

# ORDINARY MEETING OF COUNCIL MINUTES

Tuesday 27 August 2019 6:00pm

Council Chamber Room 1 Community Hub 48 Burns Street Maryborough

# **MEMBERSHIP**

Administrator Noel Harvey Administrator Karen Douglas Administrator Hugh Delahunty

> Confirmed at the Ordinary Council Meeting Held on 24 September 2019

# 1. COMMENCEMENT OF MEETING AND WELCOME

The meeting commenced at 6.00pm
The Chair, Administrator Noel Harvey read the Council Prayer and acknowledgement of country.

#### **PRESENT**

Administrator Noel Harvey Administrator Karen Douglas

#### IN ATTENDANCE

Chief Executive Officer, Lucy Roffey General Manager Corporate Performance, Paul Brumby General Manager Community Wellbeing, Martin Collins General Manager Infrastructure, Assets and Planning, Rebecca Stockfeld

#### 2. APOLOGIES

Nil

#### 3. LEAVE OF ABSENCE

Administrator Hugh Delahunty has a leave of absence from 28 July to 29 August 2019.

#### 4. DISCLOSURES OF CONFLICTS OF INTEREST

Nil

#### 5. CONFIRMATION OF THE MINUTES OF THE PREVIOUS COUNCIL MEETING

The purpose of this report was to present for confirmation, the minutes of the Ordinary Council Meeting held on 23 July 2019.

#### **Council Resolution**

That Council confirms the Minutes of the Ordinary Council Meeting held on 23 July 2019.

Moved

Administrator Douglas

Seconded Administrator Harvey

CARRIED

#### 6. REPORTS FROM COMMITTEES

# 6.1 NOTING OF THE APPROVED MINUTES OF SPECIAL COMMITTEE MEETINGS AND ADVISORY COMMITTEE MEETINGS

To present for noting the confirmed minutes of Council's special committees established under section 86 of the *Local Government Act 1989* and the Audit and Risk Committee established under section 139 of the *Local Government Act 1989* which is an advisory committee.

#### Council Resolution

That Council notes the confirmed minutes of the Talbot Town Hall general meeting 18 March 2019.

Moved Seconded Administrator Douglas Administrator Harvey

CARRIED

#### 7. PETITIONS

Nil

#### 8. OFFICER REPORTS

#### 8.1 ASSEMBLIES OF COUNCILLORS

The purpose of this report was to provide the record of any assembly of councillors, which has been held since the last council meeting, so that they are recorded in the minutes of the formal council meeting.

#### **Council Resolution**

That Council note the record of assemblies of councillors for the period 23 July to 23 August 2019.

Moved Seconded Administrator Douglas Administrator Harvey

CARRIED

# 8.2 ANNNUAL PLAN PROGRESS REPORT – AS AT 30 JUNE 2019

The purpose of this report is to provide Council with an update on the status of the projects identified in the 2018-2019 Action Plan.

## Council Resolution

That Council notes the 2018-2019 Action Plan Progress Report.

Moved Seconded Administrator Douglas Administrator Harvey

CARRIED

### 8.3 CASUAL HIRE POLICY

The purpose of this report is to recommend that Council endorse the draft casual hire policy for community consultation.

The aim of the policy is to establish the guiding principles and conditions for the casual use and hire of Council managed and community facilities whilst seeking to promote and maximise community participation and use of these facilities.

## **Council Resolution**

#### That Council:

- 1. Adopt the attached Casual Hire Policy;
- 2. Acknowledge receipt of one submission received; and
- 3. Notify in writing those who provided a submission to Council on the casual hire policy and advise them of the outcome of Council's decision.

Moved Seconded Administrator Douglas Administrator Harvey

CARRIED

#### 8.4 MARYBOROUGH AERODROME

The purpose of this report is to present Council with a proposed way forward for the use, maintenance and site leasing of the Maryborough Aerodrome, and consideration of the future changes in regulations that will effect licencing of the aerodrome beyond August 2020.

#### Council Resolution.

#### That Council:

- 1. Acknowledge that the 12 site leases at the Maryborough Aerodrome entered into by the Maryborough Aero Club (as agent of Council) are legally void.
- 2. Proposes to offer the current occupiers of the 12 site leases at the Maryborough Aerodrome a new site lease on lease documentation that complies with the DELWP standard Crown 17D (non-retail) lease template and contains lease conditions as per the new lease template (Attachment 2) of this report, subject to any public notice requirements (Where a retail lease is applicable relevant conditions will be included.) These new leases will include the same square metre rental area, rental amount, lease period, any lease period option and ability to assign the lease, that were in each original Aero Club lease.
- 3. Proposes to offer the Maryborough Aero Club a 21 year lease in accordance with Council's draft Property Occupancy Policy for the two sites, on lease documentation that complies with the DELWP standard Crown 17D (non-retail) lease template and contains lease conditions as per the new lease template (Attachment 2) of this report, subject to any public notice requirements.
- 4. Approve the completion of the "kangaroo proof" perimeter fence at the Maryborough Aerodrome.
- Change the runway apron maintenance procedure from grading to mowing.
- 6. Authorise the Chief Executive Officer to undertake whatever steps necessary to convert the Maryborough Aerodrome from a Registered Aerodrome to an Aircraft Landing Area.

- 7. Invoice and collect all back rent owed under the former Aero Club leases.
- 8. Recommence invoicing aerodrome site lease rental annually.
- 9. Commence rating each site lease at the Maryborough Aerodrome in accordance with the Local Government Act 1989, from 1 July 2019.
- 10. Determine that all future leases at the Maryborough Aerodrome be priced at market rental, subject to any discounts in accordance with the Draft Property Occupancy Policy (or its successor document).
- 11. Revoke the Maryborough Aerodrome Master Plan 2012.
- 12. Meet with the President of the Maryborough Aero Club to discuss the contents and recommendations in this report.
- 13. Publicly communicate clearly why these changes to the way Council manages and maintains the Maryborough Aerodrome have been made

Moved Administrator Douglas Seconded Administrator Harvey

CARRIED

# 8.5 ENERGY BREAKTHROUGH SECTION 86 COMMITTEE EXPRESSIONS OF INTEREST

This report is written with a recommendation to Council to endorse the expressions of interest applications for the three Energy Breakthrough Section 86 Committee positions which were recently advertised.

#### **Council Resolution**

That Council appoint Windsor Main, Jeff Hoober and Jackson Barby as members of the Energy Breakthrough Special committee.

Moved Administrator Douglas Seconded Administrator Harvey

CARRIED

# 8.6 APPLICATION FOR AN AMENDMENT TO PLANNING PERMIT D056/15A, PROPOSED MINERIAL EXTRACTION AT 63 PAIN KILLER ROAD, DUNOLLY

The purpose of this report is to seek Council determination for the planning permit application for an amendment to Planning Permit D056/15 for proposed mineral extraction at 63 Pain Killer Road, Dunolly.

Notice of the proposal has been given and three objections have been received.

The proposed amendment has been assessed against the Central Goldfields Planning Scheme and it is considered to be appropriate.

This report recommends that a Notice of Decision to grant an amendment to the planning permit be issued.

# **Council Resolution**

That Council, having caused notice of Planning Application No. D056/15A to be given under Section 52 of the *Planning and Environment Act 1987* and the Central Goldfields Planning Scheme and having considered all the matters generally required, determines to issue a Notice of Decision to Grant an Amendment to Planning Permit D056/15 in respect of the land known and described as 63 Pain Killer Road, Dunolly, for the Use and Development of the land for Mineral Extraction in accordance with the endorsed plans and subject to the following conditions:

#### **CONDITIONS:**

- 1. The layout of the use and development on the endorsed plan must not be altered without the written consent of the responsible authority.
- 2. The use and development must be managed so that the amenity of the area is not detrimentally affected, through the:
  - (a) transport of materials, goods or commodities to or from the land
  - (b) appearance of any building, works or materials
  - (c) emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil
  - (d) presence of vermin.
- 3. No vegetation is to be removed for the use and development to occur, including access ways, trafficable areas and extraction areas, without the further consent of the responsible authority.
- 4. Noise levels emanating from the land must comply with the requirements of the Environment Protection Authority's Information Bulletin No. N3/89 Interim Guidelines for the Control of Noise in Country Victoria.
- 5. Provision must be made on the land for the storage and collection of garbage and other solid waste. This area must be graded and drained and screened from public view to the satisfaction of the responsible authority.
- All roads/storage areas/external stockpiles/vacant or grazed areas must be maintained to avoid dust nuisance to the satisfaction of the responsible authority.
- No polluted and/or sediment laden run-off is to be discharged directly or indirectly into Councils drains or watercourses. To this end, pollution or litter traps must be provided on site.
- 8. All works must be undertaken in a manner that minimises soil erosion, and any exposed areas of soil must be stabilised to prevent soil erosion, to the satisfaction of the responsible authority.
- Soil erosion control measures must be employed throughout the construction stage of the development to the satisfaction of the responsible authority. All cleared areas for vehicle use must be stabilised, drained and surfaced to prevent soil erosion to the satisfaction of the responsible authority.
- 10. The area approved by this permit and subject to the extraction is to be rehabilitated, on completion of the removal of the mineral, to the satisfaction of the responsible authority.

- 11. All topsoil to be removed during the earthworks must be stockpiled, maintained in a weed-free condition, re-spread on disturbed ground after completion of the earthworks and re-vegetated to prevent erosion, all to the satisfaction of the responsible authority.
- 12. No environmental weeds may be planted on or allowed to invade the site.
- 13. External lighting must be designed, baffled and located so as to prevent any adverse effect on adjoining land to the satisfaction of the responsible authority.
- 14. Access to the site shall only be at the nominated crossing shown on the endorsed plan. The crossing and road pavement works are to be constructed to the satisfaction of the responsible authority.
- 15. The applicant/owner is to ensure that if an archaeological site is discovered in the course of any construction or excavation on the land, the person in charge of the construction or excavation must as soon as practicable report the discovery to the Executive Director of Heritage Victoria in accordance with s127 (2) of the Heritage Act 2017.
- 16. The use and development of the subject land:
  - (a) Must not commence until the Work Authority is granted in accordance with the requirements of the *Mineral Resources* (Sustainable Development) Act 1990 (MRSDA);
  - (b) Must at all times be in accordance with that Work Authority, including the approved Work Plan; and
  - (c) This permit will expire if the Work Authority for the use issued under the provisions of the MRSDA is cancelled in accordance with Section 770 of this Act.

## Engineering

#### 17. Access

- (a) Heavy vehicle access to the subject land is to be provided from Hard Hills Track via Maryborough Dunolly Road. Access to the subject land is restricted to 440 metres along Hard Hills Track northwest of Pain Killer Road.
- (b) Any existing, or newly constructed, vehicular crossovers/driveways in Hard Hills Track must be to an all-weather gravel rural type (4 metres width) from road to property line over piped culvert, if required. (Refer Infrastructure Design Manual Standard Drawing 255).
- (c) Any works to crossovers/driveways will require the owner/applicant to apply and have approved driveway crossing and/or consent for works permit/s for crossover/driveway/access works. All works constructed or carried out must be in accordance with the approved plans/permit(s).
- (d) Once constructed the crossovers crossovers/driveways/access must be thereafter maintained by the landowner to the satisfaction of the responsible authority.

#### 18. Loading and Unloading

- (a) The loading and unloading of vehicles and the delivery of goods must at all times be undertaken within the boundaries of the subject land to the satisfaction of the responsible authority.
- (b) The surface of loading areas and access roads must be constructed and maintained to the satisfaction of the responsible authority to prevent dust and drainage run-off causing a loss of amenity to the site or broader area. All such surfaces and roads to be constructed to an all-weather standard to ensure all-weather use and access.

## 19. Drainage

- (a) All stormwater must be accommodated and treated within the subject land.
- (b) The owner/applicant must design a drainage system to drain the quarry operations to the legal point of discharge.
- (c) A legal point of stormwater discharge (LPD) must be provided for the development to the area toward the south east of the proposed quarry to the satisfaction of the responsible authority.

## 20. Landscaping

The existing established native and significant vegetation along the property frontage in Hard Hills Track is to be protected during all works and must not be damaged or marked in any way, except with the permission of the responsible authority.

## 21. Asset Protection

At all times the permit holder must ensure that the operation and condition of Council assets are not damaged by the new use and proposed works. If the Responsible Authority deems Council assets have been detrimentally affected or damaged by development construction access, then the assets will be required to be repaired and reinstated by the permit holder to the satisfaction of the Responsible Authority.

## 22. Sediment Control

The applicant / owner shall restrict sediment discharges from the construction site in accordance with Construction Techniques for Sediment Pollution Control (EPA1991) and Environmental Guidelines for Major Construction Sites (EPA 1995).

#### 23. Permit Expiry

This permit will expire if one of the following circumstances applies:

- (a) The development is not started within two years of the date of this permit;
- (b) The development is not completed within four years of the date of this permit.

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

Moved Seconded Administrator Douglas Administrator Harvey

CARRIED

8.7 PLANNING APPLICATION 061/18 – APPLICATION TO CONSTRUCT TWO DWELLINGS ON A LOT; DEMOLITION IN HERITAGE OVERLAY; EASEMENT CREATION; VEHICLE ACCESS IN ROAD ZONE 1; THREE LOT SUBDIVISION, AT 18 HIGH STREET, MARYBOROUGH, BEING CROWN ALLOTMENT 2 ON SECTION 57 OF THE TOWNSHIP OF MARYBOROUGH, PARISH OF MARYBOROUGH

The purpose of this report is to seek Council determination for the planning permit application to redevelop a residential site by constructing two new attached two-storey side-by-side townhouses at the rear of an existing single storey dwelling, creating a three lot subdivision at 18 High Street, Maryborough.

Public Notice of the application has resulted in two written submissions objecting to the proposal.

At its 23 April 2019 meeting Council deferred consideration of the application, with the agreement of the applicant, to provide time to consider and respond to the objectors concerns.

The proposal has been repositioned on the site, so that the structure is closer toward the southwestern allotment boundary.

The revised plans submitted by the applicant have been externally advertised. This Public Notice of the application resulted in one further submission from an existing objector restating their grounds of objection.

The Application has been assessed against the policy and specific controls of the Planning Scheme and it is considered that the proposed development is acceptable and compatible with the neighbourhood character of the area.

This report recommends that a Notice of Decision to grant a planning permit be issued.

## **Council Resolution**

That Council, having caused notice of Planning Application No. 061/18 to be given under Section 52 of the *Planning and Environment Act 1987* and the Central Goldfields Planning Scheme and having considered all the matters generally required, determines to issue a Notice of Decision to Grant a Planning Permit 061/18 in respect of the land known and described as 18 High Street, Maryborough, to construct two dwellings on a lot, demolition in heritage overlay, easement creation, vehicle access in road Zone 1, and three lot subdivision in accordance with the endorsed plans and subject to the following conditions:

# CONDITIONS

#### **Amended Plans**

1. That before the development permitted by this permit commences, amended plans, based on those submitted with the application and revised to form drawings, P01D, P02D, P03D, P04D, P05D, P06D, P07D, P08D, P09D, P10D, P11D, P12D, P13D, P14D, P15D, P16D, and P17D, must be submitted to

and approved by the Responsible Authority. The plans, when approved, will be endorsed and will then form part of the permit. The plans must be drawn to scale and dimensioned and three copies must be provided. The plans must be amended to show:

- (a) The location of, and construction details for, the new proposed vehicle crossover to High Street from the residual Lot fronting High Street.
- (b) The location of, and the construction details for, the new proposed vehicle crossovers to Alma Street from the new Lots A and B.
- (c) A schedule of suitably muted colours and materials, which will provide the two dwelling with individual identity, and will not dominate the streetscape and views of adjacent heritage buildings in the area.
- (d) A landscaping plan in accordance with permit condition 3.
- (e) Provision of six cubic metres of externally accessible storage space in each of the new units.

# Layout not Altered

2. The development as shown on the endorsed plans must not be altered without the further written consent of the Council.

## Landscape Plan

- 3. Prior to the commencement of any works, a landscape plan must be submitted to and approved by the Council. When approved the plan will form part of the permit. The landscape plan must include:
  - (a) A survey (including botanical names) of all existing vegetation to be retained and/or removed:
  - (b) Details of surface finishes of pathways and driveways;
  - (c) A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, size at planting, sizes at maturity, quantities of each species;
  - (d) Details of all fencing, including materials, height and finishes.

#### Payment In Lieu Of Open Space

4. The applicant or owner must pay to Council the sum equivalent to 5% of the value of the land in the subdivision. This payment must be made before a statement of compliance is issued and may be varied under Section 19 of the Subdivision Act, 1988.

## Valuation Expenses

5. The applicant or owner must pay on demand to Council, the Council's reasonable costs and expenses to provide valuation for payment in lieu of open space.

#### **Easements**

6. All existing and proposed easements and sites for existing or required utility services require on the land must be set aside in the plan of subdivision

submitted for certification in favour of the relevant authority for which the easement or site is to be created.

# **Construction Management Plan**

- 7. Prior to the commencement of works, a Construction Management Plan must be prepared to the satisfaction of the Responsible Authority and endorsed as part of this permit. The Plan must detail:
  - (a) Hours of demolition and construction to accord with Local Laws;
  - (b) Methods to contain dust, dirt and mud within the site and the method and frequency of clean up procedures, including the management of on-site storage waste construction bins and vehicle washing;
  - (c) Management of parking of construction machinery and workers' vehicles to prevent adverse impact on nearby properties;
  - (d) Management of staging of heavy vehicles, site deliveries and unloading and lifting points with expected frequency, and traffic management in the vicinity, ensure routes to and from the site minimise disruption to residential properties;
  - (e) Minimising disruption to pedestrian access along footpaths;
  - (f) Measures to minimise noise and other amenity impacts from mechanical equipment, including idling trucks, and demolition/construction activities, especially outside of daytime hours;
  - (g) The provision of adequate environmental awareness training for all on-site contractors and sub-contractors; and
  - (h) A liaison officer for contact by the public and the Council in the event of relevant queries or problems experienced.

All works on the land must be undertaken in accordance with the endorsed Construction Management Plan to the satisfaction of the Council.

#### Infrastructure Department

Prior to the issue of a Statement of Compliance and use of the dwellings the following must be undertaken by the applicant/owner to the requirements and satisfaction of the Responsible Authority:

## 8. Access:

- (a) Vehicular access to the 18 High Street lot must be provided from High Street.
- (b) Vehicular access to the Alma Street lots A and B must be provided from Alma Street.
- (c) Any existing or new vehicular crossovers/driveways must be constructed between the lots and High Street and Alma Street for the respective lots. Such crossovers/driveways must be of concrete construction and be from kerb to property boundary. (Refer Infrastructure Design Manual Standard Drawing 240).
- (d) The applicant/owner must make further application for and have approved driveway crossing permit/s for crossover/driveway works. All works constructed or carried out must be in accordance with the approved plans/permit(s).
- (e) Once constructed the crossovers must be thereafter maintained by the landowner to the satisfaction of the Responsible Authority.

(f) Any disused crossovers/driveways must be removed and the kerb and channel and nature strip reinstated to the satisfaction of the Responsible Authority.

# 9. Drainage:

- (a) All stormwater must be accommodated and treated within the subject land.
- (b) The owner/applicant must design a drainage system to drain the development to the legal point of discharge.
- (c) A legal point of stormwater discharge (LPD) must be provided for the 18 High Street lot to the Alma Street kerb and channel via an underground drain in a drainage easement through Lot A to the satisfaction of the Responsible Authority.
- (d) A legal point of stormwater discharge (LPD) must be provided for the Alma Street lots A and B to the Alma Street kerb and channel to the satisfaction of the Responsible Authority.

# 10. Street Landscaping:

(a) Upon completion of all off site works all nature strips must be levelled, topsoiled and seeded. Alternate landscaping methods may be undertaken, but must be approved, in writing, by the Responsible Authority prior to any works being undertaken.

#### 11. Asset Protection

(a) At any time the permit holder must ensure that the operation and condition of Council assets (including street trees, drainage pits and covers, footpaths and kerb and channel) are not damaged by the site construction works. If the Responsible Authority deems Council assets have been detrimentally affected or damaged by development construction access, then the assets will be required to be repaired and reinstated by the permit holder to the satisfaction of the Responsible Authority.

## 12. Sediment Control

(a) The developer must restrict sediment discharges from any construction sites within the land in accordance with Construction Techniques for Sediment Pollution Control (EPA 1991) and Environmental Guidelines for Major Construction Sites (EPA 1995).

#### SUBDIVISION

# Formal Plan of Subdivision

- 13. The formal plan of subdivision lodged for certification must be in accordance with the approved plan and must not be modified except to comply with statutory requirements or with the further written consent of the Council.
- 14. The owner of the land must enter into an agreement with:
  - a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
  - a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in

accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

- 15. Before the issue of a Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:
  - a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the time; and
  - a suitably qualified person that fibre ready telecommunication facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

#### S173 Agreement

- 16. Prior to the certification of a Plan of Subdivision pursuant to this permit, the owner of the land to which this permit relates must enter into an agreement with the Responsible Authority under Section 173 of the *Planning and Environment Act 1987*. In addition to the usual mechanical provisions, the agreement must provide for the following matters:
  - (a) Except with the consent of the Responsible Authority, the land and any lot created by the subdivision of the land may only be developed in accordance with the development authorised in Planning Permit No. 061/18 and depicted in the plans endorsed under that permit;
  - (b) The costs of the Responsible Authority in relation to the agreement are to be borne by the owner.

#### **VicRoads**

- 17. The crossover and driveway are to be constructed to the satisfaction of the Responsible Authority and at no cost to the Roads Corporation prior to the commencement of the use.
- 18. All disused or redundant vehicle crossings must be removed and the area reinstated to the satisfaction of the Responsible Authority and at no cost to the Roads Corporation prior to the commencement of the use.

# Central Highlands Water

- 19. Any plan lodged for certification will be referred to the Central Highlands Region Water Corporation pursuant to Section 8(1)(a) of the Subdivision Act.
- 20. Reticulated sewerage facilities must be provided to each lot by the owner of the land (or applicant, in anticipation of becoming the owner) to the satisfaction of the Central Highlands Region Water Corporation. This will include the construction of works and the payment of major works contributions by the applicant.

- 21. A reticulated water supply must be provided to each lot by the owner of the land (or applicant, in anticipation of becoming the owner) to the satisfaction of the Central Highlands Region Water Corporation. This will include the construction of works and the payment of major works contributions by the applicant.
- 22. The owner will provide easements to the satisfaction of the Central Highlands Region Water Corporation, which will include easements for pipelines or ancillary purposes in favour of the Central Highlands Region Water Corporation, over all existing and proposed sewerage facilities within the proposal.
- 23. If the land is developed in stages, the above conditions will apply to any subsequent stage of the subdivision.

## Ausnet (Downer) Gas Services

24. The plan of subdivision submitted for certification must be referred to AusNet Gas Services in accordance with Section 8 of the Subdivision Act 1988.

# Powercor

- 25. The plan of subdivision submitted for certification under the Subdivision Act 1988 shall be referred to Powercor Australia Ltd in accordance with Section 8 of that Act.
- 26. The applicant shall:-
  - Provide an electricity supply to all lots in the subdivision in accordance with Powercor's requirements and standards, including the extension, augmentation or re-arrangement of any existing electricity supply system, as required by Powercor.
  - Where buildings or other installations exist on the land to be subdivided and are connected to the electricity supply, they shall be brought into compliance with the Service and Installation Rules issued by the Victorian Electricity Supply Industry. You shall arrange compliance through a Registered Electrical Contractor and provide to Powercor Australia Ltd a completed Electrical Safety Certificate in accordance with Electricity Safe Victoria's Electrical Safety System.
  - The applicant shall provide to Powercor Australia Ltd, a copy of the version of the plan of subdivision submitted for certification, which shows any amendments which have been required.
  - Any buildings must comply with the clearances required by the Electricity Safety
  - (Installations) Regulations.
  - Any construction work must comply with Energy Safe Victoria's "No Go Zone" rules.

## 27. Permit Expiry

The permit for development of the land will expire if one of the following circumstances applies:

- (c) The development is not started within two years of the date of this permit;
- (d) The development is not completed within four years of the date of this permit.

The Responsible authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards (for a request to extend the time to commence the development) or twelve months after the permit expires (for a request to extend the time to complete the development).

The permit for subdivision of the land will expire if the plan of subdivision is not certified within two (2) years of the date of issue of this Permit unless the Responsible Authority grants an extension of the Permit upon application in writing by the permit holder within six (6) months of the prescribed expiry date. Once the plan of subdivision is certified, the Permit will expire five years from the date of certification of the plan of subdivision

Moved Seconded Administrator Douglas Administrator Harvey

**CARRIED** 

9 NOTICES OF MOTION

Nil

10 URGENT BUSINESS

Nil

11 CONFIDENTIAL BUSINESS

Nil

12 MEETING CLOSURE

The Chair, Administrator Noel Harvey declared the meeting closed at 6.23 pm

Confirmed at the Ordinary Council Meeting held on 24 September 2019.

Chair, Administrator Noel Harvey