

### **3.5 VCAT decisions and decisions under delegation January 2021**

#### **Abstract**

This report sets out the delegated planning decisions made and VCAT decisions received during January 2021

#### **Officers' recommendation**

That the Urban Planning Delegated Committee resolve to receive and note the Delegated Planning Permit Decisions by Ward report and the VCAT Decisions by Ward report for January 2021.

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**Responsible director:**     **Shiran Wickramasinghe, Director Urban Living**

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## **1. Purpose**

The purpose of this report is to provide Council with a list of the delegated planning permit decisions made by officers and decisions made by the Victorian Civil and Administrative Tribunal (VCAT) during January 2021.

## **2. Policy implications and relevance to community plan and council plan**

This report is intended to promote the principles of good governance through regular reporting on planning permit applications that have been determined, as requested by Council.

The report is consistent with Council objective 1.2: *Ensure a high standard of democratic and corporate governance through open and transparent processes and strong accountability to the community.*

## **3. Background**

The report is provided at the request of councillors and will be provided on a monthly basis.

## **4. Outline of key issues/options**

Attached to this report are the following documents.

- Attachment 1 - Delegated Planning Permit Decisions by Ward – January 2021
- Attachment 2 - VCAT Decisions by Ward – January 2021

## **5. Consultation/communication**

The report is provided to inform Council of planning permit applications that have been determined during January 2021.

## **6. Financial and resource implications**

The implications of this report have been assessed in accordance with the requirements of the Victorian Charter of Human Rights and Responsibilities.

The officers responsible for this report have no direct or indirect interests requiring disclosure.

## **7. Governance issues**

The implications of this report have been assessed in accordance with the requirements of the Victorian Charter of Human Rights and Responsibilities.

The officers responsible for this report have no direct or indirect interests requiring disclosure.

## **8. Social and environmental issues**

There are no social or environmental issues arising from this report.

## **9. Conclusion**

That the Delegated Planning Permit Decisions by Ward report and VCAT Decisions by Ward report be noted.

**Manager and Report officer:**      **Simon Mitchell, Manager Strategic and Statutory Planning**

## Attachment 1 - Delegated Planning Permit Decisions by Ward – January 2021

No.	Property Address	App No.	Description	Ward	Decision	Responsible Officer	Co-ordinator	Decision Date
1	13 Libra Street BALWYN NORTH VIC 3104	PP20/1084	(VicSmart) Removal of vegetation on land affected by a Significant Landscape Overlay (SLO1)	Bellevue	Permit Delegated	DBU	CREA	13/01/2021
2	229 Doncaster Road BALWYN NORTH VIC 3104	PP20/0395	Construction of three (3) dwellings on a lot and alteration of access to a Road Zone Category 1	Bellevue	NOD Delegated	LJOHNSTO	CREA	15/01/2021
3	24 Nevada Street BALWYN NORTH VIC 3104	PP20/0758	Construction of two (2) dwellings on a lot	Bellevue	NOD Delegated	ADESILVA	JHARPER	18/01/2021
4	918 Burke Road DEEPDENE VIC 3103	PP20/1043	Subdivision of land into twelve (12) lots in accordance with the previously approved development permit (Spear Ref: S166988J)	Cotham	Permit Delegated	RKAVANAG	SNG	5/01/2021
5	12 Allenby Road CANTERBURY VIC 3126	PP20/1123	Construction of a fence associated with a dwelling in a Heritage Overlay	Cotham	Permit Delegated	DBU	CREA	12/01/2021
6	1301 Burke Road KEW VIC 3101	PP20/0884	Display of business identification signage associated with an existing medical centre	Cotham	Permit Delegated	HPARKER	SNG	21/01/2021
7	7 Whitehorse Road DEEPDENE VIC 3103	PP20/0937	Display of business identification signage associated with a medical centre (retrospective)	Cotham	Permit Delegated	HPARKER	TALBERT	21/01/2021
8	930-932 Burke Road DEEPDENE VIC 3103	PP20/1095	Construction of alterations (including replacement of doors and windows) associated with an existing dwelling in a Heritage Overlay	Cotham	Permit Delegated	TLUCKIN	TALBERT	22/01/2021
9	87 Sackville Street KEW VIC 3101	PP19/00173	Construction of alterations and additions to existing dwelling in a Heritage Overlay	Cotham	Withdrawn	HPARKER	MKENNEDY	29/01/2021
10	527 Burke Road CAMBERWELL VIC 3124	PP20/0875	Use of the site as a Veterinary Centre (527 Burke Road) and buildings and works associated with the expansion to the existing veterinary centre at 529 Burke Road	Gardiner	Permit Delegated	TALBERT	CREA	8/01/2021
11	4 Acheron Avenue CAMBERWELL VIC 3124	PP20/1115	(VicSmart) Construct buildings and works in a Heritage Overlay	Gardiner	Permit Delegated	ESPANJER	MKENNEDY	12/01/2021
12	3/14 Van Ness Avenue GLEN IRIS VIC 3146	PP20/1110	Extend (verandah) an existing dwelling on a lot less than 500 square meters.	Gardiner	Permit Delegated	ESPANJER	JHARPER	14/01/2021
13	42 Gardiner Parade GLEN IRIS VIC 3146	PP20/1121	Subdivision of land into three (3) lots in accordance with the previously approved development permit (Spear Ref: S168711J)	Gardiner	Permit Delegated	RKAVANAG	MKENNEDY	15/01/2021
14	67 Gardiner Parade GLEN IRIS VIC 3146	PP20/1107	Construction of a fence associated with a dwelling on land affected by a Land Subject to Inundation Overlay (LSIO)	Gardiner	Permit Delegated	DBU	CREA	22/01/2021
15	1/526 Camberwell Road CAMBERWELL VIC 3124	PP20/0926	Buildings and works associated with an existing office building	Gardiner	Permit Delegated	HPARKER	MKENNEDY	25/01/2021
16	1 Bickleigh Court GLEN IRIS VIC 3146	PP20/0767	Variation of Restrictive Covenant (No. 1375993)	Gardiner	Permit Delegated	MMERTUSZ	TALBERT	27/01/2021
17	281 Barkers Road KEW VIC 3101	PP20/1035	Subdivision of land into ten (10) lots in accordance with the previously approved development permit (Spear Ref: S166718B)	Glenferrie	Permit Delegated	RKAVANAG	SNG	4/01/2021
18	3 Linda Crescent HAWTHORN VIC 3122	PP20/1109	Construction of a building (pergola) associated with a dwelling in a Heritage Overlay	Glenferrie	Permit Delegated	ESPANJER	JHARPER	14/01/2021
19	15 Edward Street HAWTHORN VIC 3122	PP20/1145	(VicSmart) Construction of a side fence (Roller Door) associated with an existing Dwelling in a Heritage Overlay	Glenferrie	Permit Delegated	TLUCKIN	MKENNEDY	15/01/2021
20	33 Melville Street HAWTHORN VIC 3122	PP20/0207	Part demolition and construction of alterations and additions to existing dwelling in a Heritage Overlay and on a lot under 500 square metres	Glenferrie	NOD Delegated	HPARKER	TALBERT	19/01/2021

21	90 Power Street HAWTHORN VIC 3122	PP21/0009	(VicSmart) Part demolition and construction of a front fence (gate) and buildings and works (rendering) associated with a dwelling in a Heritage Overlay and on a lot under 500 square metres	Glenferrie	Permit Delegated	CLORINI	CREA	20/01/2021
22	30 Elgin Street HAWTHORN VIC 3122	PP21/0019	(VicSmart) Construction of a shed in a Heritage Overlay	Glenferrie	Permit Delegated	STANG	EDICKETT	22/01/2021
23	138 Barkers Road HAWTHORN VIC 3122	PP20/0550	Variation to carriageway easement (E-1),	Glenferrie	NOD Delegated	HPARKER	CREA	28/01/2021
24	81 Church Street HAWTHORN VIC 3122	PP19/0955	Use of the land for the sale and consumption of liquor associated with a cafe	Glenferrie	Withdrawn	HPARKER	SNG	29/01/2021
25	603 Riversdale Road CAMBERWELL VIC 3124	PP19/0980	Demolition of an existing building, construction of a two-storey apartment building plus basement car park containing twenty-four (24) dwellings and the alteration of access to a Road Zone Category 1 (RDZ1) in a Heritage Overlay	Junction	Refusal Delegated	DSPLITGE	MKENNEDY	4/01/2021
26	6 Auburn Parade HAWTHORN EAST VIC 3123	PP20/0904	Partial demolition and construction of alterations and additions to existing dwelling in a Heritage Overlay and on a lot less than 500 square metres	Junction	Permit Delegated	TLUCKIN	JHARPER	5/01/2021
27	19 Stanhope Grove CAMBERWELL VIC 3124	PP20/0821	Partial demolition and construction of alterations and additions associated with a dwelling in a Heritage Overlay	Junction	NOD Delegated	KCAPORAS	EDICKETT	15/01/2021
28	1/73 Highfield Road CANTERBURY VIC 3126	PP20/0830	Construction of an extension to an existing dwelling on a lot under 500 square metres and a front fence exceeding 1.5 metres in height.	Lynden	NOD Delegated	TLUCKIN	JHARPER	8/01/2021
29	9 Maysia Street CANTERBURY VIC 3126	PP20/1088	(VicSmart) Demolition of an existing deck and verandah and construction of a deck and verandah associated with a dwelling in a Heritage Overlay	Lynden	Permit Delegated	KFLETCH	EDICKETT	14/01/2021
30	20 Granville Street CAMBERWELL VIC 3124	PP20/0654	Construction of two (2) dwellings on a lot	Lynden	NOD Delegated	MMERTUSZ	MKENNEDY	22/01/2021
31	74 Durham Road SURREY HILLS VIC 3127	PP20/0599	Partial demolition and construction of alterations and additions associated with a dwelling in a Heritage Overlay	Lynden	NOD Delegated	KCAPORAS	EDICKETT	29/01/2021
32	36 Croydon Road SURREY HILLS VIC 3127	PP20/0792	Partial demolition and the construction of alterations and additions (including a carport) to an existing dwelling in a Heritage Overlay.	Maling	Permit Delegated	STANG	EDICKETT	8/01/2021
33	86 Guildford Road SURREY HILLS VIC 3127	PP20/0797	Partial demolition and construction of alterations and additions associated with an existing dwelling in a Heritage Overlay	Maling	NOD Delegated	KCAPORAS	EDICKETT	15/01/2021
34	48 Croydon Road SURREY HILLS VIC 3127	PP20/1042	(VicSmart) Buildings and works (carport) associated with a dwelling in a Heritage Overlay	Maling	Permit Delegated	KFLETCH	EDICKETT	15/01/2021
35	403 Canterbury Road SURREY HILLS VIC 3127	PP21/0024	(VicSmart) Construction of buildings and works to a retail premises	Maling	Permit Delegated	DBU	CREA	25/01/2021
36	3 Wells Street SURREY HILLS VIC 3127	PP20/0941	Construction of two (2) dwellings on a lot	Maling	Permit Delegated	HPARKER	SNG	29/01/2021
37	117 Yarrbat Avenue BALWYN VIC 3103	PP20/0935	Subdivision of land in two (2) lots (Spear ref: S165664E)	Maranoa	NOD Delegated	RKAVANAG	SNG	6/01/2021
38	33 Clifton Street BALWYN NORTH VIC 3104	PP20/0742	Construction of a dwelling on a lot under 500 square metres	Maranoa	Permit Delegated	TLUCKIN	MKENNEDY	13/01/2021
39	173 Gordon Street BALWYN VIC 3103	PP20/0674	Use of the land as a Display Home and associated buildings and works including the display of business advertising signage.	Maranoa	Withdrawn	DBU	CREA	28/01/2021
40	757 Toorak Road HAWTHORN EAST VIC 3123	PP20/1006	Subdivision of land into Seventy Two [71 residential & 1 retail] lots in accordance with the previously approved development permit (Spear Ref: S166585J)	Riversdale	Permit Delegated	RKAVANAG	SNG	7/01/2021
41	451 Tooronga Road HAWTHORN EAST VIC 3123	PP20/0695	Extension to an existing dwelling on a lot less than 500 square metres	Riversdale	Permit Delegated	ESPANJER	JHARPER	8/01/2021
42	31 Wiseman Street HAWTHORN EAST VIC 3123	PP19/0956	Construction of a new dwelling on a lot under 500 square metres	Riversdale	Lapsed	CLORINI	CREA	11/01/2021

43	5 Yarra Street HAWTHORN VIC 3122	PP20/0769	Buildings and works (landscaping) associated with a dwelling in a Heritage Overlay and on land affected by a Special Building Overlay (SBO)	Riversdale	Permit Delegated	JPHAM	CREA	11/01/2021
44	15 The Boulevard HAWTHORN VIC 3122	PP20/0807	Part demolition and construction of buildings and works to existing dwelling in a Heritage Overlay	Riversdale	NOD Delegated	DSPLITGE	EDICKETT	14/01/2021
45	239 Riversdale Road HAWTHORN EAST VIC 3123	PP20/0754	Buildings and works (verandah) on common property associated with an existing building	Riversdale	Permit Delegated	KFLETCH	EDICKETT	18/01/2021
46	11 The Boulevard HAWTHORN VIC 3122	PP20/1120	(VicSmart) Construction of buildings and works (gazebo) associated with a dwelling in a Heritage Overlay	Riversdale	Permit Delegated	STANG	EDICKETT	25/01/2021
47	1280 Toorak Road CAMBERWELL VIC 3124	PP20/1018	Subdivision of land into twelve (12) lots in accordance with the previously approved development permit (Spear Ref: S166752B)	Solway	Permit Delegated	RKAVANAG	SNG	14/01/2021
48	1/32 Walmer Street KEW VIC 3101	PP20/0167	Partial demolition and construction of buildings and works associated with a dwelling in a Heritage Overlay, on a lot under 500 square metres and on common property	Studley	NOD Delegated	STANG	CREA	5/01/2021
49	77 Studley Park Road KEW VIC 3101	PP20/0218	Partial demolition and construction of alterations and additions to an existing dwelling in a Heritage Overlay	Studley	Permit Delegated	TLUCKIN	MKENNEDY	15/01/2021
50	10 Eglinton Street KEW VIC 3101	PP20/0046	Alterations to an existing front fence within 3m of a street and alterations and additions to four (4) existing dwellings over four lots less than 500sqm	Studley	NOD Delegated	JPHAM	MKENNEDY	19/01/2021
51	55 Wellington Street KEW VIC 3101	PP20/1081	Carry out works and demolition of a building (fence) associated with an educational building in a Heritage Overlay	Studley	Permit Delegated	ESPANJER	StatPlan	19/01/2021
52	93 Wellington Street KEW VIC 3101	PP20/0659	Part demolition and construction of buildings and works associated with a dwelling in a Heritage Overlay	Studley	Permit Delegated	MMERTUSZ	TALBERT	22/01/2021

**Attachment 2 - VCAT Decisions by Ward – January 2021**

No.	Property Address	Appeal No.	Description	Ward	Decision	Appeal against	Outcome	Win/Lose	VCAT Decision Received	Responsible Officer	Co-ordinator
1	33 Gardiner Parade GLEN IRIS VIC 3146	PA20/0076	Construction of two (2) dwellings on a lot and variation to existing easement	Gardiner	Refusal Delegated	Refusal	Withdrawn	N/A	14/1/21	TALBERT	CMURPHY
2	34 Cole Street HAWTHORN EAST VIC 3123	PA20/0031	Alterations and additions to an existing dwelling on a lot less than 500sqm	Gardiner	NOD Delegated	NOD	Withdrawn	N/A	27/1/21	JPHAM	CMURPHY
3	302-320 Burwood Road HAWTHORN VIC 3122	PA21/0001	Use part of the land as a licensed restaurant a reduction in the car parking and bicycle parking requirements and waive the loading bay requirements under the Boroondara Planning Scheme.	Glenferrie	Permit Council	Cancelled	Cancelled	N/A	5/1/21	CMURPHY	CMURPHY
4	39 May Street KEW VIC 3101	PA20/0096	Partial demolition and construction of an addition to existing dwelling on a lot less than 500 square metres and in a Heritage Overlay	Glenferrie	NOD Delegated	NOD	Grant Permit	Resolved Consent	11/1/21	DSPLITGE	CMURPHY
			No VCAT decision	Bellevue							
				Maranoa							
				Maling							
				Lynden							
				Solway							
				Studley							
				Cotham							
				Junction							
				Riversdale							