



**Melbourne City Council
Planning Committee**

MINUTES

**Meeting Number 14
Tuesday, 1 May 2007
6.30pm**

PRESENT

Cr Ng (Chair)
Cr Brindley
Cr Clarke
Cr Jetter
Cr Shanahan
Cr Snedden
Deputy Lord Mayor Gary Singer

APOLOGY

Cr Wilson

To be confirmed at the Planning
Committee meeting on 5 June 2007.

1. COMMENCEMENT OF MEETING AND APOLOGIES (Agenda Item 1)

The meeting commenced at 6.30pm.

The Chair Cr Ng, advised that:

- the meeting was being recorded for the purpose of ensuring the accuracy of the minutes of the meeting;
- the agenda comprised of three Reports from Management; and
- an apology had been received from Cr Wilson.

2. DECLARATIONS OF PECUNIARY INTEREST AND CONFLICTS OF INTEREST (Agenda Item 2)

There were no declarations of pecuniary interest or conflict of interest.

3. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS (Agenda Item 3)

Resolved:

That the minutes of meeting No 13, held on Tuesday, 3 April 2007, be confirmed.

Moved: Cr Shanahan

Seconded: Cr Brindley

Carried unanimously

4. MATTERS ARISING FROM THE PREVIOUS MINUTES (Agenda Item 4)

There were no matters arising from the minutes of the previous meeting.

5. REPORTS FROM MANAGEMENT (Agenda Item 5)

The Chair Cr Ng, advised that the following submission had been received in accordance with the Council's *Conduct of Meetings Local Law 2001*:

Request to Speak:

In relation to Agenda Item 5.1, Application to Spruik with Amplification:

- Poppy and Steve Axis of Carrington Jewellers of Melbourne.

A copy of the written submission was circulated to Councillors prior to the meeting.

6. REFERRAL NOTICE PROCESS

The Chair Cr Ng, advised members of the Committee and the public that:

- in accordance with the resolution of the Council on 28 February 2006, where the Committee makes a decision on the basis of fewer than five members voting in favour of it, the decision may be referred, by a Councillor, to Council for decision; and
- information in relation to the referral notice process was available from the Secretariat Officers.

5.1. Application to Spruik with Amplification

The purpose of this report was to present an application to spruik with amplification from premises located at Shop 1, 55 Swanston Street, Melbourne.

Steve Axis of Carrington Jewellers of Melbourne spoke in favour of the application.

Moved: Cr Clarke

That the Planning Committee refuse the application to spruik with amplification from the Axis Family Trust trading as Carrington Jewellers of Melbourne.

Seconded: Cr Brindley

The motion was put and carried with Councillors Brindley, Clarke, Jetter, Shanahan and the Deputy Lord Mayor Gary Singer voting in favour of the motion and the Chair Cr Ng and Cr Snedden voting against the motion.

5.2. Port Phillip Channel Deepening Project

The purpose of this report was to advise the Committee of the release of the Supplementary Environment Effects Statement on the Channel Deepening Project and to recommend support for the project.

Moved: Deputy Lord Mayor Gary Singer

1. *That the Planning Committee:*
 - 1.1. *endorse the making of a submission to the Supplementary Environment Effects Statement on the Channel Deepening Project that:*
 - 1.1.1. *supports proceeding with the Channel Deepening Project in order to retain the competitive advantage of the Port of Melbourne;*
 - 1.1.2. *reiterates the City of Melbourne's submission (November 2006) on the Melbourne Port@L Strategy Consultation Draft and the Port Development Plan Consultation Draft to emphasise that the maritime development of the Port must be integrated with and accompanied by development of land-based transport infrastructure that minimises impacts on surrounding communities and ensures efficient movement of freight in and out of the Port; and*
 - 1.2. *advise the Victorian Government of the submission.*

Seconded: Cr Jetter

The motion was put and lost with the Chair Cr Ng, Cr Jetter and the Deputy Lord Mayor Gary Singer voting in favour of the motion and Councillors Brindley, Clarke, Shanahan and Snedden voting against the motion.

Cr Brindley moved the following motion:

1. *That the Planning Committee:*
 - 1.1. *note the report; and*
 - 1.2. *maintain Council's current position regarding Melbourne Ports.*

Seconded: Cr Clarke

The motion was put and carried with Councillors Brindley, Clarke, Snedden and Shanahan voting for the motion and the Chair Cr Ng, Cr Jetter and the Deputy Lord Mayor Gary Singer voting against the motion.

REFERRAL NOTICE PROCESS TRIGGERED:

In accordance with the delegation to the Committee, this decision was passed by the Committee on an affirmative vote of less than five members of the Committee and accordingly the referral notice process was triggered.

5.3. Future Melbourne Progress Report

The purpose of this report was to provide a progress report on the more detailed planning for the *Future Melbourne* project.

Resolved:

That the Planning Committee endorse the Future Melbourne project plan at Attachment 1.

Moved: Cr Clarke

Seconded: Deputy Lord Mayor Gary Singer

Carried unanimously

6. GENERAL BUSINESS (Agenda Item 6)

There were no items of General Business.

7. URGENT BUSINESS (Agenda Item 7)

There was one item of Urgent Business.

7.1. Restaurant Policy / Heritage Precinct Lygon Street and VCAT Enforcement 252 Lygon Street

Cr Snedden moved the following motion:

That the item "Restaurant Policy / Heritage Precinct Lygon Street and VCAT enforcement 252 Lygon Street" be admitted as an item of urgent business in accordance with the provisions of Council's Conduct of Meetings Local Law 2001.

Seconded: Cr Clarke

The motion was put and carried with the Chair Cr Ng and Councillors Brindley, Clarke, Jetter, Shanahan and Snedden voting for the motion and the Deputy Lord Mayor Gary Singer voting against the motion.

Incorporating comments made by Councillors, Cr Snedden moved the following motion:

- 1. That Council request a briefing on the planning appeals P2635/2006 and P2661/2006 concerning Unit 5, 252 Lygon Street, Carlton (Villa Romana);*
- 2. That a review be conducted of the planning strategies to encourage restaurant usage in the area and the established character of Lygon Street (south of Grattan Street) and how these are best accommodated within existing heritage policies; and*
- 3. That this report be used for the purpose of amending Council's policies with respect to restaurants in Lygon Street and as a basis for mediating this planning enforcement issue shall inform Council decision making with regards planning decision making.*

Seconded: Cr Clarke

The motion was put and carried unanimously.

8. PUBLIC QUESTIONS (Agenda Item 8)

There were no Public Questions.

9. CLOSURE OF MEETING (Agenda Item 9)

The meeting concluded at 6.54pm.

To be confirmed at the Planning Committee meeting on 5 June 2007.

A handwritten signature in black ink, appearing to be 'John', written in a cursive style.

Acting Chair
Planning Committee
Town Hall
Melbourne