violence in Glen Eira

In Victoria, the Crime Statistics Agency (CSA) publishes statistics on the number of incidents reported to Police. In recent years, the number of incidents reported has risen steadily, with a slight fall of 1.9 per cent in the year ending June 2017. The change equates to a rate of 1,242.4 incidents per 100,000 Victorians<sup>1</sup>.

For Glen Eira, the CSA records 1,007 incidents reported to Police (669.4 incidents per 100,000 population) in the period July 2016 to June 2017, a rise of 12.6 per cent in one year. Compared with neighbouring local government areas, Glen Eira has fewer incidents than the majority of the Southern Metropolitan Region.

Number of family violence incidents reported to Victoria Police:	
July 2016 to June 2017	
Bayside	679
Cardinia	1,251
Casey	4,730
Frankston	2,718
Glen Eira	1,007
Greater Dandenong	2,529
Kingston	1,521
Mornington Peninsula	1,921
Port Phillip	1,138
Stonnington	719

Ranked against all 79 Victorian councils, Glen Eira is at 50, with 49 local governments recording fewer incidents. For Glen Eira over time, the CSA figures report:

Number of family violence incidents reported to Victoria Police:					
	Jul 2012– Jun 2013	Jul 2013– Jun 2014	Jul 2014– Jun 2015	Jul 2015– Jun 2016	Jul 2016– Jun 2017
Glen Eira	717	795	845	894	1,007

Given that the CSA figures are reported incidents, at least some of the rise in the figures may be related to efforts by services and advocates to build the capacity of community members to speak out.

Other indicators we have include the *Australian Bureau of Statistics' Victims of Crime Survey*, which surveys people about their experiences of a range of crimes. In Victoria, the latest data (2016) shows the rate of sexual assault to have very slightly risen over the last seven years from 66.5 in every 100,000 Victorians in 2010 to 88.7 in every 100,000 Victorians in 2016<sup>2</sup>.

<sup>1</sup> <https://www.crimestatistics.vic.gov.au/crime-statistics/latest-crime-data/family-incidents-4>

<sup>2</sup> <http://www.abs.gov.au/ausstats/abs@.nsf/mf/4510.0>

**ITEM 9.9            GLEN EIRA LEISURE FACILITIES REVIEW**

**Author:**            *Mark Collins, Group Manager Recreation and Leisure*

**File No:**            *N/A*

**Attachments:**    *Nil*

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**PURPOSE AND SUMMARY**

Council recently undertook a review of Carnegie Swim Centre leisure facility to inform the redevelopment of the swim centre. The purpose of this report is to summarise the key findings for Carnegie Swim Centre and outline the process for community consultation prior to the commencement of concept design of the redevelopment.

**RECOMMENDATION**

That Council :

1. notes the key findings for Carnegie Swim Centre;
2. authorises officers to commence community consultation on the proposed elements to be incorporated at Carnegie Swim Centre; and
3. receives a report at the conclusion of the consultation period.

**BACKGROUND**

Carnegie Swim Centre is a special place where many memories have been made in our community. However, it is now more than 50 years old and in need of redevelopment.

The proposed redevelopment has been revised to convert the centre into a year round leisure facility servicing a broader section of the community. The future design will keep the nostalgic feel of an outdoor swimming pool experience, while at the same time updating the facility and making use of modern technology to enhance the customer experience.

The development of indoor elements will relieve some of the capacity issues currently being experienced at both the existing Carnegie Swim Centre and GESAC, and will also provide opportunities to deliver community health outcomes.

Previously, planning for the Carnegie Swim Centre had been undertaken in isolation and limited consideration had been given to the needs of the wider Glen Eira community, the Lord Reserve / Koornang Park precinct, or any strategic issues related to the network of Glen Eira's three leisure facilities.

**Vision, Purpose and Guiding Principles**

A strategic framework was developed which incorporates a vision, purpose and guiding principles for Council's leisure facilities.

**Vision**

Our centres will be hubs for health and wellbeing for our community.

**Purpose**

To enhance the physical and mental health of our community and create opportunities that support community connectedness.

**Guiding Principles****1. Equity, Access and Social Inclusion**

Aquatic and leisure facilities should become a meeting place for the community and engender a sense of civic pride. They must be accessible and encourage use by all sectors of the community regardless of age, race, gender, ability or socioeconomic background. The centres should feel welcoming, vibrant and engaging, particularly for older adults and people with disabilities.

**2. High Quality Facilities**

The aquatic and leisure facilities should meet industry best practice design, are innovative and be leading examples within the local government sector. Universal design principles will be adopted at all centres.

**3. Sustainability**

Environmental sustainability is critical to the future design and operation of our aquatic and leisure centres. Our centres will showcase best practice in environmental sustainability that demonstrates Glen Eira Council's commitment to sustainability.

**4. Innovative Partnerships**

The city will integrate the knowledge of universities and health service providers to identify and deliver health and wellbeing programs of the community. Glen Eira Council will also engage with federal, state and neighbouring local governments to explore regional initiatives and funding opportunities that can positively influence the broader community health and wellbeing agenda.

**5. Financial Sustainability**

Facilities within the network will have a balanced range of programs and services offered to meet a range of user needs, but also include sufficient commercial activities.

**6. Unique Market Position**

Each site should be known for something unique. Services and programs should be complementary across the network and where possible, not be in competition with each other.

**Strategic Drivers**

The following strategic drivers were identified for Carnegie Swim Centre:

- Universal access for people with a disability or mobility constraints at Carnegie Swim Centre is poor. The warm water program pool at Glen Eira Sports and Aquatic Centre (GESAC) is at capacity. These factors compound Glen Eira Council's ability to support community health and wellbeing outcomes, particularly in relation to older adults, people with disabilities and chronic health conditions.
- In comparison with general industry standards, Carnegie Swim Centre is in poor condition and at the end of its serviceable life.
- Environmentally sustainable design (ESD) initiatives at Carnegie Swim Centre do not reflect basic industry standards.
- Spaces for social connection are important in leisure facilities, and there are limited spaces for social connection at Carnegie Swim Centre.

- The learn to swim pool and program at GESAC is near capacity and there is no ability to expand aquatic space. The additional demand for learn to swim, together with the opportunity to provide programs at a different geographic location within the municipality, could be met through providing a mix of indoor and outdoor aquatic elements at Carnegie Swim Centre.
- The continued population growth of Glen Eira through new development and higher density housing will increase demand for health, fitness and wellbeing services.
- Carnegie Swim Centre can introduce facilities through which targeted health and wellbeing initiatives and programming could be developed and implemented.

### **Situational Analysis**

A range of other issues and information was identified as part of the investigation and research. These issues along with the strategic framework helped provide local context and guided the development of the recommendations.

- **Municipal Facility Provision:** When compared to aquatic facilities in similar local government authorities, Glen Eira aquatic facilities have high visitations per head of population (8.1 compared with 6.5 for metropolitan Melbourne).
- **Demographic Factors:** Glen Eira is currently undergoing significant change. Future planning is underway for Activity Centres at Bentleigh, Carnegie and Elsternwick and for the strategic site at East Village.
- **Industry Trends:** Key industry trends relevant to future planning include: increasing customer expectations, higher density living, children and obesity, programs for older adults, preventative injury health initiatives and accessible community based programming. In addition, private sector health and wellness competition has increased significantly.
- **Community Participation:** Of the 1.6M annual visits to the three GECC leisure facilities, approximately 68% were by residents of Glen Eira. The highest level of participation (i.e. visits per head of population) is from Bentleigh and McKinnon while Bentleigh, Carnegie, Murrumbeena and Ormond residents also have above average participation levels. The lowest level of participation (i.e. visits per head of population) is from Caulfield East, Caulfield North, Elsternwick and Gardenvale areas, while Caulfield South and Glen Huntly residents also have below average participation levels. It is noted from the mapping that the lowest levels of participation are in the western and north-western areas of the municipality. Carnegie Swim Centre visitation has been declining in the past 4 years, largely due to the condition of the facility and limited service offering.

### **ISSUES AND DISCUSSION**

Carnegie Swim Centre is over 50 years old and in need of redevelopment. The proposed redevelopment converts the centre into a year round leisure centre servicing a much broader segment of the community, and provides a leisure facility in a participation gap area in the municipality.

The future design would maintain the nostalgic feel of an outdoor swimming pool experience, while at the same time making maximum use of modern technology to enhance the customer experience. The development of indoor elements will relieve some of the capacity issues at GESAC and provide opportunities to deliver specific community health outcomes.



The proposed components to be included as part of the Carnegie Swim Centre redevelopment are:

- Heated outdoor 50m pool, diving pool and outdoor water play.
- Spectator areas, including grassed areas, beach volleyball and a club/squad room.
- Accessible change facilities including changing places and group change rooms.
- Cafe / social space.
- Indoor warm water program pool and learn to swim pool.
- Indoor cardio and strength training
- Indoor multipurpose program/community meeting room and health consulting suites.

As this project progresses, the next steps are to obtain Council and community feedback on the proposed elements to be incorporated at Carnegie Swim Centre, prepare an architectural facility footprint of spatial areas, and prepare concepts for both Carnegie Swim Centre and the wider Lord Reserve / Koornang Park masterplan.

### **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

Currently the strategic resource plan includes \$15M for the redevelopment of Carnegie Swim Centre over 3 years. This budget amount is indicative only as no concepts have yet been designed. This budget will be used to inform the design considerations, however an indicative cost plan will be prepared during the concept phase.

### **POLICY AND LEGISLATIVE IMPLICATIONS**

Not applicable.

### **COMMUNICATION AND ENGAGEMENT**

#### **Consultation Process**

A seven week consultation period is proposed from the 15 November to 29 December 2017. The consultation will be promoted in the following ways:

#### *Advertising*

- Distribution of information flyer to nearby residents;
- Advertising in Caulfield and Moorabbin Leader Newspapers;
- Article in Council's December Glen Eira News;
- Signage boards at Carnegie Swim Centre entrance.

#### *Online*

- Information and feedback sections on Council's 'Have Your Say' online forum;
- Promoted on Council's homepage and Open Space page with a link to further information;
- Emails to registered users of 'Have Your Say' and subscribers of Council's Consultation E-Newsletter.

#### *Reserve User Groups*

- Direct correspondence with North East Reserve Advisory Committee members;
- Email to Lord Reserve / Koornang Park Reserve tenants – these include the Caulfield Bears Football and Netball Club, Caulfield Bears Junior Football Club, Carnegie Cricket Club, Carnegie South Cricket Club, Glen Eira Soccer Club, Caulfield Cougars Soccer Club, Murrumbeena Cricket Club, Monash University (Gryphons) Cricket Club

*On-site*

- On-site display board at Carnegie Swim Centre and opportunity to ask questions of staff and provide feedback through the operating season

Comments and feedback can be submitted by email, the online forum, direct mail, feedback forms or in person at Carnegie Swim Centre.

**LINK TO COUNCIL PLAN**

Community Plan 2017-21

- **Liveable and Well Designed.** Create prosperous, accessible and vibrant urban places – We will deliver improvements to buildings, open spaces, parks and roads, as well as progress planning for future improvements to key Council facilities.
- **Clean and Sustainable.** Preserve and develop our open space to meet current and future needs. We will improve and upgrade our open spaces for passive and active recreation through our capital works program.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

Planning for the redevelopment of the Carnegie Swim Centre is appropriate given its age and current condition, as well as the needs of the community. The review has identified a list of proposed components to be included in the redevelopment to ensure the facility continues to meet the needs of the local community in to the future.

The next phase is to engage with the community and seek feedback on the proposed components for the redevelopment.

**ITEM 9.10 DOCKLESS BIKE SHARE**

**Author:** *Mat Bonomi, Coordinator of City Transport and Place Design*

**File No:** *N/A*

**Attachments:** *Memorandum of Understanding*

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**PURPOSE AND SUMMARY**

At the 5 September 2017 Ordinary Council Meeting, Council resolved:

That Council receives a report as follows:

1. Advising on the number of oBike bicycles deposited in Glen Eira;
2. Details the applicable provisions of Local Law governing their placement, including any licence fee paid to Council;
3. Outlines any compliance issues since the bicycles were deposited; and
4. Advises if Council should consider any changes to the Local Law in respect of the placement of private share bikes.

This report responds to the resolution by providing information available and reviewing the work our neighbouring Councils have undertaken.

**RECOMMENDATION**

That Council:

1. acknowledges the report.
2. considers the further advice from officers following attendance at an information session on dockless share bikes and the Memorandum of Understanding, held by the City of Melbourne later this year.

**BACKGROUND**

'oBike' is a Singapore based company that provides a dockless bicycle sharing system. The bikes have a built-in Bluetooth lock and can therefore be left anywhere at the end of a journey, not just at a [docking station](#) like the existing blue RACV share bikes found within the Melbourne CBD. Users use a [smartphone](#) app to locate and hire the bikes.

The program was first launched in Singapore in February 2017 and has since expanded to 11 countries including Taiwan, Korea, Malaysia, Australia, Thailand, Germany, Austria, the Netherlands, Belgium, the United Kingdom and Switzerland

The bikes were first introduced into greater Melbourne in June this year; since then there have been ongoing issues with oBikes obstructing pedestrian access to footpaths and being left in inappropriate locations.

It is expected that there could be up to an additional two to three new dockless bike share operators coming to Melbourne in the near future.

## ISSUES AND DISCUSSION

### 1. Number of oBike bicycles in Glen Eira

Advice prepared from oBike's central marketing team suggest that initially a total of 103 bikes were deployed within the Glen Eira City Council municipal boundaries. As these bikes have no fixed boundaries of which they can travel, GECC has seen an increase of 69 bikes since the initial deployment.

The majority of these oBikes are located within Elsternwick, Ripponlea and Glenhuntly. (Figure 1)

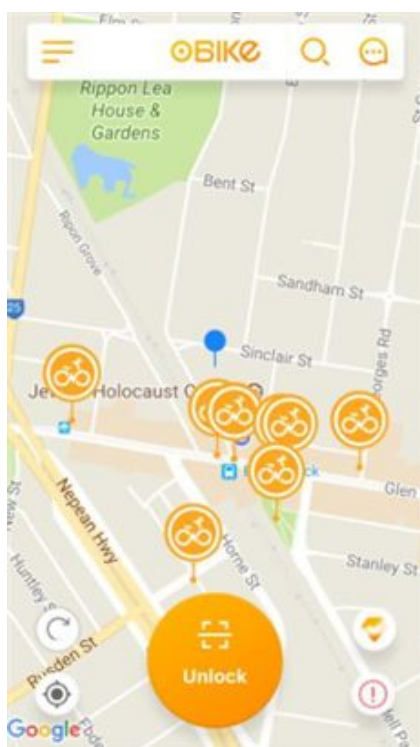


Figure 1 – Data from oBike App

### 2. Applicable Glen Eira Local Laws

There are no Local Laws that directly apply to the placement of these bikes. (When the Local Law was last updated, dockless share bikes did not exist in Melbourne.) This appears to be a similar situation across Local Government. The Glen Eira Local Law that would be most relevant is:

#### Local Law 429 : Damage, destruction or interference with Roads

429. (1) *Planting any tree or plant on a nature strip where it causes a nuisance, poses a safety or health hazard or unreasonably;*



- (2) *damaging, destroying or interfering with; or*
- (3) *procuring or permitting damage to, destruction of or interference with:*

*a Road, footpath, kerb and channel, crossing, road signs, traffic management device or a nature strip, except as permitted by the Glen Eira planning scheme or a Permit issued pursuant to this Local Law.*

### **3. Complaints and compliance issues with oBikes**

Council's Local Laws team has received eight formal reports directly in relation to oBikes and Council's Customer Service Centre has received and dealt with numerous queries. Civic Compliance Officers have also, on occasion, moved oBikes to reduce impact on pedestrian safety and keep disabled access areas clear.

### **4. Should Council consider changes to the Local Law to better manage dockless share bikes?**

It is considered that entering a contract with oBike and any future dockless share bike operators would be the best path forward to achieving the desired level of community safety and amenity.

The City of Melbourne, City of Port Phillip and City of Yarra have recently signed a Memorandum of Understanding (MOU) with dockless bike share operator oBike in an effort to improve safety and amenity across the three municipalities.

The MOU specifies mutually agreed guidelines for oBike and the three municipalities to follow to improve public safety and amenity. Under the terms and conditions outlined in the MOU, the company is responsible for ensuring:

- oBikes do not obstruct footpath access;
- oBikes are parked upright at all times;
- oBikes are not parked on steps, ramps or other areas that provide directional assistance to the vision impaired;
- oBikes are parked away from roadside kerbs and are not parked on traffic islands or against trees, buildings, light poles or street furniture;
- any dangerously placed oBikes are relocated within two hours;
- any oBikes reported as faulty, damaged or unsafe are immediately removed from service and must also be removed from the public realm within 24 hours; until suitably repaired;
- any inappropriately placed oBikes are relocated within 48 hours;
- excessive numbers of oBikes at a single location must be relocated within 24 hours; and
- bike locations are monitored regularly to avoid and manage potential breaches of the agreement.

Under the MOU, the three municipalities will:

- determine at their own discretion if the share bikes are placed in appropriate locations or clustered in excessive numbers and take appropriate action;
- inform the company about broken, damaged, unusable, abandoned or inappropriately placed oBikes via a key company contact;
- encourage members of the public to report issues directly to oBike; and
- notify oBike about impounded bikes and charge an impound collection fee (set by each council).

Further City of Melbourne has confirmed it will be inviting all Metropolitan Councils to an information session in the Melbourne Town Hall in the second half of November to explain the MOU purpose and provide details of how relevant Councils can also join as a party to the MOU. It is recommended that Council officers attend the information session and provide further advice to Council.

### **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

If Council was to join the MOU this would have operational implications on enforcement, inspections and transporting/impounding of the bicycles.

### **POLICY AND LEGISLATIVE IMPLICATIONS**

At this stage, the MOU has only recently been signed by the three Councils mentioned in this report. It is too early to ascertain its effectiveness, and whether any improvements are required by the Councils.

### **COMMUNICATION AND ENGAGEMENT**

There was no communication and engagement associated with this report.

### **LINK TO COUNCIL AND COMMUNITY PLAN**

*Theme 2 – Traffic Parking and Transport:* to promote a safe movement of pedestrian, bicycle and vehicle traffic in a way that minimises the impact of traffic and parking on the local amenity and physical environment.

### **OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

### **CONCLUSION**

The community has raised concerns regarding the ongoing management of oBikes within our municipality. As outlined, it is expected that there could be up to an additional two to three new dock-less bike share operators coming to Melbourne, as such Council should consider the opportunity to join the MOU produced by the City of Melbourne, City of Port Phillip and City of Yarra. Before doing so, it is recommended that officers attend the City of Melbourne information session and report any further findings/recommendations to Council.

## **Dockless Bike Share Memorandum of Understanding**

Between

**Melbourne City Council, Port Phillip City Council, Yarra City Council (the  
Councils)**

and

**oBike Australia Pty Ltd**, of Hub Australia, 696 Bourke St, Melbourne VIC 3000  
(Operator)  
ACN - 618 447 840, Registered office - Belconnen ACT 2617

### **1. Background**

- 1.1. The Councils encourage the use of active and sustainable modes of transportation and each has specified targets to increase the number of people cycling.
- 1.2. Bike share schemes have the potential to encourage cycling and public transport use by providing an alternative 'last mile' solution and play a key role in mobility for Victorians.
- 1.3. The placement and use of dockless bike share bicycles, however, may result in undesirable amenity and other impacts if they are not managed properly.

### **2. Purpose of this MOU**

- 2.1. This Memorandum of Understanding (MOU) is made and entered into, to document the understanding of the roles and responsibilities of the Councils and the Operator in relation to:
  - 2.1.1. the exchange of information
  - 2.1.2. agreed standards of service and maintenance
  - 2.1.3. mitigation and reduction of the impacts of dockless bike-share on public amenity.
- 2.2. The parties wish to proactively address any issues during system implementation phase.
- 2.3. Except for clauses 9.1, 9.2, 9.3 Liability, and 10.1 and 10.2 Public Liability Insurance, this MOU is not legally binding.

### **3. Term**

- 3.1. The term of this MOU shall be 12 months commencing on 13 October 2017 and expiring on the 12 October 2018, unless otherwise agreed or extended by the parties in writing.

- 3.2. This MOU will be replaced by a more permanent arrangement if the need arises. The performance of the Operator against this MOU and the degree of positive or negative impact of the share bike scheme on the community, cost, safety and amenity will be factors in deciding upon more permanent arrangements.
- 3.3. Additional Councils will be able to join this MOU with the agreement of the three initial Councils and the Operator together with payment of a bicycle infrastructure contribution in accordance with clause 5.3.7 of this MOU.

#### **4. Project Delivery Objectives & Key Principles**

- 4.1. The parties agree that the objectives of Dockless Bike Share are to:
  - 4.1.1. Improve the attractiveness of bike riding as a travel choice, connecting people to the places they wish to visit.
  - 4.1.2. Deliver a successful, well regarded, and an easy to use travel choice.
  - 4.1.3. Avoid any adverse impact on safety and amenity, particularly along shopping strips and other popular precincts within our City.
  - 4.1.4. Ensure all street and road users have a safe, accessible and comfortable environment.
  - 4.1.5. Support the objectives of the relevant municipal Transport and Bicycle Plans and Strategies.
  - 4.1.6. Support laws which require cyclists to wear helmets.

#### **5. Roles and Responsibilities**

- 5.1. The parties agree to the timeframes set out in Schedule 1 "Collection and relocation of Unused, Faulty or Damaged bikes" and the corresponding course of action.

##### **5.2. Roles and Responsibilities of the Operator**

##### **5.3. The Operator agrees to the following roles and responsibilities :**

###### **5.3.1. Point of Contact**

- 5.3.1.1. Ensure that all share-bikes are easily identifiable at all times.
- 5.3.1.2. Designate a central point of contact at management level for the purpose of communication directly with the Councils.
- 5.3.1.3. Establish a system for the receipt of notifications from the public and Council (including a 24 hour number service) of broken, damaged or otherwise unusable share-bikes and of abandoned share bikes or of share-bikes that have been placed in inappropriate locations.

###### **5.3.2. Monitoring and Maintenance**

- 5.3.2.1. Monitor bike locations across the day and week to avoid and address breaches of the deployment and parking guidelines outlined in this MOU.
- 5.3.2.2. Provide adequate resources to receive and action complaints from the public and the Councils, in accordance with Schedule 1.



- 5.3.2.3. After notice from a Council, a customer, or a member of the public any inoperable share-bike, or share-bike which is not safe to operate shall be immediately disabled from Revenue Service and shall be suitably repaired before the bicycle is returned to Revenue Service.
- 5.3.2.4. Bicycles must not contain any third party advertising.
- 5.3.3. Bicycle densities
  - 5.3.3.1. Bicycle densities must not exceed six bicycles per 200 metres except for around railway stations outside the Hoddle Grid. Appropriate bike density will vary by location; and may consider the number of share bikes from other operators within the vicinity of the location.
  - 5.3.3.2. Councils may choose to introduce designated areas where dockless bike share bikes should be parked in certain locations. In these locations clause 5.3.3.1 does not apply, and as many share-bikes that can reasonably fit may be parked in the designated area. However, no other share-bikes should be parked within 200 metres of the designated area.
- 5.3.4. Deployment Guidelines
  - 5.3.4.1. The Operator shall deploy bicycles in a manner consistent with the user parking guidelines including, but not limited to, not obstructing footpaths, grassed areas, outdoor café areas, bicycle parking rails or leaning against trees.
  - 5.3.4.2. The Operator shall not deploy bicycles at inappropriate bike densities.
- 5.3.5. Parking Guidelines
  - 5.3.5.1. Effectively encourage appropriate rider behaviour by educating customers using means such as, but not limited to, instructions (including pictures) in the Operator's App, website and/or Facebook page.
  - 5.3.5.2. Share bicycles must not obstruct safe, accessible and equitable access for people walking or travelling along the street.
  - 5.3.5.3. Share bicycles must park near, but not within 1.5 metres of established bike parking where possible.
  - 5.3.5.4. Share bicycles must not prevent access to fixed bicycle parking rails.
  - 5.3.5.5. Share bicycles must not be parked on footpaths that are too narrow or busy where they could pose a safety hazard.
  - 5.3.5.6. Share bicycles must not be placed on any ground surface indicators, steps and ramps that provide warnings and directional assistance to people with vision impairment, or on traffic islands.
  - 5.3.5.7. Share bicycles should not be parked by leaning, this includes against trees, buildings, poles, street furniture or any structure unless in a designated area. Share bicycles must be parked upright.
  - 5.3.5.8. Share bicycles must park at least 1.5m away from the building line to allow free passage of pedestrians (this is important as people with a

visual and/or physical impairment may use the building line for navigation).

- 5.3.5.9. Share bicycles must park away from the road kerb to allow pedestrians free access to and from the road and to parked motor vehicles.
- 5.3.5.10. Share bicycles shall not be parked on landscaped areas.
- 5.3.5.11. Councils may designate certain areas where bicycles cannot be parked, in these locations the operator must implement a geofence to enforce the parking restriction.

#### 5.3.6. User behaviour

- 5.3.6.1. The Operator shall ensure users know that legal penalties may be incurred for not wearing helmets, riding on footpaths, reckless riding or riding through red lights.

#### 5.3.7. Data Sharing

- 5.3.7.1. Provide a summary record of activity relating to the share bikes to Council on the first day of each calendar month as a matter of regular communication and monitoring.
- 5.3.7.2. Provide the following electronic data in a machine readable format for the purposes of transport planning and research by the Council, researchers and third parties.
- 5.3.7.3. Share information about the number of bicycles deployed and their location.
- 5.3.7.4. Share data about the number of bikes collected or relocated and the reason for this.
- 5.3.7.5. Share data about the number and location of bike share bikes in each Council area.
- 5.3.7.6. Share anonymised usage data about trips made using bike share including origin, destination time and duration.
- 5.3.7.7. Share data about the effectiveness of providing helmets with bicycles, their usage rates and their attrition rates over time.
- 5.3.7.8. Share data about the amount and nature of complaints from the public and resolution times, including; location of incident; response timeframes and actions and response resolution.

#### 5.3.8. Bicycle Infrastructure Contribution

- 5.3.8.1. Recognising that the deployment and parking of bicycles is a commercial activity that will impose costs to the Council, and use public space that is otherwise available for the general public, the Operator agrees to pay a financial contribution to each of the Councils as outlined in Schedule 1.
- 5.3.8.2. A proportion of this fee of this fee is refundable to the operator based on performance against this MOU outlined in Schedule 1.

- 5.3.8.3. The Council's agree the fee will be used for the purposes of Bicycle Infrastructure development in each Municipality.

#### **5.3.9. Communications**

- 5.3.9.1. Undertake a media campaign in relation to the proper use of share-bikes in consultation with the Councils.
- 5.3.9.2. Attend meetings with the Councils to discuss operational and other matters relating to bike share as and when required.

#### **5.4. The Operator agrees to the following consequences**

- 5.4.1. Bicycles that breach the parking criteria established in this MOU can be seized by the relevant Council if in accordance with Schedule 1 of this MOU.

#### **5.5. Role and Responsibilities of each of the Councils**

Each of the Councils will:

- 5.5.1. Determine (at its discretion) if bikes are placed in appropriate locations or clustered in excessive numbers.
- 5.5.2. Nominate a central point of contact who will be responsible for the direct communication with the Operator in relation to broken, damaged, unusable or abandoned and inappropriately placed or dangerously placed share-bikes.
- 5.5.3. Use its media channels to encourage customers and the public to report issues to operators and to store share-bikes appropriately.
- 5.5.4. Encourage its staff to report broken, damaged or unusable or abandoned and inappropriately placed or dangerously placed share-bikes on Council managed land to the designated point of Contact, as per clause 5.5.2.
- 5.5.5. Advise the Operator of any impounded share-bikes and charge an impound fee (as set by the Council) for the collection of impounded share-bikes.

#### **6. Communication & Openness**

- 6.1. The parties will use reasonable endeavours to communicate freely and constructively with one another as necessary and to ensure that all significant issues are planned openly and agreed to in a respectful manner.
- 6.2. The parties will aim, where reasonably possible, to share relevant information with each other. In the normal course of events, the parties will work on the assumption that information should be freely exchanged.
- 6.3. This does not include commercially sensitive business information that is not relevant to the public interest.
- 6.4. The parties acknowledge that they have a mutual interest in the successful planning, development and delivery of the initiative. Nevertheless, it is recognised that the views and objectives of the parties may not always coincide. The parties will work openly and constructively to resolve any differences which emerge.

#### **7. Dispute Resolution**

- 7.1. If any dispute arises between the parties:

- 7.1.1. the parties must meet within 5 business days of becoming aware of the dispute to endeavour to resolve the matter promptly;
- 7.1.2. if the matter cannot be resolved between the parties and remains unresolved within two weeks of notification of a dispute the matter may be referred to an independent mediator; and
- 7.1.3. an independent mediator will be selected by agreement by all parties, and the decision of the mediator will be binding on all parties.

## **8. Variation**

- 8.1. The Councils and the Operator agree that the terms and conditions of this MOU may be varied by agreement in writing.

## **9. Liability**

- 9.1. The Operator agrees to indemnify and to keep indemnified each of the Councils, their servants and agents from and against all actions, costs, claims, charges, expenses, penalties, demands and damages whatsoever which may be brought or made or claimed against them, or any of them, in connection with the Operator's performance or purported performance of its obligations under this Contract and be directly related to the negligent acts, errors or omission of the Operator.
- 9.2. The Operator's liability to indemnify each of the Councils shall be reduced proportionally to the extent that any act or omission of the relevant Council, contributed to the loss or liability.
- 9.3. The Operator agrees to hold harmless the Councils their servants and agents in connection with all claims resulting from damage, loss, death or injury whatsoever which may otherwise be brought or made or claimed by the Operator against any of the Councils, except to the extent that the relevant Council is negligent.

## **10. Insurance**

- 10.1. The Operator shall, at all times during the Agreement Term, be the holder of a current public liability insurance policy to cover legal liability to third parties for personal injury or property damage as a result of an occurrence in connection with the business of the insured, as specified in the public liability policy in the name of the Operator.
- 10.2. The Operator shall ensure that it has a level of insurance coverage appropriate for any injuries or damage that may result from use of its share bikes – including collision with pedestrians.
- 10.3. The public liability policy shall extend to cover the each of the Councils in respect to claims for personal injury or property damage arising out of the negligence of the Operator.
- 10.4. The public liability policy should be underwritten by APRA approved insurer/s, and the sum insured should not be less than \$20,000,000.
- 10.5. Evidence that the Operator's insurance meets the requirements at clauses 10.1, 10.2 and 10.3 must be provided to the Councils.

## **11. Definitions**

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Dockless share-bike operators MOU – CoM/CoY/CoPP October 2017



11.1. The following definitions apply throughout this document.

- 11.1.1. 'Dangerously placed' means: any share bike that located in a place where it causes an unreasonable hazard to any person or vehicle.
- 11.1.2. 'Inappropriately placed' means: any share bike that is placed in an unreasonable location, as determined by and to the discretion of the relevant Council.
- 11.1.3. 'Revenue service' means: a share-bike which is able to be used by a customer of the share-bike scheme, for the purpose of the share-bike scheme.
- 11.1.4. 'Faulty / damaged / unsafe' means: any bike which is unsafe to operate or does not meet Australian Standards 'Pedal bicycle-Safety requirements AS/NZS 1927:1998'.


## **12. Exercise of Councils' powers**

12.1. It is acknowledged and agreed that this MOU does not fetter or restrict the power or discretion of the Councils in relation to any powers or obligations the Councils have under any Act, regulation or local law that may apply.

**EXECUTED as a DEED**

**SIGNED SEALED AND DELIVERED**  
by **ROB ADAMS, MELBOURNE**  
**CITY COUNCIL** pursuant to an  
Instrument of Delegation authorised  
by Resolution of Council.

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**Witness**

**SIGNED SEALED AND DELIVERED**  
by **PETER SMITH, PORT PHILLIP**  
**CITY COUNCIL** pursuant to an  
Instrument of Delegation authorised  
by Resolution of Council.

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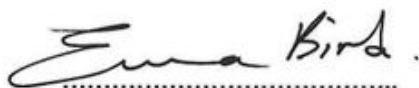
  
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**Witness**

**SIGNED SEALED AND DELIVERED**  
by **VIJAYA VAIDYANATH, YARRA**  
**CITY COUNCIL** pursuant to an  
Instrument of Delegation authorised  
by Resolution of Council.

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**Witness**

**SIGNED** for and on behalf of the  
The Operator as represented by

Name: LIM CHEE PING

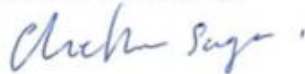
Signature



Witness:

Name: CHETHAN RANGASWAMY

Signature:



Date

12/10/2017

## **SCHEDULE 1 - Collection and relocation of Unused, Faulty or Damaged bikes**

### **Tipped-over, faulty, damaged, abandoned or inappropriately parked bikes**

If member of the public or the relevant Council notifies the operator about tipped-over, damaged, faulty, abandoned or inappropriately parked bikes the following timeframes apply. If any of the timeframes listed below are exceeded, the bicycles are subject to being impounded by the Council.

<b>Incident</b>	<b>Timeframe</b>	<b>Action</b>
Dangerously placed	2 hours	Where a bicycle is causing an unreasonable hazard (i.e. parked across a road, carriageway, etc.) the operator will relocate the bike within 2 hours. A council or relevant authority may remove and impound the bicycle at any time.
Bike reported as faulty / damaged / unsafe	0 - 24-hours	Operator will immediately deactivate the bicycle from Revenue Service. Operator will check bicycle for safety / damage / faults and will remove the bike from the public realm until it is suitably repaired.
Inappropriate bike density	0 - 24-hours	Where excessive numbers of bicycles are present the Operator will reduce the number of bicycles at a single location by relocating the excessive bicycles.
Bike tipped-over	0 - 24-hours	Operator will upright bicycle, within 24-hours of being notified.
Inappropriately placed	0 - 48-hours	Where a bicycle is parked in an inappropriate location, but where it is not causing an unreasonable hazard, the operator will relocate the bike within 48-hours.

### **Unused bikes**

Both share bike operators and local municipalities have an active interest in ensuring share-bikes do not remain in one location for extended periods of time. Bikes which are not being used, do not provide revenue to the operator; whilst also occupying finite street-space and contributing to clutter. The following time-frames outline appropriate measures to ensure bicycle are being used and are not left in one-location for an unacceptable length of time.

<b>Timeframe</b>	<b>Action</b>
0-7 days	No action. It is expected that occasionally bikes may not be used for a period of 7 days.
7-10 days	The operator must take active steps to ensure the bike is moved. This can include retrieving the bike and relocating it; or offering customer incentives to relocate the bike; however the bicycle must be relocated. It is unacceptable for the operator to check the bike for faults, and leave it in the same location.
11-14 days	If the bike has not been moved at the end of 11 days, Council may instruct the operator to relocate the bike. This is only expected to occur in circumstances where the operator is unable to locate the bike via normal processes (i.e. if the GPS coordinates are inaccurate or the bicycle is not in plain sight).

Dockless share-bike operators MOU – CoM/CoY/CoPP October 2017

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15+ days	The bike is retrieved and impounded by the local council – a fee of \$50 is payable for the release of the bike.
14 days after impoundment	The bike is recycled by the local council. The fee to release the bike remains outstanding and a fee equal to the cost of recycling is levied against the operator.

#### **Timelines and process for Council removal of bicycles and associated fees.**

If the issues outlined above have not been addressed at the end of the stated timeframe, the bike may be retrieved and impounded by the local council. The Council will notify the Operator that it has impounded a bicycle including details of the numbers of bicycles and the dates they were impounded. A fee of \$50 is payable for the release of each bicycle.

The bicycle is subject to disposal by the local council 14 days after impoundment. The fee to release the bicycle remains outstanding and a fee equal to the cost of recycling is levied against the operator.

#### **Bicycle Infrastructure Contribution**

<b>Contribution</b>	<b>Description</b>
\$15 per bicycle	Per annum (calculated pro rata) financial contribution from the Operator to each Council that is a signatory to this MOU
40%	Maximum refund amount (per annum calculated pro rata) to the Operator at the end of the MOU payable by each Council based on compliance against the resolution timeframes this MOU. This is based on operator management of bicycle placement and parking related issues to the satisfaction of the Council.

**ITEM 9.11          COMMUNITY SAFETY COMMITTEE TERMS OF REFERENCE****Author:**            *Sharon Sykes***File No:**            *17/1308008***Attachments:**    *Community Safety Committee Terms of Reference*

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**PURPOSE AND SUMMARY**

The Council and Community Plan 2017-2021 outlines a commitment to establish a Glen Eira Community Safety Committee with representation from Victoria Police, key stakeholder organisations and community members. A Terms of Reference for the Community Safety Committee has been prepared for Council endorsement.

**RECOMMENDATION**

That Council endorses the Community Safety Committee Terms of Reference and appoints the following Councillors to the committee:

- Councillor Jim Magee
- Councillor Dan Sztrajt
- Councillor Margaret Esakoff

**BACKGROUND**

A key theme of the Glen Eira Council and Community Plan 2017-2021 is a Safe, Healthy and inclusive community with a long-term community goal to create 'A strong and safe community that connects people and enhances health and wellbeing'.

One of Council's commitments in 2017-18 is to establish partnerships with key stakeholder organisations to promote and enhance community safety. The establishment of a Community Safety Committee is an important priority for Council to achieve this collaborative approach.

**ISSUES AND DISCUSSION**

The Community Safety Committee will guide the preparation, implementation and review of Glen Eira's Community Safety Plan. It will also identify new and emerging community safety issues and priorities for Council and the community.

The key features of the Community Safety Committee Terms of Reference are:

- Membership to comprise Councillors, senior Council officers, Victoria Police and key government and community stakeholders.
- Meetings will be chaired on a rotational basis by Council and key representatives.
- Meetings will be quarterly and administrative support will be provided by Council.
- The committee can establish working groups to focus on specific issues.
- Appointment for one year to gauge the effectiveness of the committee and revise the Terms of Reference if needed.

The draft Terms of Reference is attached.

The following membership is outlined in the Terms of Reference:

- A maximum of three Glen Eira City Councillors
- Two senior Glen Eira City Council officers
- A maximum of two representatives from Victoria Police
- A maximum of four government stakeholder representatives
- A maximum of four community organisation representatives

The two senior Council officers are the Directors of Community Wellbeing and Planning and Place or their nominees.

Victoria Police will be invited to provide up to two representatives for the committee.

Invitations for representations to the government stakeholder category will be sought from government stakeholders such as the Department of Justice and Regulation, the Department of Health and Human Services, the Department of Education and Public Transport Victoria or Metro.

Invitations for representations to the community organisation category will be sought from community organisations such as the Community Security Group (CSG), Neighbourhood Watch, Women's Health in the South East and Taskforce.

### **FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

The Community Safety Committee will be established and administered within existing operational budgets.

### **POLICY AND LEGISLATIVE IMPLICATIONS**

There are no policy and legislative implications associated with this report.

### **COMMUNICATION AND ENGAGEMENT**

The establishment of a Community Safety Committee has been informed by the community engagement conducted for the Council and Community Plan where community safety was identified as a key priority.

### **LINK TO COUNCIL PLAN**

The establishment of a Community Safety Committee is a key commitment under Theme Three of the Council and Community Plan – Safe, Healthy and Inclusive.

### **OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

### **CONCLUSION**

The establishment of a Community Safety Committee will provide Council with an important platform to engage with key partner organisations to promote and enhance community safety in Glen Eira.



## **GLEN EIRA COMMUNITY SAFETY COMMITTEE TERMS OF REFERENCE**

### **PURPOSE**

The Glen Eira Community Safety Committee will promote, guide and support strategic responses to community safety priorities in Glen Eira.

A safe community is attractive to live, work, study, play and visit; it is a place where people feel safe, connected and able to actively participate in community life with confidence.

The establishment of a Community Safety Committee is a commitment in the Council and Community Plan where Council has a goal to work in partnership to make Glen Eira a safe and inclusive place for all by:

- Partnering with key stakeholders such as Victoria Police to promote and enhance community safety.
- Developing strategies to increase safety of common walking routes.
- Developing an evidence-based approach to implementing localised crime prevention strategies.
- Working collaboratively with community stakeholders to reduce the incidence of family violence in our community.
- Support and running events, programs and activities that help people to connect with each other and create a sense of community.

By bringing together key community safety partners, the Committee will foster a partnership approach to addressing community safety. It will provide an important forum to implement the Community Safety Plan and improve perceptions of safety across the entire Glen Eira community.

### **OBJECTIVES**

The objectives of the Committee are to provide advice to Council on:

- The development, implementation and reporting of a Community Safety Plan for Glen Eira
- New and emerging community safety trends and priorities
- Issues and concerns that might arise through community engagement
- Policy, planning and advocacy efforts related to community safety
- Ways to develop coordinated responses to community safety matters
- Appropriate Council responses to national and State initiatives, legislation changes and policies related to community safety.



The Committee will seek expert input as required to ensure advice provided to Council is inclusive, accessible and best practice.

### **MEMBERSHIP COMPOSITION**

The Glen Eira Community Safety Committee will have a maximum membership of 15 members: comprising:

- A maximum of three Glen Eira City Councillors
- Two senior Glen Eira City Council officers
- A maximum of two representatives from Victoria Police
- A maximum of four government stakeholder representatives
- A maximum of four community organisation representatives

In addition the Community Planning and Engagement Team will convene and provide administrative support to the committee and subject matter experts will be provided by Council and government agencies – these additional attendees will be non-voting. Guest speakers may also be invited to present to the committee as required.

### **CRITERIA FOR MEMBERSHIP**

Criteria for membership will include (in no order):

- A strong understanding of the Glen Eira community
- Strong community networks and local linkages
- A strong interest in working to foster community wellbeing in the City of Glen Eira
- A strong understanding of issues relevant to local community wellbeing and safety
- An understanding of working within a preventative framework/approach
- An ability to constructively engage with others and an ability to contribute in a fair and unbiased manner in a collaborative way
- A sensitivity to, and ability to represent, the diversity of community interests across the entire community of Glen Eira
- Commitment to Council's values of integrity, collaboration, respect, innovation and service excellence

### **TERM OF APPOINTMENT**

The Community Safety Committee will be appointed initially for a one-year term.

### **PROFESSIONAL/INDUSTRY AND COMMUNITY MEMBER SELECTION PROCESS**

Victoria Police, government stakeholders and community organisations will be invited to nominate a representative for Committee membership.

### **CASUAL VACANCIES**

Casual vacancies which occur due to members being unable to complete the full term of their appointments may be filled by co-opting suitable candidates as identified by the Committee.

### **CHAIRPERSON**

The Committee will be chaired on a rotational basis from the membership of the Committee and determined through consensus at the start of the term of the committee. The Chairperson is responsible for the fair conduct of meetings and for ensuring open opportunities are available where views and opinions can be raised by all members equitably.

### **SCOPE OF DECISION MAKING AND VOTING RIGHTS**

The Glen Eira Community Safety Committee has no delegated authority to make decisions on behalf of Glen Eira Council.

The Committee makes decisions, determinations or recommendations by consensus. Where a matter is unable to be determined by consensus, a vote may be held. All members, excluding Council officers, have voting rights. The Chair may exercise a casting vote if necessary.

The Committee is quorate when one third plus one member, including at least two Councillor members are present.

Victoria Police, government stakeholder and community organisation representatives unable to attend a meeting are able to nominate a proxy from the organisation they represent.

### **REPRESENTATION OF VIEWS AND CONDUCT OF MEETINGS**

Committee meetings will encourage fair and reasonable discussion and respect for each other's views, with members:

- Embodying Council's values of integrity, collaboration, respect, innovation and service excellence
- Impartially carrying out responsibilities in the interests of the local community
- Having due regard for the opinions, beliefs and rights of other members
- Committing to regular attendance at meetings
- Not improperly seeking to confer an advantage or disadvantage on any person
- Not making improper use of information acquired because of their position or release information that the member knows or should reasonably know, is confidential

### **WORKING GROUPS**

Working groups of the Community Safety Committee may be established at the discretion and by consensus of the committee. Working groups may be developed to implement particular actions or agreed priorities of the committee. The establishment of working groups will be conducted under specific objectives and/or expected outcomes and timelines to be determined by the Committee.

The committee will determine the role, responsibility and resourcing of working groups. It will retain the ability to conclude a working group at its discretion and/or at the achievement of its objectives.

**SCHEDULE OF MEETING TIMES**

Meetings of the Glen Eira Community Safety Committee will be held quarterly or more often if agreed by Committee members and Chair. A schedule of meeting times will be determined at the first meeting of the Committee.

Meetings will be held at Glen Eira Town Hall.

Committee members are expected to attend at least three meetings per annum.

**REPORTING**

A report of each meeting will be presented to Glen Eira councillors at the next available Councillor Assembly. A report of the activities of the Committee will be presented to Council annually.

**ITEM 9.12 INSTRUMENTS OF APPOINTMENT AND AUTHORISATION  
UNDER THE PLANNING AND ENVIRONMENT ACT 1987**

**Author:** Tienyi Long, Legal and Governance Officer

**File No:** N/A

**Attachments:** A Instrument of Appointment and Authorisation

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**PURPOSE AND SUMMARY**

To appoint a Council Officer by resolution as an authorised officer for the purpose of enforcing the Planning and Environment Act 1987 (**Act**).

**RECOMMENDATION**

That Council in the exercise of the powers conferred by section 147(4) of the *Planning and Environment Act 1987* (Vic) resolves that:

1. the staff member referred to in the attached Instrument be appointed and authorised as set out in the Instrument;
2. the Instrument comes into force immediately when the common seal of Council is affixed to the Instrument, and remains in force until Council determines to vary or revoke it;
3. that any existing Instruments of Appointment and Authorisation (under the *Planning and Environment Act 1987*) to the staff member referred to in the attached Instrument be revoked effective immediately upon the Instrument referred to in paragraph numbered 1 above coming into effect; and
4. the Instrument be signed and sealed.

**BACKGROUND**

The Act provides in section 147(4) for Council to appoint officers by resolution, and the authorisation may, where relevant, include the general appointment provision in section 232 of the *Local Government Act 1989* to commence proceedings in Council's name. The attached Instrument reflects an update to the job title of the relevant officer, who is acting in the role of Planning and Building Compliance Manager.

Authorisations are required for members of staff whose duties require them to enforce the Act.

**ISSUES AND DISCUSSION**

*Not applicable*

**FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

*Not applicable*



**POLICY AND LEGISLATIVE IMPLICATIONS**

*Not applicable*

**COMMUNICATION AND ENGAGEMENT**

*Not applicable*

**LINK TO COUNCIL AND COMMUNITY PLAN**

Theme 5 Informed and Engaged - a well governed Council that is committed to transparency and engages residents in decision-making.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

Councillors are asked to approve the appointment of the staff member referred to in the attached Instrument as an authorised officer in accordance with the Instrument.

## Attachment A

### S11A Instrument of Appointment and Authorisation

*(Planning and Environment Act 1987)*

In this Instrument "**officer**" means -

**Martin Vella, Acting Planning and Building Compliance Manager**

**By this Instrument of Appointment and Authorisation Glen Eira City Council –**

under section 147(4) of the *Planning and Environment Act 1987* appoints the officer to be an authorised officer for the purposes of the *Planning and Environment Act 1987* and the regulations made under that Act; and

**It is declared that** this Instrument -

- (a) comes into force immediately upon its execution; and
- (b) remains in force until varied or revoked, or the officer ceases to be an employee of Glen Eira City Council.

This Instrument is authorised by a resolution of Glen Eira City Council on 8 November 2017.

The seal of Glen Eira City Council was hereto affixed in the presence of:

..... Councillor

..... Chief Executive Officer

**ITEM 9.13      FINANCIAL MANAGEMENT REPORT FOR THE PERIOD  
ENDING 30 SEPTEMBER 2017**

**Author:**            John Vastianos (Chief Financial Officer)

**File No:**            17/1279442

**Attachments:**    Attachment 1: Financial Management Report for the period ending  
30 September 2017

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**PURPOSE AND SUMMARY**

To report Council's finances in the Financial Management Report for the period ending 30 September 2017.

**RECOMMENDATION**

That Council notes the Financial Management Report for the period ending 30 September 2017.

**BACKGROUND**

The report includes a comparison of year-to-date (YTD) actual income and expenditure with budgeted (YTD and forecast end-of-year) and other information for the current financial year.

This report also provides a review of the 2017-18 Capital Works Program, cash flow reports and investment reports.

**ISSUES AND DISCUSSION**

Council's forecast operating surplus is projected to be \$20.08m, which is \$2.86m ahead of the adopted Annual Budget.

Council's financial position is sound. The Balance Sheet indicates a satisfactory financial position with total current assets of \$72.51m and total current liabilities of \$59.88m.

Included in the Capital Forecast this month was an increase of \$50k to address the latent condition contaminated soil exposed during landscape enhancement works at Marara Road Reserve.

Cash and investment holdings are \$68.02m, higher than originally budgeted due to the opening cash position being better than expected. This results in a forecast liquidity ratio of 1.21 as at 30 June 2018.

**FINANCIAL, RESOURCE AND ASSET MANAGEMENT IMPLICATIONS**

The key financial objectives for Council are:

- Manage finances appropriately within the constraints set by the State Government's Rate Capping regime.
- Generate funds to provide additional public open space and renew and upgrade our ageing assets and community facilities.
- Maintain essential services at not less than current levels.
- Set rates and fee increases that are manageable and sustainable.
- Focus on continuous improvement.
- Keep day-to-day costs and rates below our peers.

**POLICY AND LEGISLATIVE IMPLICATIONS**

Section 138 of the *Local Government Act 1989* (the Act).

**COMMUNICATION AND ENGAGEMENT**

Council officers in preparing the Financial Management Report, take into account other plans and strategies in regard to services and initiatives which commit financial and non-financial resources for the current financial year.

**LINK TO COUNCIL AND COMMUNITY PLAN**

Theme 5: Informed and engaged – A well governed Council that is committed to transparency and engages residents in decision-making.

**OFFICER DECLARATION OF CONFLICT OF INTEREST**

No officers involved in the preparation of this report have any direct or indirect interest in this matter.

**CONCLUSION**

The positive operating result year to date is higher than was anticipated when the annual budget was set. The Balance Sheet position and the cash position are sound.



**ATTACHMENT 1:**  
**Financial Management Report for the period ending 30 September 2017**

**1. Contents**

Executive Summary .....	4
Financial Strategy .....	9
Assurance Map .....	12
Income Statement.....	13
Balance Sheet.....	14
Performance Graphs.....	15
Capital Works Program Expenditure .....	21

## Executive Summary

### *for the period ending 30 September 2017*

#### **a) Current Month Budget Result**

At the end of September 2017, the performance against budget from ordinary activities showed a positive variance of \$3.98m due to higher than anticipated income of \$1.89m and favourable variance in operating expenditure of \$2.09m (refer to page 15 for details of the variances).

Please note that a large amount of the current variances is due to timing differences (i.e. between the scheduling of budgets and timing of actual results). The next few months should reflect whether these variances (particularly the expenditure variances) become permanent for the 2017-18 financial year.

#### **b) Current Month Forecast Result**

The forecast result expected for the financial year is an operating surplus of \$20.08m compared with the original adopted *2017-18 Annual Budget* of \$17.22m.

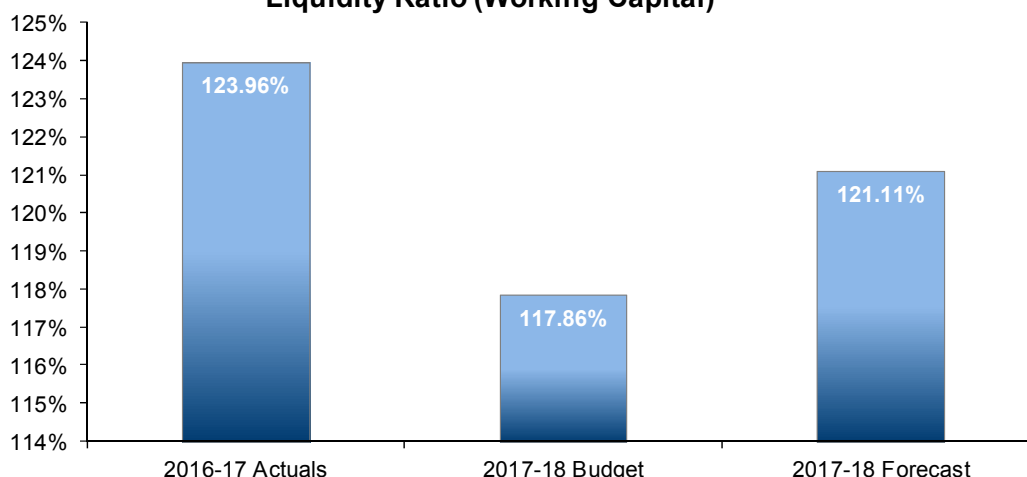
Any surplus from day-to-day operations is used to accelerate capital works projects. The current monthly forecast movement shows an increase in operating revenue of \$210k and a decrease in operating expenditure of \$722k.

#### **c) Liquidity**

Working capital is the excess of current assets above current liabilities. This calculation recognises that although Council has current assets, some of those assets are already committed to the future settlement of liabilities in the following 12 months, and are therefore not available for discretionary spending.

Council will continue to have a large investment in capital works projects. Council is required to hold sufficient cash to cover 'Restricted Assets' such as: Residential Aged Care Deposits, Public Open Space Reserve, Contract Deposits and *Fire Services Property Levy*.

**Liquidity Ratio (Working Capital)**



**d) Open Space Contributions****Contributions**

All multi-unit developers now need to pay a uniform 5.7 per cent of the value of the land (or give Council 5.7 per cent of the area of the land). All money raised by the levy will go into more and better open space.

**Open Space Reserve**

The balance of the Open Space Reserve as at 30 September 2017 is as follows:

Description	2017-18 Current Month Actual	2017-18 Year to Date
Open Space Contributions Received	\$264,480	\$3,152,727
Open Space Capital Expenditure *	(\$8,434)	(\$24,193)
<b>Net Movement</b>	<b>\$256,046</b>	<b>\$3,128,534</b>
<b>Opening Balance as at 1 July 2017</b>		<b>\$3,696,235</b>
<b>Closing Balance – Open Space Reserve</b>		<b>\$6,824,769</b>

*\*Includes Booran Reserve.*

*Please note - the table above excludes expenditure on improving existing public open space, which is expenditure allowable under Section 20(2) of the Subdivision Act.*

## Superannuation – Defined Benefits Scheme

### *Vested Benefits Index (VBI)*

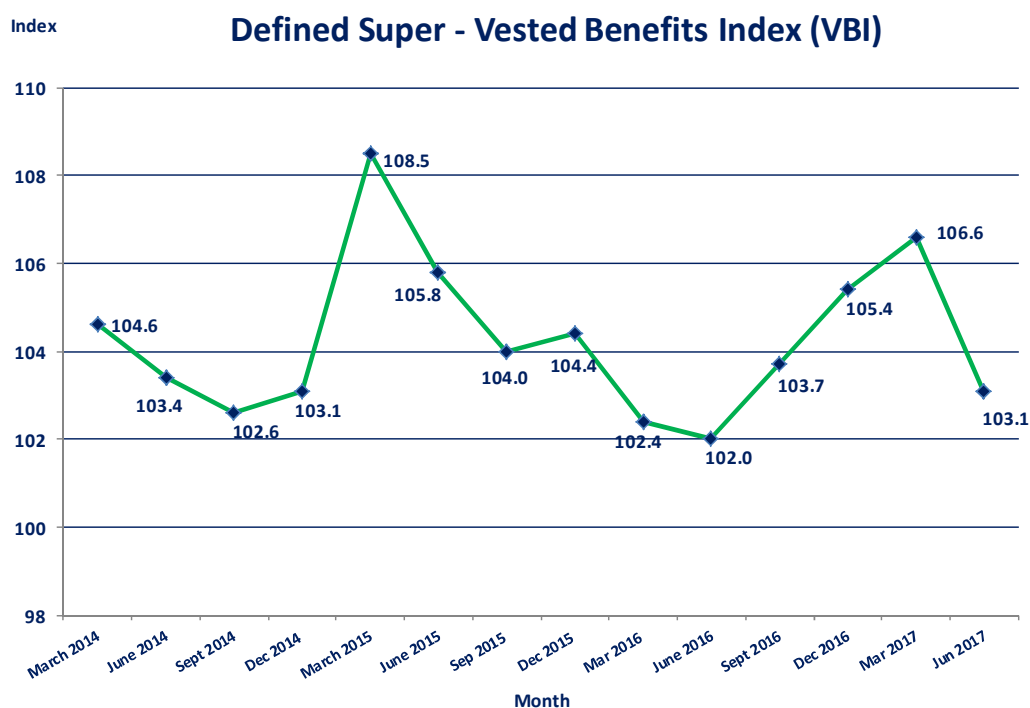
Defined benefit plans are required by law to have an actuarial investigation at least once every three years. Vision Super monitors the vested benefit position of the defined benefits plan on a quarterly basis.

The VBI is the key index that the super fund regulator, APRA, considers when assessing the financial position of the Defined Benefit Plan. In simple terms, this measures whether there would be enough assets to meet the liabilities of the Defined Benefit Plan if it became necessary to pay all members their total entitlements on a particular day.

Under the superannuation prudential standards, VBI's must generally be kept above a fund's nominated shortfall threshold, currently 97%. The higher the index the less chance of a future call.

For the Plan to be in a satisfactory financial position requires a VBI of 100% or more.

Below is the estimated VBI since 31 March 2014:





**Forecast adjustments for September 2017*****Income from ordinary activities increase of \$210k***

The favourable income forecast movement is mainly due to:

- **Statutory Fees and Fines** – relate mainly to fees and fines levied in accordance with legislation and include animal registrations, health act registrations and parking fines.

The increase of \$267k is mainly due to higher than forecast parking infringements income across the municipality.

***Expenditure from ordinary activities decrease of \$722k***

The favourable expenditure forecast movement is mainly due to:

- **Employee Costs** – decrease of \$391k. This includes all labour related expenditure and on-costs such as allowances, leave entitlements, employer superannuation and WorkSafe. This variance is due to the timing in recruiting positions approved in the 2017-18 Budget.

**Contractor Payments** – the decrease of \$353k is mostly due to: recreation management fees (\$103k), general contractors (\$79k) and parks grounds oversowing (\$53k).

**Capital Works Expenditure Program**

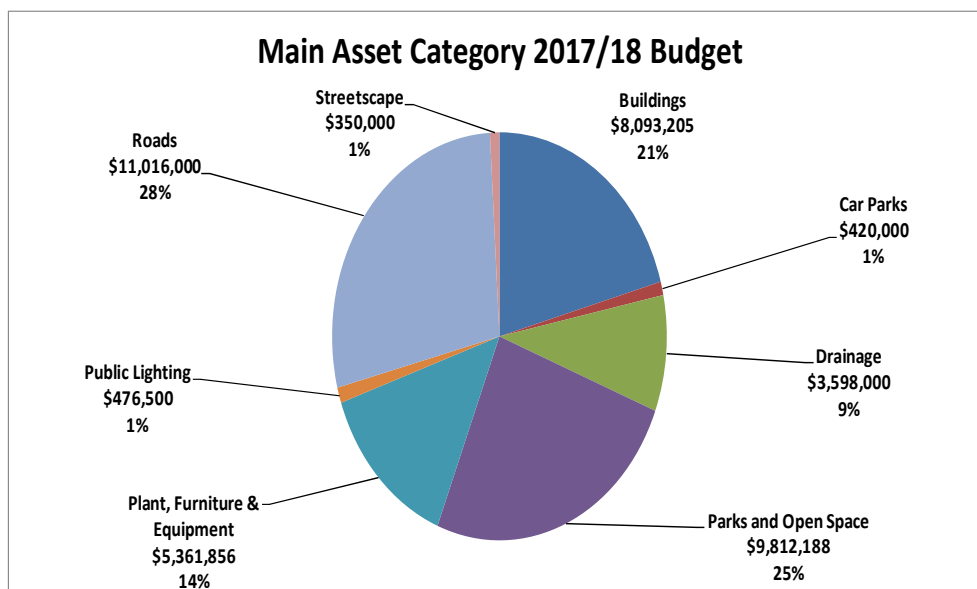
As at the end of September 2017, total capital works expenditure in 2017-18 is expected to be \$39.31m, represented by:

- New capital works projects as per the 2017-18 Annual Budget \$32.82m
- Capital works funding \$1.26m
- Carry forward expenditure from the 2016-17 financial year \$5.12m
- Forecast increase year to date \$110k.

**Capital Works Forecast Adjustments of \$50k for September 2017:**

- **Open Space Strategy Initiatives (Marara Road Reserve)** – increase of \$50k to address the latent condition contaminated soil exposed during landscape enhancement works at Marara Road Reserve.

The below graph reflects the main asset capital categories for the 2017-18 budget.



## Financial Strategy

Each year, the Auditor-General of Victoria performs an audit of the Local Government sector and produces a report to Parliament of the results of those audits. As part of this process, the Auditor-General assesses the financial sustainability of Councils. In 2015-16 the Auditor-General assessed the financial sustainability risk at an individual Council level. The following pages explain and present the Auditor-General's financial sustainability risks and criteria and page 12 provides indicators for Glen Eira City Council.

### (a) Financial sustainability risk indicators

Indicator	Formula	Description
Net result (%)	Net result / Total revenue	A positive result indicates a surplus, and the larger the percentage, the stronger the result. A negative result indicates a deficit. Operating deficits cannot be sustained in the long term. Net result and total revenue is obtained from the comprehensive operating statement.
Liquidity (ratio)	Current assets / Current liabilities	This measures the ability to pay existing liabilities in the next 12 months. A ratio of one or more means there are more cash and liquid assets than short-term liabilities.
Internal financing (%)	Net operating cash flow / Net capital expenditure	This measures the ability of an entity to finance capital works from generated cash flow. The higher the percentage, the greater the ability for the entity to finance capital works from their own funds. Net operating cash flows and net capital expenditure are obtained from the cash flow statement.
Indebtedness (%)	Non-current liabilities/own-sourced revenue	Comparison of non-current liabilities (mainly comprised of borrowings) to own-sourced revenue. The higher the percentage, the less able to cover non-current liabilities from the revenues the entity generates itself. Own-sourced revenue is used—rather than total revenue—because it does not include grants or contributions.
Capital replacement (ratio)	Cash outflows for property, plant and equipment / Depreciation	Comparison of the rate of spending on infrastructure with its depreciation. Ratios higher than 1:1 indicate that spending is faster than the depreciating rate. This is a long-term indicator, as capital expenditure can be deferred in the short term if there are insufficient funds available from operations, and borrowing is not an option. Cash outflows for infrastructure are taken from the cash flow statement. Depreciation is taken from the comprehensive operating statement.
Renewal gap (ratio)	Renewal and upgrade expenditure/depreciation	Comparison of the rate of spending on existing assets through renewing, restoring, and replacing existing assets with depreciation. Ratios higher than 1:1 indicate that spending on existing assets is faster than the depreciating rate. Similar to the investment gap, this is a long-term indicator, as capital expenditure can be deferred in the short term if there are insufficient funds available from operations, and borrowing is not an option. Renewal and upgrade expenditure are taken from the statement of capital works. Depreciation is taken from the comprehensive operating statement.

**Financial Strategy (continued)****(b) Financial sustainability risk assessment criteria**

The financial sustainability risk of each local council is assessed using the criteria outlined below:

<b>Risk</b>	<b>Net result</b>	<b>Liquidity</b>	<b>Indebtedness</b>	<b>Internal financing</b>	<b>Capital replacement</b>	<b>Renewal gap</b>
<b>High</b>	Less than negative 10% Insufficient revenue is being generated to fund operations and asset renewal.	Less than 0.75 Immediate sustainability issues with insufficient current assets to cover liabilities.	More than 60% Potentially long-term concern over ability to repay debt levels from own-source revenue.	Less than 75% Limited cash generated from operations to fund new assets and asset renewal.	Less than 1.0 Spending on capital works has not kept pace with consumption of assets.	Less than 0.5 Spending on existing assets has not kept pace with consumption of these assets.
<b>Medium</b>	Negative 10%–0% A risk of long-term run down to cash reserves and inability to fund asset renewals.	0.75–1.0 Need for caution with cash flow, as issues could arise with meeting obligations as they fall due.	40–60% Some concern over the ability to repay debt from own-source revenue.	75–100% May not be generating sufficient cash from operations to fund new assets.	1.0–1.5 May indicate spending on asset renewal is insufficient.	0.5–1.0 May indicate insufficient spending on renewal of existing assets.
<b>Low</b>	More than 0% Generating surpluses consistently.	More than 1.0 No immediate issues with repaying short-term liabilities as they fall due.	40% or less No concern over the ability to repay debt from own-source revenue.	More than 100% Generating enough cash from operations to fund new assets.	More than 1.5 Low risk of insufficient spending on asset renewal.	More than 1.0 Low risk of insufficient spending on asset base.

Source: Victorian Auditor-General's Office.





































**Monthly Report Relative to Financial Strategy**

Financial Sustainability Risk Indicators	Objective	2016-2017 Actuals	2017-2018 Annual Budget as at 30 June 2018	2017-2018 Annual Forecast as at 30 June 2018	2017-2018 Risk based on Annual Forecast as at 30 June 2018	Comment
<b>(1) Net Result</b>	Generating surpluses consistently of greater than 0%.	16.76%	10.00%	11.57%	Low	Council is generating positive surpluses.
<b>(2) Liquidity</b>	To measure Council's ability to repay short-term liabilities as they fall due. The indicator is to be greater than 1.0.	1.24	1.18	1.21	Low	Council's forecast to 30 June 2018 indicates a Liquidity Ratio of greater than 1.0.
<b>(3) Indebtedness</b>	Lower than 40% relates to the ability to repay debt from own-source revenue.	15.58%	13.17%	13.14%	Low	Council is operating at a ratio of lower than 40%, therefore has the ability to repay debt from own-source revenue.
<b>(4) Internal Financing</b>	Generating enough cash from operations to fund new assets. The indicator is to be greater than 100%.	150.13%	111.07%	113.41%	Low	Council is generating enough cash from operations to fund new assets.
<b>(5) Capital Replacement</b>	To ascertain the level of risk of insufficient spending on asset renewal. The indicator is to be more than 1.5.	1.58	1.73	1.71	Low	Council operates at a low level of risk with respect to capital replacement.
<b>(6) Renewal Gap</b>	To ensure there is sufficient spending on Council's asset base. The indicator is to be greater than 1.0.	1.24	1.29	1.29	Low	Council spends sufficient funds on its asset base.
Council aims to keep average rates and charges significantly below benchmark Councils and provide a pensioner rate rebate over the State Government's universal rebate.	Council aims to keep average rates and charges significantly below benchmark Councils and the pensioner rate rebate above the State Government's universal rebate.	\$1,521	\$1,586	\$1,589	Average rates and charges are well below the average of inner metropolitan Councils. In 2015-16 Glen Eira is the second lowest of the 21 Inner Melbourne Councils (2014-15: also second lowest) and is \$269 per assessment (\$17.02m) below the average outcome. This means that Council charges \$17.02m p.a. less than inner metropolitan municipalities and has \$17.02m p.a. less for upgrading or providing facilities and services.	
<ul style="list-style-type: none"> <li>Average Rates and Charges</li> <li>Pensioner Rate Rebate</li> </ul>		\$270	\$270	\$270		
Operating costs per property should be kept as low as possible in order to generate <u>both</u> operating surpluses <u>and</u> lower Rates.	Council should aim to keep average operating costs below the average benchmark Councils.	\$2,231	\$2,357	\$2,329	In terms of operational expenditure (excluding depreciation), Glen Eira ranks as spending \$48 less per assessment (\$3.04m) than the average for the Inner Melbourne Councils grouping.	

## Assurance Map

The assurance map considers the key risks to Council in achieving its objectives and performance expectations, and the assurance activities which have been conducted over the operation of controls that apply to those risks. The Assurance Map is indicative of the type of activity in place to provide Council Management with comfort that the control environment is operating as intended. A formal review of strategic risks is undertaken annually by Executive. The risks have been identified, assessed and ranked in order of risk exposure to Council. The assurance map will be updated after every formal review and when assurance activities are proposed or undertaken.

Council's Strategic Risks	Risk Rating	Type of Assurance					Internal Audit	Previous and proposed IA activity 2016/17-2017/18, and/or other independent reviews/checks
		Management Review /self-assessment	Insurance Coverage	LG Investigations / Compliance Inspectorate	VAGO Performance Audits*	Independent Consultants / External party review		
1. State Government decisions impacting our community	E							Food Safety (2011/12) Statutory Planning (2013/14)
2. Terrorist Attack – Lone Wolf	H							Security Protocol Review (2014) Building Emergency Management Planning (2017/18)
3. Vulnerability to cyber attack	H							Cyber Security Review including mobile devices website management and penetration testing (2016/17)
4. Contracts – contracting process by Council	H							Tendering (2013/14) Contract Management (2013/14) Financial Compliance transaction analysis (ongoing) Contract Management Review (2016/17) Major Project Management (2017/18)
5. Vulnerability to litigious action	H							Risk Management Framework (2015/16) Fraud & Corruption Control (2016/17) Claims Management Review (2016/17)
6. Failure to keep pace with emerging technologies and digital environment	H							IT Strategy (management) (2013/14) Regular penetration testing on the internal and external network infrastructure and external websites IT Sensitive Information (2011/12) IT Security (2012/13, 2014/15) IT General Controls (2015/16) Performance Audit – GECC Transformation Project (2017/18)
7. Vulnerability to significant fraud	H							Fraud Review (2013/14) Financial Controls (2014/15) Risk Management Framework (2015/16) Fraud & Corruption Control (2016/17) Financial Compliance transaction analysis (ongoing) Payroll (2017/18) Open Space Contributions (2017/18)
8. Not sufficiently agile to respond to change	H							Change Management Framework Promapp Performance Audit – GECC Transformation Project (2017/18)
9. Failure to effectively plan for the changing demographic of our workforce	M							SafetyMAP recertification (2013/14) OH&S Review (2015/16) Performance Audit – GECC Transformation Project (2017/18)
10. Transformation program fails to deliver anticipated benefits for the organisation and community	M							Performance Audit – GECC Transformation Project (2017/18)

\* Reviews performed are ad-hoc and Council may or may not be included in selected sampling  
Level of coverage provided where not all aspects of the risk may have been addressed by assurance activity.

Level of coverage:  Extensive  Partial  None

Please note that the External Audit process is designed to enable the AG to express an opinion on the annual financial report. The external audit is not a comprehensive audit of all systems and processes and is not designed to uncover all deficiencies, breaches and irregularities in those systems & processes.

## Income Statement

for the period ending 30 September 2017

	2017-18 Year to Date Actual	2017-18 Year to Date Budget	2017-18 Year to Date Variance	2017-18 Year to Date Variance	2017-18 Last Month Forecast	2017-18 Current Month Forecast	2017-18 Current Month Forecast Movement \$ 000's	2017-18 Annual Budget	2017-18 Budget Forecast Variance	2017-18 Budget Forecast Variance
	\$ 000's	\$ 000's	\$ 000's	(%)	\$ 000's	\$ 000's		\$ 000's	\$ 000's	(%)
<b>Income</b>										
<b>Income from Ordinary Activities</b>										
General Rates	88,444	88,407	37	0.0%	88,445	88,444	(0)	88,407	37	0.0%
Supplementary Rates	312	200	112	56.2%	931	912	(19)	800	112	14.1%
Waste and Recycling Charges	14,403	14,364	38	0.3%	15,110	15,099	(11)	15,060	38	0.3%
Grants (Operating and Capital)	6,456	6,256	201	3.2%	22,350	22,344	(6)	22,423	(79)	(0.4%)
Interest Received	358	300	58	19.3%	1,243	1,258	15	1,200	58	4.8%
User Fees	6,360	6,353	7	0.1%	27,225	27,192	(33)	27,185	7	0.0%
Statutory Fees and Fines	2,234	1,474	761	51.6%	7,123	7,390	267	6,630	761	11.5%
Contributions (Monetary)	3,153	2,500	653	26.1%	7,548	7,543	(6)	7,500	43	0.6%
Other Income	675	652	24	3.7%	2,988	2,991	3	2,951	40	1.3%
<b>Total Income from Ordinary Activities</b>	<b>122,396</b>	<b>120,506</b>	<b>1,890</b>	<b>1.57%</b>	<b>172,963</b>	<b>173,173</b>	<b>210</b>	<b>172,157</b>	<b>1,016</b>	<b>0.6%</b>
<b>Expenses</b>										
<b>Expenses from Ordinary Activities</b>										
Employee Costs	17,990	18,615	625	3.4%	74,143	73,752	391	74,335	583	0.8%
Materials and Consumables	1,194	1,504	311	20.6%	5,861	5,802	60	5,997	195	3.3%
Contractor Payments	7,164	8,014	849	10.6%	31,698	31,346	353	31,839	493	1.5%
Maintenance	1,245	1,565	320	20.5%	6,443	6,350	93	6,648	298	4.5%
Utility Services	1,124	1,244	120	9.6%	4,354	4,408	(54)	4,528	120	2.6%
Insurances	628	685	57	8.3%	979	972	7	1,034	63	6.1%
Other Expenses	1,342	1,207	(136)	(11.3%)	4,820	4,843	(24)	4,707	(136)	(2.9%)
Grants and Subsidies	271	224	(47)	(21.1%)	871	973	(102)	926	(47)	(5.1%)
Borrowing Costs	177	171	(6)	(3.6%)	664	666	(2)	660	(6)	(0.9%)
<b>Total Expenses from Ordinary Activities</b>	<b>31,137</b>	<b>33,229</b>	<b>2,093</b>	<b>6.3%</b>	<b>129,834</b>	<b>129,112</b>	<b>722</b>	<b>130,674</b>	<b>1,562</b>	<b>1.2%</b>
<b>Surplus before non operational activities</b>	<b>91,260</b>	<b>87,276</b>	<b>3,982</b>	<b>4.6%</b>	<b>43,129</b>	<b>44,061</b>	<b>932</b>	<b>41,483</b>	<b>2,578</b>	<b>6.2%</b>
<b>Non-operational Activities</b>										
Proceeds from Sale of Property, Infrastructure, Plant and Equipment	90	128	(38)	(29.9%)	478	465	(13)	501	(35)	(7.0%)
Written Down Value of Assets Sold/Disposed	54	383	328	85.8%	1,548	1,504	44	1,531	27	1.8%
Depreciation and Amortisation	5,514	5,808	294	5.1%	23,074	22,940	134	23,234	294	1.3%
<b>Surplus for the period</b>	<b>85,781</b>	<b>81,214</b>	<b>4,566</b>	<b>5.6%</b>	<b>18,985</b>	<b>20,083</b>	<b>1,098</b>	<b>17,219</b>	<b>2,864</b>	<b>16.6%</b>
Key to Variance - Positive figures relate to an increase in revenue and a decrease in expenditure. Negative figures relate to a decrease in revenue and increase in expenditure.										

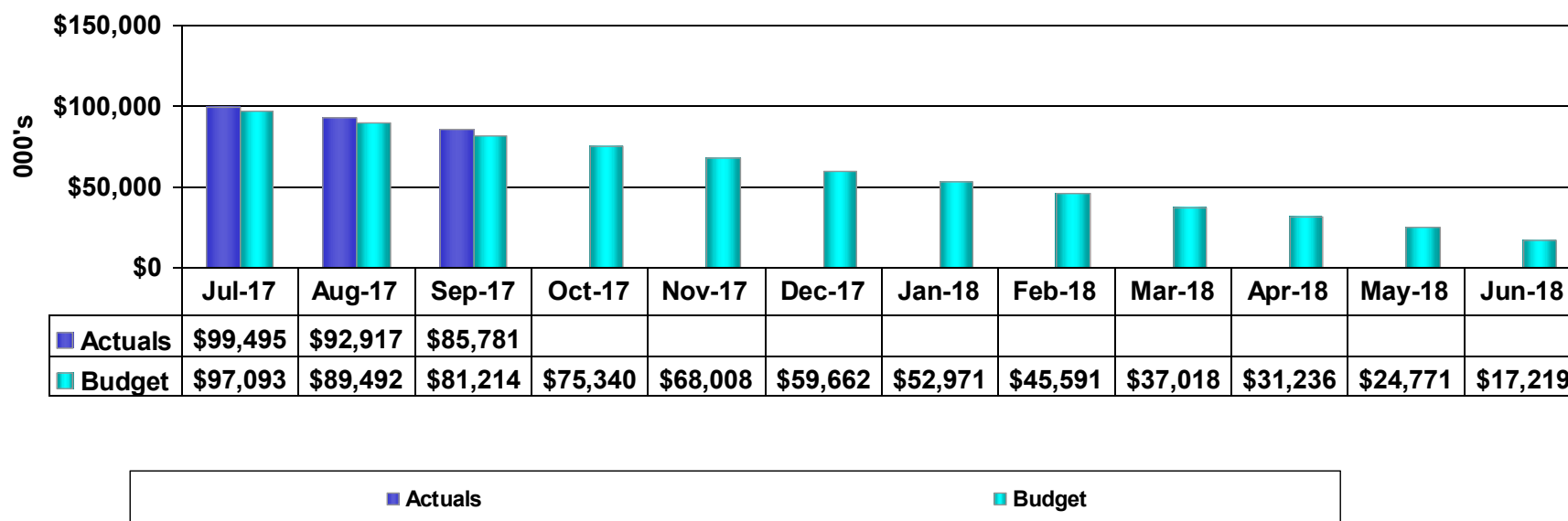
**Balance Sheet***for the period ending 30 September 2017*

	Actuals 2016-17	Annual Budget 2017-18	Annual Forecast 2017-18	Year to Date Actual 2017-18	Previous Month's Actuals
	\$ 000's	\$ 000's	\$ 000's	\$ 000's	\$ 000's
<b>Assets</b>					
<b>Current Assets</b>					
Cash and Cash Equivalents	61,111	57,644	56,270	63,905	58,336
Trade and Other Receivables	12,739	10,408	14,747	100,810	114,414
Other Assets	1,497	1,297	1,497	497	569
<b>Total Current Assets</b>	<b>75,348</b>	<b>69,349</b>	<b>72,514</b>	<b>165,212</b>	<b>173,320</b>
<b>Non-Current Assets</b>					
Property, Infrastructure, Plant and Equipment	2,183,334	2,072,236	2,161,476	2,182,343	2,182,823
Intangible Assets	764	1,042	764	704	723
Investments in Joint Operations	1,592	2,125	1,592	1,592	1,592
Other Financial Assets	5	5	5	5	5
<b>Total Non-Current Assets</b>	<b>2,185,695</b>	<b>2,075,408</b>	<b>2,163,836</b>	<b>2,184,644</b>	<b>2,185,142</b>
<b>TOTAL ASSETS</b>	<b>2,261,043</b>	<b>2,144,756</b>	<b>2,236,350</b>	<b>2,349,856</b>	<b>2,358,462</b>
<b>Liabilities</b>					
<b>Current Liabilities</b>					
Trade and Other Payables	14,717	16,494	13,697	6,781	7,856
Trust Funds and Deposits	29,874	25,501	29,874	41,535	41,653
Provisions	12,850	13,391	12,850	12,832	12,832
Interest-Bearing Liabilities	3,343	3,455	3,455	3,369	3,368
<b>Total Current Liabilities</b>	<b>60,784</b>	<b>58,841</b>	<b>59,877</b>	<b>64,517</b>	<b>65,709</b>
<b>Non-Current Liabilities</b>					
Provisions	1,431	1,186	1,431	1,430	1,430
Interest-Bearing Liabilities	18,302	14,848	14,848	17,562	17,840
Other Liabilities - Joint Operations	2,420	2,568	2,420	2,420	2,420
<b>Total Non-Current Liabilities</b>	<b>22,152</b>	<b>18,602</b>	<b>18,698</b>	<b>21,412</b>	<b>21,690</b>
<b>Total Liabilities</b>	<b>82,937</b>	<b>77,443</b>	<b>78,575</b>	<b>85,929</b>	<b>87,399</b>
<b>Net Assets</b>	<b>2,178,106</b>	<b>2,067,314</b>	<b>2,157,776</b>	<b>2,263,927</b>	<b>2,271,063</b>
<b>Equity</b>					
Accumulated Surplus	919,972	926,386	898,642	1,002,625	1,010,017
Asset Revaluation Reserve	1,254,438	1,130,179	1,254,438	1,254,477	1,254,477
Public Open Space Reserve	3,696	10,749	4,696	6,825	6,569
<b>Total Equity</b>	<b>2,178,106</b>	<b>2,067,314</b>	<b>2,157,776</b>	<b>2,263,927</b>	<b>2,271,063</b>



## Performance Graphs

**Financial Performance**  
*for the period ending 30 September 2017*



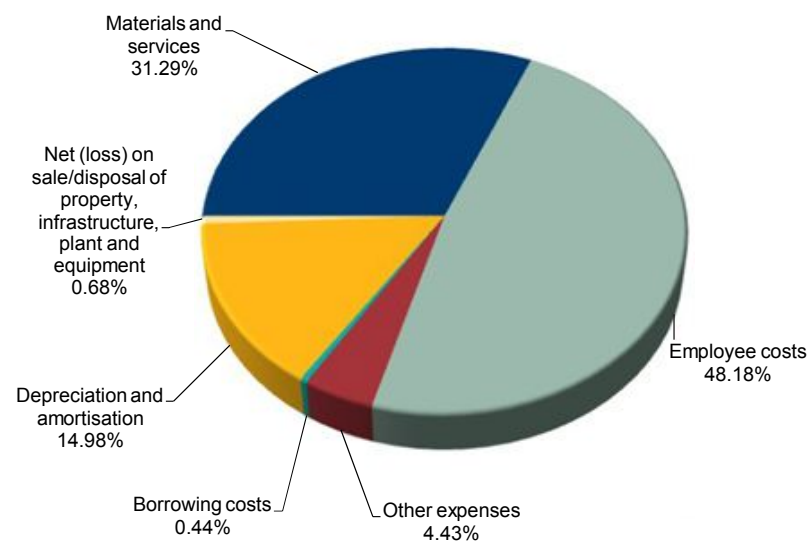
The September 2017 year to date financial performance was \$4.57m better than the year to date budget mainly due to:

- Better than anticipated income received for statutory fees and fines \$761k, open space contributions \$653k, grants \$201k and supplementary rates \$112k.
- Favourable variances in expenditure items including: contractor payments \$849k, employee costs \$625k, maintenance \$320k, materials and consumables \$311k and utility services \$120k.

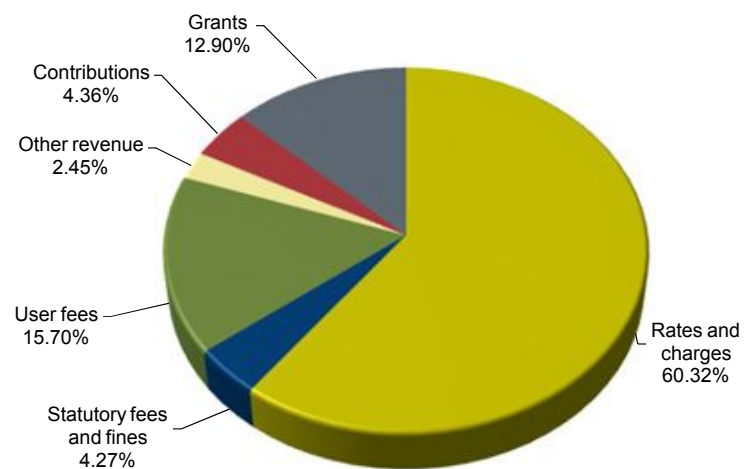
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**Financial Performance**  
*for the period ending 30 September 2017*

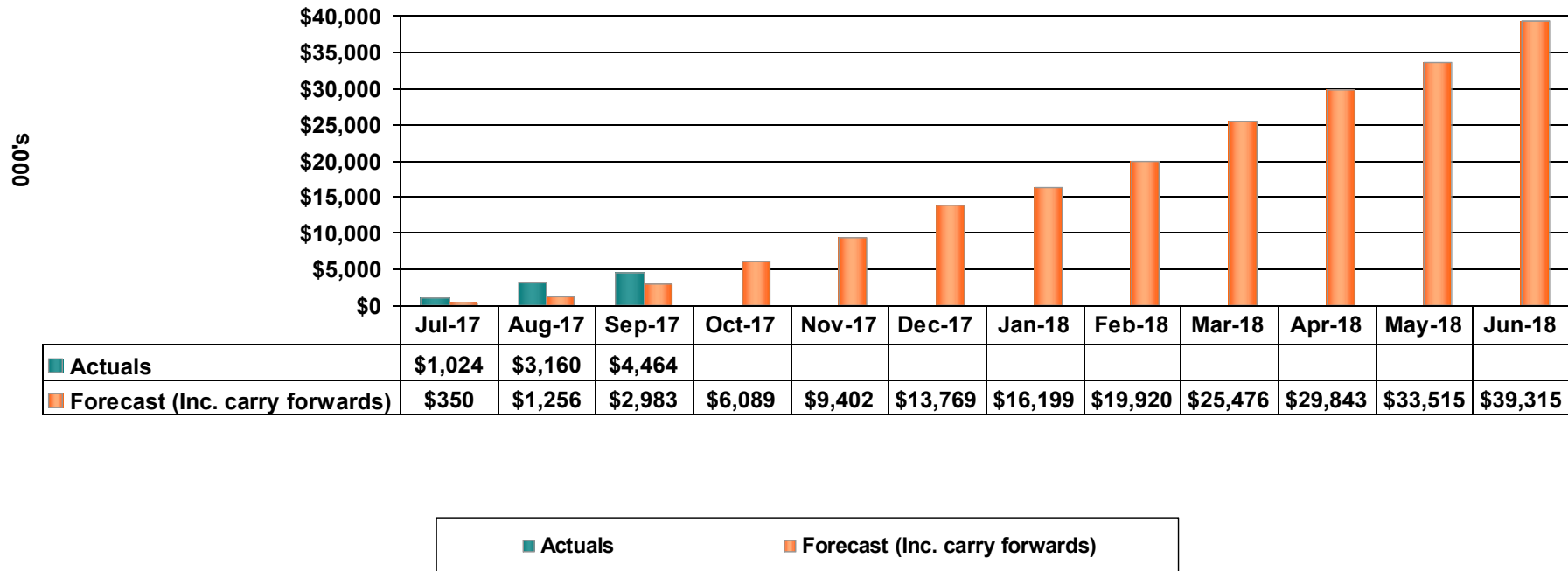
**2017-18 Forecast categories of expenditure**



**2017-18 Forecast sources of income**

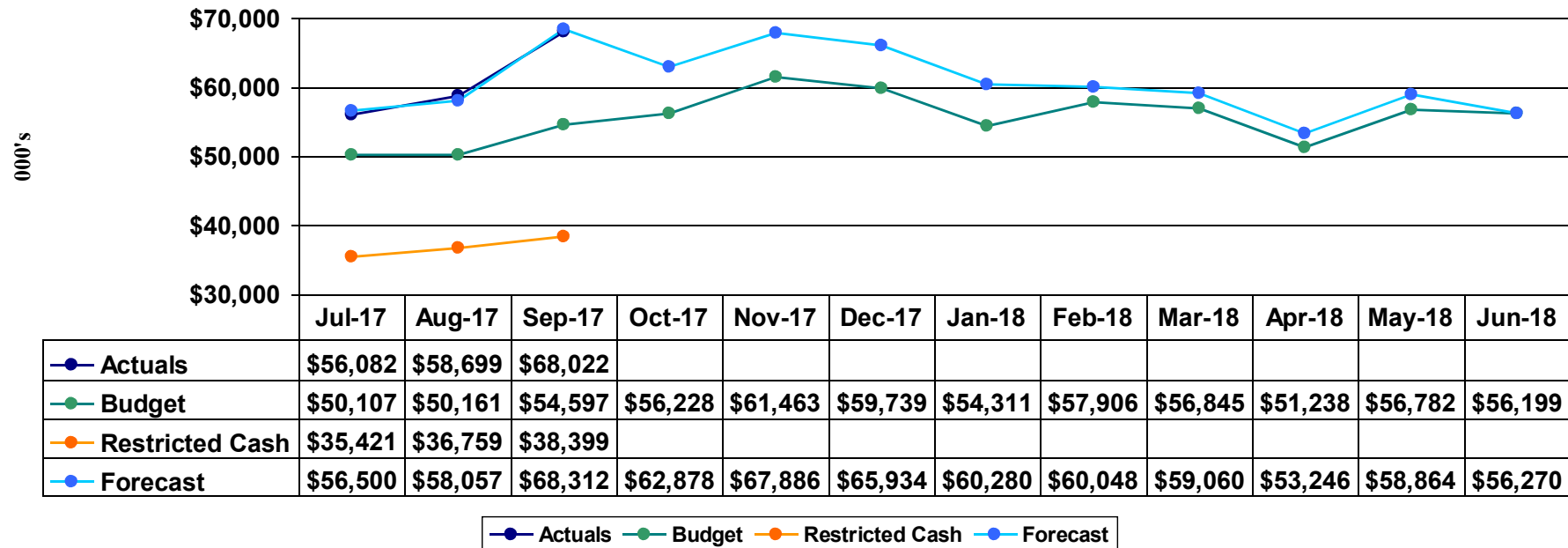


**Capital Works Program Expenditure**  
*for the period ending 30 September 2017*



Council's capital expenditure is ahead of forecast by \$1.48m mainly due to Warm Season Grass \$321k, Road Rehabilitation \$201k, Car Park Renewal \$183k and Drainage Improvement \$169k.

**Cash and Investments**  
**for the period ending 30 September 2017**



Council's year to date cash balance of \$68.02m is higher than budget for the current month. Council's forecast position to June 2018 of \$56.27m has been adjusted to reflect the movements in Council's Income Statement and Capital Works Program forecast adjustments.

Council has cash assets that are subject to restrictions. Restricted funds as at 30 September 2017 include: residential aged care deposits of \$23.62m, trust funds and deposits \$4.85m (including asset protection permits), open space reserve \$6.82m and fire services property levy \$3.11m.



**Rates Income and Debtors**  
**for the period ending 30 September 2017**

**Rate and Charges Income** – is an important source of revenue, accounting for approximately 61 per cent of the total revenue received by Council annually. Glen Eira continues to have the second-lowest average rates and charges in metro Melbourne.

**Rate Capping** - The Victorian Government's *Fair Go Rates System* (FGRS) limits the maximum increase in Councils' average rates. The amount is calculated by dividing total revenue from general rates by the total number of rateable properties in the municipality.

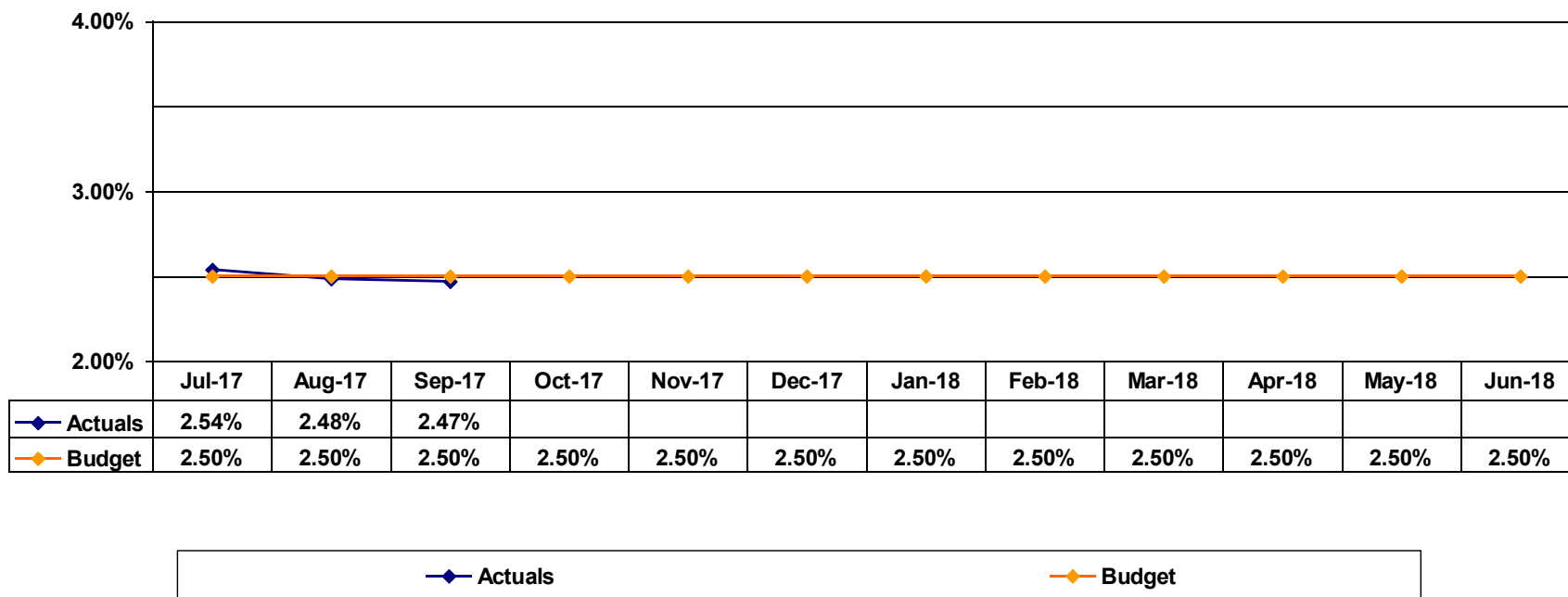
Each year the Minister for Local Government sets the average rate cap increase for Councils.

The cap for 2017-18 was set at forecast CPI of 2.0% (2.5% for 2016-17).

**Rate Payments** - Rates are paid in four instalments during the year: February, May, September and November. Council's cash flow is impacted by the timing of rate payments. The following table reflects the rate debtors balance as at 30 September 2017.

<b>Rate Debtors</b>	<b>2017-2018 Year to date</b>
	<b>\$'000</b>
Arrears Brought Forward	5,824
2017-18 Rates & Garbage Generated	102,981
2017-18 Fire Services Property Levy	12,327
<b>Total Rates &amp; Charges</b>	<b>121,132</b>
<b>Payments/Adjustments:</b>	
Glen Eira Pension Rebate	(324)
State Government Rebate	(1,571)
Fire Services Property Levy Rebate	(351)
Receipts	(24,766)
Interest	2
Supplementary Valuations	365
Adjustments	(15)
<b>Total Payments/Adjustments</b>	<b>(26,660)</b>
<b>Rates &amp; Charges Balance at Month End</b>	<b>94,472</b>

**Investment Interest Rates**  
*for the period ending 30 September 2017*



Council achieved a lower return of 2.47% against the budget of 2.50%.

## Capital Works Program Expenditure

for period ending 30 September 2017

Description	Carry Forwards from 2016-17	Adopted Annual Capital Budget	Capital Grant Funding	YTD Work In Progress	YTD Forecast	YTD Variance	Annual Forecast Projected end of June 2018 expenditure	Forecast Adjustments
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)
<b><u>CAPITAL WORKS: PRIORITY ITEMS</u></b>								
Continuous Improvement & Innovation	50,000	900,000	-	3,400	-	(3,400)	950,000	-
Information Systems	160,000	1,018,000	-	138,491	105,000	(33,491)	1,178,000	-
Vehicle Replacements	-	1,672,041	-	48,853	-	(48,853)	1,672,041	-
Footpath Replacement	-	2,010,000	-	260,990	502,500	241,510	2,010,000	-
Kerb and Channel Replacement	-	163,000	-	7,277	16,300	9,023	163,000	-
Road Rehabilitation	248,918	3,188,000	-	459,002	136,944	(322,058)	3,436,918	-
Drainage Improvement	28,000	3,570,000	-	312,714	80,000	(232,714)	3,218,000	(380,000)
Local Road Resurfacing	-	1,500,000	-	5,844	-	(5,844)	1,500,000	-
Right of Way Renewal	-	336,600	-	34,659	-	(34,659)	336,600	-
Local Area Traffic Management (LATM) Replacement	274,159	600,000	-	105,363	-	(105,363)	874,159	-
Car Park Rehabilitation	77,633	400,000	-	260,986	77,633	(183,353)	477,633	-
Roads to Recovery	-	323,926	576,074	40,262	170,000	129,738	900,000	-
Traffic Signal Upgrade	53,377	-	-	10,724	-	(10,724)	53,377	-
<b>TOTAL PRIORITY ITEMS</b>	<b>892,087</b>	<b>15,681,567</b>	<b>576,074</b>	<b>1,688,565</b>	<b>1,088,377</b>	<b>(600,188)</b>	<b>16,769,728</b>	<b>(380,000)</b>
<b><u>CAPITAL WORKS: ROLLING ANNUAL</u></b>								
<b><u>CAPITAL WORKS: ROLLING ANNUAL-ENVIRONMENTAL INITIATIVES</u></b>								
Sustainable Initiatives	-	507,080	-	-	-	-	507,080	-
Bicycle Strategy Implementation	136,204	250,000	-	48,485	-	(48,485)	386,204	-
Warm season grass Program	182,334	710,000	-	377,622	42,529	(335,093)	892,334	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-ENVIRONMENTAL INITIATIVES</b>	<b>318,538</b>	<b>1,467,080</b>	<b>-</b>	<b>426,107</b>	<b>42,529</b>	<b>(383,578)</b>	<b>1,785,618</b>	<b>-</b>
<b><u>CAPITAL WORKS: ROLLING ANNUAL-LIBRARIES &amp; LEARNING CENTRES</u></b>								
Library and Information Services	-	809,336	63,179	254,903	291,701	36,798	872,515	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-LIBRARIES</b>	<b>-</b>	<b>809,336</b>	<b>63,179</b>	<b>254,903</b>	<b>291,701</b>	<b>36,798</b>	<b>872,515</b>	<b>-</b>
<b><u>CAPITAL WORKS: ROLLING ANNUAL-TRAFFIC MANAGEMENT</u></b>								
Traffic Engineering	586,946	1,175,000	-	24,358	-	(24,358)	1,761,946	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-TRAFFIC MANAGEMENT</b>	<b>586,946</b>	<b>1,175,000</b>	<b>-</b>	<b>24,358</b>	<b>-</b>	<b>(24,358)</b>	<b>1,761,946</b>	<b>-</b>
<b><u>CAPITAL WORKS: ROLLING ANNUAL-PUBLIC OPEN SPACES AND RECREATIONAL FACILITIES</u></b>								
Major Playground Upgrade	-	1,000,000	-	1,000	-	(1,000)	1,000,000	-
Playground Minor Equipment/Art Rolling Program	7,546	535,000	-	76,653	70,046	(6,607)	542,546	-
Carnegie Swim Centre Maintenance	50,000	50,000	-	-	50,000	50,000	100,000	-
Minor Park Improvements	-	642,000	-	140,673	171,500	30,827	642,000	-
Sports Ground Lighting	-	180,000	-	8,290	-	(8,290)	180,000	-
Cricket Net Facilities Upgrade	-	95,000	-	22,328	-	(22,328)	95,000	-
Public Hall Furniture	-	10,000	-	-	-	-	10,000	-
Plinth Curbing	-	285,000	-	220,603	225,000	4,397	285,000	-
Open Space Lighting Program	-	75,000	-	-	15,000	15,000	75,000	-
Sports facility lighting Program	-	100,000	-	-	-	-	100,000	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-PUBLIC OPEN SPACES AND RECREATIONAL FACILITIES</b>	<b>57,546</b>	<b>2,972,000</b>	<b>-</b>	<b>469,547</b>	<b>531,546</b>	<b>61,999</b>	<b>3,029,546</b>	<b>-</b>

## Capital Works Program Expenditure

for period ending 30 September 2017 (continued)

Description	2017-18 Carry Forwards from 2016-17	2017-18 Adopted Annual Capital Budget	2017-18 Capital Grant Funding	2017-18 YTD Work In Progress	2017-18 YTD Forecast	2017-18 YTD Variance	2017-18 Annual Forecast Projected end of June 2018 expenditure	2017-18 Forecast Adjustments
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)
<b>CAPITAL WORKS: ROLLING ANNUAL-BUILDING WORKS</b>								
Building Improvements	228,381	110,000	-	43,985	-	(43,985)	338,381	-
Kitchen/ Joinery Renewal	-	61,000	-	-	-	-	61,000	-
Roof Renewal	39,874	165,000	-	-	-	-	204,874	-
Painting Program	-	121,000	-	2,096	-	(2,096)	121,000	-
Switchboard Renewal	-	100,000	-	-	-	-	100,000	-
Floor Covering Replacement Renewal	-	187,000	-	7,931	-	(7,931)	187,000	-
Public Toilet Upgrade Rolling Program	-	285,000	-	4,716	-	(4,716)	285,000	-
Forward design Program	-	640,000	-	4,500	-	(4,500)	640,000	-
Bathroom Renewal	-	88,500	-	-	-	-	88,500	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-BUILDING WORKS</b>	<b>268,255</b>	<b>1,757,500</b>	<b>-</b>	<b>63,228</b>	<b>-</b>	<b>(63,228)</b>	<b>2,025,755</b>	<b>-</b>
<b>CAPITAL WORKS: ROLLING ANNUAL-SHOPPING CENTRES</b>								
Annual Shopping Streetscape Program	-	100,000	-	28,547	-	(28,547)	100,000	-
<b>TOTAL CAPITAL WORKS: ROLLING ANNUAL-SHOPPING CENTRES</b>	<b>-</b>	<b>100,000</b>	<b>-</b>	<b>28,547</b>	<b>-</b>	<b>(28,547)</b>	<b>100,000</b>	<b>-</b>
<b>TOTAL ROLLING ANNUAL</b>	<b>1,231,285</b>	<b>8,280,916</b>	<b>63,179</b>	<b>1,266,690</b>	<b>865,776</b>	<b>(400,914)</b>	<b>9,575,380</b>	<b>-</b>
<b>CAPITAL WORKS: MAJOR PROJECTS</b>								
Duncan Mackinnon Athletics Track Upgrade	-	750,000	250,000	31,724	-	(31,724)	1,000,000	-
Duncan Mackinnon Netball Court Redevelopment	-	374,441	100,000	2,440	-	(2,440)	474,441	-
Lord Hex Pavilion Upgrade	75,000	-	-	-	-	-	75,000	-
Carnegie Swim Centre Redevelopment	75,000	-	-	-	-	-	75,000	-
Duncan Mackinnon Reserve Netball Courts lighting	-	150,000	-	1,390	-	(1,390)	150,000	-
Precinct Plan- Lord Reserve, Carnegie Pool, Koornang Park	-	100,000	-	39,302	33,000	(6,302)	100,000	-
Bailey Skate Park Redevelopment	484,651	-	-	2,456	-	(2,456)	484,651	-
Bentleigh Rotunda	-	250,000	-	-	-	-	250,000	-
<b>TOTAL MAJOR PROJECTS</b>	<b>634,651</b>	<b>1,624,441</b>	<b>350,000</b>	<b>77,312</b>	<b>33,000</b>	<b>(44,312)</b>	<b>2,609,092</b>	<b>-</b>
<b>CAPITAL WORKS: OPEN SPACE STRATEGY IMPLEMENTATION</b>								
Open Space Strategy Initiatives	237,823	1,251,517	173,483	229,825	250,323	20,498	1,712,823	50,000
Booran Reserve	-	-	-	24,193	-	(24,193)	-	-
<b>TOTAL OPEN SPACE STRATEGY IMPLEMENTATION</b>	<b>237,823</b>	<b>1,251,517</b>	<b>173,483</b>	<b>254,018</b>	<b>250,323</b>	<b>(3,695)</b>	<b>1,712,823</b>	<b>50,000</b>
<b>SHORT TERM PROJECTS</b>								
<b>CAPITAL WORKS: SHORT TERM-ENVIRONMENTAL INITIATIVES</b>								
Energy Efficient St Lighting-Planning / project development	-	51,500	-	-	-	-	51,500	-
Park Lighting Energy Efficiency Upgrade	-	250,000	-	-	-	-	250,000	-
Photovoltaic systems on council assets to generate renewable energy	-	152,700	-	16,126	-	(16,126)	152,700	-
<b>TOTAL CAPITAL WORKS: SHORT TERM-ENVIRONMENTAL INITIATIVES</b>	<b>-</b>	<b>454,200</b>	<b>-</b>	<b>16,126</b>	<b>-</b>	<b>(16,126)</b>	<b>454,200</b>	<b>-</b>
<b>CAPITAL WORKS: SHORT TERM-AGED CARE</b>								
Residential Services Minor Improvements	-	220,000	-	-	-	-	220,000	-
<b>TOTAL CAPITAL WORKS: SHORT TERM-AGED CARE</b>	<b>-</b>	<b>220,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>220,000</b>	<b>-</b>
<b>CAPITAL WORKS: SHORT TERM-FAMILY &amp; CHILDREN'S SERVICES</b>								
Youth Information Centre Upgrade and Refurbishment	-	11,800	-	-	-	-	11,800	-
Replacement FDC of Equipment	-	5,000	-	4,545	5,000	455	5,000	-
<b>TOTAL CAPITAL WORKS: SHORT TERM-FAMILY &amp; CHILDREN'S SERVICES</b>	<b>-</b>	<b>16,800</b>	<b>-</b>	<b>4,545</b>	<b>5,000</b>	<b>455</b>	<b>16,800</b>	<b>-</b>



## Capital Works Program Expenditure

for period ending 30 September 2017 (continued)

Description	2017-18 Carry Forwards from 2016-17	2017-18 Adopted Annual Capital Budget	2017-18 Capital Grant Funding	2017-18 YTD Work In Progress	2017-18 YTD Forecast	2017-18 YTD Variance	2017-18 Annual Forecast Projected end of June 2018 expenditure	2017-18 Forecast Adjustments
	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)	(\$)
<b><u>CAPITAL WORKS: SHORT TERM-PUBLIC OPEN SPACES AND RECREATIONAL FACILITIES</u></b>								
Half Share Fencing	-	100,000	-	7,785	-	(7,785)	100,000	-
Perimeter Fencing Upgrade	-	85,000	-	78,866	-	(78,866)	85,000	-
Recreation	300,928	60,000	-	100,058	-	(100,058)	360,928	-
Moorleigh Village Multi-purpose Sports Training facility	-	275,000	-	-	-	-	275,000	-
Replacing and Reinforcing Retaining wall and Bridge	83,500	-	-	2,288	-	(2,288)	83,500	-
Public Toilet Upgrade Rolling Program	-	350,000	-	-	-	-	350,000	-
Sports Ground Lighting	-	70,000	-	-	35,000	35,000	70,000	-
Shade Sails Rolling Program	-	65,000	-	-	35,000	35,000	65,000	-
Landscape Enhancement Works-Stage 2- Walking/ Running Circuit	-	565,000	-	2,408	-	(2,408)	565,000	-
Outdoor Fitness Stations and Instructional Signage	26,322	-	-	39,209	26,322	(12,887)	26,322	-
<b>TOTAL CAPITAL WORKS: SHORT TERM-PUBLIC OPEN SPACES AND RECREATIONAL FACILITIES</b>	<b>410,750</b>	<b>1,570,000</b>	<b>-</b>	<b>230,614</b>	<b>96,322</b>	<b>(134,292)</b>	<b>1,980,750</b>	<b>-</b>
<b><u>CAPITAL WORKS: SHORT TERM-TRAFFIC MANAGEMENT</u></b>								
Parking Ticket Machines	114,000	-	-	-	-	-	114,000	-
<b>TOTAL CAPITAL WORKS: SHORT TERM-TRAFFIC MANAGEMENT</b>	<b>114,000</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>114,000</b>	<b>-</b>
<b><u>CAPITAL WORKS: SHORT TERM-BUILDING WORKS</u></b>								
Furniture & Fittings- emergency replacement	-	50,000	-	-	-	-	50,000	-
Renewal of Heating Ventilation Air Conditioning	739,911	219,000	-	68,831	-	(68,831)	958,911	-
Disability Discrimination Act (DDA) Building Compliance Works	193,413	2,286,000	100,000	23,444	-	(23,444)	2,579,413	-
DDA Compliant front access by Changing Ramp	-	60,000	-	-	-	-	60,000	-
ILU Refurbishment-Upgrade of carpets, bathrooms, kitchens etc.	65,195	150,000	-	-	-	-	215,195	-
IP Based high resolution video surveillance CCTV security system	-	85,000	-	-	-	-	85,000	-
Ormond Kinder Upgrade	-	67,400	-	-	-	-	67,400	-
New Sound System	-	20,000	-	-	-	-	20,000	-
GESAC	475,651	160,000	-	252,474	156,862	(95,612)	635,651	-
Public Toilet Exeloo	126,439	-	-	163,467	126,439	(37,028)	126,439	-
Landscaping of Early Learning Centres	-	40,000	-	-	-	-	40,000	-
Removal of Hazardous Material	-	85,000	-	2,640	-	(2,640)	85,000	-
Installation of swipe cards and CCTV	-	111,000	-	-	-	-	111,000	-
Signage Upgrade	-	100,000	-	-	-	-	100,000	-
Park gates	2,500	-	-	-	-	-	2,500	-
Property Acquisition- Neerim Road, Carnegie	-	-	-	383,464	361,000	(22,464)	361,000	361,000
<b>TOTAL CAPITAL WORKS: SHORT TERM-BUILDING WORKS</b>	<b>1,603,109</b>	<b>3,433,400</b>	<b>100,000</b>	<b>894,320</b>	<b>644,301</b>	<b>(250,019)</b>	<b>5,497,509</b>	<b>361,000</b>
<b><u>CAPITAL WORKS: SHORT TERM-OTHER</u></b>								
Furniture & Fittings	-	10,000	-	-	-	-	10,000	-
Library Furniture & Fittings	-	-	-	6,600	-	(6,600)	-	-
Annual GESAC Plant and Equipment Replacement	-	276,000	-	24,787	-	(24,787)	355,000	79,000
<b>TOTAL CAPITAL WORKS: SHORT TERM-OTHER</b>	<b>-</b>	<b>286,000</b>	<b>-</b>	<b>31,387</b>	<b>-</b>	<b>(31,387)</b>	<b>365,000</b>	<b>79,000</b>
<b>TOTAL SHORT TERM PROJECTS</b>	<b>2,127,859</b>	<b>5,980,400</b>	<b>100,000</b>	<b>1,176,992</b>	<b>745,623</b>	<b>(431,369)</b>	<b>8,648,259</b>	<b>440,000</b>
<b>TOTAL CAPITAL WORKS EXPENDITURE</b>	<b>5,123,705</b>	<b>32,818,841</b>	<b>1,262,736</b>	<b>4,463,577</b>	<b>2,983,099</b>	<b>(1,480,478)</b>	<b>39,315,282</b>	<b>110,000</b>

**10. URGENT BUSINESS**

**11. ORDINARY BUSINESS**

**11.1 Requests for reports from Officers**

**11.2 Right of reply**

**11.3 Councillor questions**

**11.4 Public questions to Council**

**12. CONSIDERATION OF ITEMS IN CAMERA**

That pursuant to Section 89(2) of the Local Government Act 1989, the Council resolves that so much of this meeting be closed to members of the public, as it involves Council consideration of matters coming within some or all of the following categories listed in Section 89(2) of such Act.

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayers;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments
- (f) Legal advice
- (g) Matters affecting the security of Council property'
- (h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) A resolution to close the meeting to members of the public.

**12.1 Tender number 2017.047 Supply and Delivery of GESAC Retail Products**

(Local Government Act 1989 – Section 89(2)(d) – Contractual matter)

Number of tenders received	16
Number of evaluation criteria tenders assessed against	Three (3)
Estimated contract value	\$1,500,000.00 (GST exclusive)

**13. CLOSURE OF MEETING**