

Ordinary Council Meeting - 2 April 2025 Attachments

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06 March 2025

MINUTES

Ordinary Council Meeting

Date: Wednesday 05 March 2025

Time: 3:00pm

Venue: Council Chamber
92 Nelson Street, Nhill

Council: Cr Ron Ismay – Mayor
Cr Chan Uoy – Deputy Mayor
Cr Roger Aitken
Cr Rosie Barker
Cr James Barry
Cr Tony Clark

Officers: Monica Revell – Chief Executive Officer
Petra Croot – Director Corporate & Community Services
Ram Upadhyaya – Director Infrastructure Services
Cherylee Shandley – Manager Planning & Environment (items 10.3 to 10.6)
Mikayla Mackley – Planning Officer (items 10.3 to 10.6)
Mark Fletcher – Manager Economic Development & Tourism (items 10.4 to 10.5)

Acknowledgement of Indigenous Community

Hindmarsh Shire Council acknowledges the Wotjobaluk, Jaadwa, Jadawadjali, Wergaia and Jupagalk Nations as Traditional Owners of Country.

We recognise the important ongoing role that Indigenous people have in our community and pay our respects to their Elders, past and present.



Public Access

This meeting is open to members of the public and will be livestreamed from Council's Facebook page at www.facebook.com/hindmarshshirecouncil

Live Streaming Statement

This meeting will be streamed live on the internet and the recording of this meeting will be published on Council's website and/or social media pages after the meeting.

Members of the public attending this meeting may be filmed. By remaining in the public gallery once the meeting commences, members of the public give their consent to being filmed, and for the recording of them to be made publicly available and used by Council.

Information about the broadcasting and publishing recordings of Council meetings is available in the Council's Live Streaming and Publishing Recordings of Council Meetings Policy is available on the Council's website.

Statement of Values

Our commitment is to come prepared to every meeting, fostering a respectful and inclusive environment where accountability and approachability are at the core of our actions. We value and encourage innovation, collaboration, and open communication, always keeping in mind the well-being and needs of our community. Together, we stand united as one, working towards shared goals with mutual respect and consideration.

HINDMARSH SHIRE COUNCIL

COUNCIL MEETING

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05 March 2025

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HINDMARSH SHIRE COUNCIL
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In Attendance:

Councillors:

Cr Ron Ismay (Mayor), Cr Chan Uoy (Deputy Mayor), Cr Roger Aitken, Cr Rosie Barker, Cr James Barry and Cr Tony Clark.

Officers:

Ms Monica Revell (Chief Executive Officer), Ms Petra Croot (Director Corporate and Community Services), Mr Ram Upadhyaya (Director Infrastructure Services), Ms Shauna Johnson (Coordinator Strategic Communications and Information), Ms Cherylee Shandley (Manager Planning and Environment) items 10.3 to 10.6, Ms Mikayla Mackley (Planning Officer) items 10.3 to 10.6, and Mr Mark Fletcher (Manager Economic Development and Tourism) items 10.4 to 10.5.

1 ACKNOWLEDGMENT OF THE INDIGENOUS COMMUNITY, LIVE STREAMING STATEMENT AND STATEMENT OF VALUES

Cr Ron Ismay, Mayor opened the meeting at 3:14pm by acknowledging the Indigenous community and reading out the live streaming statement.

Cr Rosie Barker read out the Statement of Values.

2 APOLOGIES

No apologies.

3 DECLARATION OF INTERESTS

A Councillor or Officer with a conflict of interest in an item on the Agenda must indicate that they have a conflict of interest by clearly stating:

- the item for which they have a conflict of interest;
- whether their conflict is **general** or **material**; and
- the circumstances that give rise to the conflict of interest.

Declaration of material or general conflict of interest must also be advised by Councillors and Officers at the commencement of discussion of the specific item.

No declarations of interests.

HINDMARSH SHIRE COUNCIL
COUNCIL MEETING

MINUTES

05 March 2025

4 CONFIRMATION OF MINUTES AND BUSINESS ARISING

4.1 CONFIRMATION OF MINUTES

RECOMMENDATION:

That the Minutes of the Ordinary Council Meeting held on Wednesday 5 February 2025 at the Council Chamber, 92 Nelson Street Nhill, as circulated to Councillors be taken as read and confirmed.

MOVED: CRS C Uoy/T Clark

That the Minutes of the Ordinary Council Meeting held on Wednesday 5 February 2025 at the Council Chamber, 92 Nelson Street Nhill, as circulated to Councillors be taken as read and confirmed.

CARRIED

Attachment Number: 2

HINDMARSH SHIRE COUNCIL
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4.2 BUSINESS ARISING FROM PREVIOUS MINUTES

| Council Meeting | Recommendation Action | Action Taken | Complete / In Progress / Delayed |
|------------------|--|--|----------------------------------|
| 18 December 2024 | That Council approves \$50,000 excl GST to undertake various works at the New Kindergarten site. | Works completed at Nhill College Kindergarten. | Complete |
| 18 December 2024 | That Council submits a funding application to undertake upgrades for Dimboola Swimming Pool and refers \$275,000 to the draft 2025/2026 budget. | Council is progressing the application, including demonstrating and documenting community support. Drop-in sessions were held in Dimboola at both the library and swimming pool. | In Progress |
| 5 February 2025 | That Council issues a Notice of Decision to Grant a planning permit for PA1863-2024. | Notice of Decision issued. | Complete |
| 5 February 2025 | That Council supports the development and submission of a funding application through the Community Sports Infrastructure Fund 2025 for the establishment of master plans for the Dimboola Recreation Reserve, Jeparit Tennis Club and Caravan Park Precinct and Davis Park, Nhill and refer Council's co-contribution of \$45,000 to the 2025 / 2026 annual budget. | Application due 17 March 2025. | In Progress |
| 5 February 2025 | That Council adopts the Nhill Caravan Park Masterplan and publish to website. | Masterplan published to website and community advised via Media Release. | Complete |
| 5 February | That Council supports the | Notice of motion submitted | Complete |

HINDMARSH SHIRE COUNCIL
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| | | | |
|------|---|---|--|
| 2025 | motion to the Australian Local Government Association's National General Assembly 2025 as follows: "This National General Assembly calls on the Australian Government to establish a funding stream targeting small towns (up to 2,500 residents) in regional Australia, focused on innovative renewal for a sustainable future." | to the Australian Local Government Association. | |
|------|---|---|--|

5 PUBLIC QUESTION AND SUBMISSION TIME

Community members wishing to ask questions at Council meetings may do so, in writing, at least 24 hours prior to the Council meeting. Both the question and answer will be read out at the meeting. Questions may be submitted by mail, by email at info@hindmarsh.vic.gov.au or delivered in person to a Council customer centre but are limited to two questions and 100 words including any pre-amble. Offensive, trivial and repetitive questions, questions which have been recently answered, or questions that may contain defamatory comments, may be excluded at the discretion of the Mayor.

The question must be accompanied by a name and the locality where the questioner resides or works, which will be read out at the meeting. By submitting a question, the questioner gives consent to this information being read out in public. Anonymous questions will not be answered.

David Colbert – Nhill:

I appeal for you to approach VicRoads to slow the traffic speed through Nhill by 10 kilometres per hours from Leahy Street to the School Crossing at Queen Street.

Officer response:

Council has been advocating to VicRoads for the speed limit reduction from the School Crossing to Leahy Street to be reduced to 40 kilometres per hour for a number of years. We will continue to advocate, and we are hopeful that the speed limit will be reduced in the near future.

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6 ACTIVITY REPORTS

COUNCILLOR ACTIVITIES: 28 January 2025 – 24 February 2025

6.1 Cr ISMAY, MAYOR

| Date | Meeting/Event | Location | Comments |
|------------|--|----------|----------|
| 31/01/2025 | Western Highway Action Group Meeting | Kaniva | |
| 05/02/2025 | Council Briefing | Nhill | |
| 05/02/2025 | Council Meeting | Nhill | |
| 17/02/2025 | Rainbow Town Committee Meeting | Rainbow | |
| 18/02/2025 | Council Listening Session | Jeparit | |
| 19/02/2025 | Meeting with Deputy Mayor and CEO | Nhill | |
| 19/02/2025 | Council Briefing Session | Nhill | |
| 19/02/2025 | Council Listening Session | Nhill | |
| 21/02/2025 | Regional Development Australia Wimmera Forum | Ararat | |
| 24/02/2025 | Council Listening Session | Dimboola | |

6.2 Cr UOY, DEPUTY MAYOR

| Date | Meeting/Event | Location | Comments |
|------------|---|------------------|---|
| 28/01/2025 | Fire Relief Centre | Horsham | Post Fire Evacuation |
| 29/01/2025 | Community Meeting re: Little Desert Fire | Dimboola Library | Updates from emergency departments |
| 06/02/2025 | Community Meeting Preparing for Emergencies | Dimboola Library | Supporting vulnerable residents |
| 12/02/2025 | Official Opening of the Dimboola Primary School | Dimboola | Officially opened the Dimboola Primary School Kindergarten with Jacinta Ermacora MP |

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| Date | Meeting/Event | Location | Comments |
|-------------------|--|------------------------|---|
| | Kindergarten | | |
| 12/02/2025 | Official Opening of the Nhill College Kindergarten | Nhill | Official opened the Nhill College Kindergarten with Jacinta Ermacora MP |
| 12/02/2025 | Meeting the Minister | Council Chambers | Meeting with Jacinta Ermacora to discuss local issues and key priorities |
| 12/02/2025 | Council Listening Session | Yanac Hall | |
| 14/02/2025 | Wimmera Southern Mallee Development (WSMD) Board Meeting | Federation University | |
| 18/02/2025 | By Five Paediatricians Visit | Dimboola Library | By Five funding finishes at 30 June 2025. This will have a significant effect on our community and we strongly encourage the government to ensure this program provided with ongoing funding. |
| 19/02/2025 | Mayor & Deputy Mayor Meeting with CEO | Nhill | |
| 19/02/2025 | Council Briefing | Nhill Council Chambers | |
| 19/02/2025 | Listening Session | Nhill Council Chambers | |
| 21/02/2025 | Grampians Regional Development Australia (RDA) Forum | Ararat Town Hall | |
| 24/02/2025 | Listening Session | Dimboola Library | |

6.3 Cr AITKEN

| Date | Meeting/Event | Location | Comments |
|-------------------|---------------------------------|----------|----------|
| 29/01/2025 | Fire Community Meeting Dimboola | Dimboola | |
| 30/01/2025 | Meeting Jeparit Town Hall | Jeparit | |

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| Date | Meeting/Event | Location | Comments |
|------------|--------------------------------|-------------------------|----------|
| 05/02/2025 | Briefing and Council Meeting | Council Chamber, Nhill | |
| 11/02/2025 | Council Listening Session | Rainbow | |
| 12/02/2025 | Early Learning Centre Opening | Nhill | |
| 12/02/2025 | Meeting with Jacinta Ermacora | Council Chambers, Nhill | |
| 12/02/2025 | Council Listening Session | Yanac Hall | |
| 17/02/2025 | Rainbow Town Committee Meeting | Rainbow | |
| 18/02/2025 | Pioneer Museum Meeting | Jeparit | |
| 18/02/2025 | Council Listening Session | Jeparit | |
| 19/02/2025 | Council Briefing | Council Chambers, Nhill | |
| 20/02/2025 | SSAA AGM Meeting | Nhill | |

6.4 Cr BARKER

| Date | Meeting/Event | Location | Comments |
|------------|--|--|--|
| 29/01/2025 | Building the Future with your Community | Online by Regional Australia Institute | Informative and useful session inviting different perspective on reflecting progressive ideas with the community. |
| 01/02/2025 | Prominent Women of Nhill: Lindsay Russell, A notorious novelist, presented by Craige Proctor | Nhill Historical Society | Informative presentation about a novelist from Nhill and her many controversial books presented by an equally amazing historian Craige Proctor. Great turn out from the Nhill Community. HSC could consider engaging with Craige Proctor for more evenings at the Library. |
| 05/02/2025 | Meeting with CEO | HSC Building | Discussion regarding council planning and procedures. |
| 05/02/2025 | Council Briefing | HSC | Presentation by NBN regarding the |

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| Date | Meeting/Event | Location | Comments |
|-------------------|--|--------------------------------|--|
| | | Chambers | current availability and updates of the network in HSC. CEO discussed the recent Little Desert National Park Bushfire and reviewed the Council's Emergency Response. |
| 05/02/2025 | Council Meeting | HSC Chambers | The State Government Emergency Services and Volunteers Fund fee collection will make a major impact on rate payers this year. HSC has joined with other Councils to request the State collect this fee directly. |
| 11/02/2025 | Rainbow Listening Session | Rainbow Mecca Hall | Concerns were raised about various roads across the HSC. Positive reflection on free pool access was also notable and welcomed. |
| 06/02/2025 | CFA HSC Community Information Session | HSC Dimboola Library | Comprehensive presentation by all Emergency Services regarding the current status of the bushfire and future bushfire planning. |
| 09/02/2025 | Nhill Aviation Heritage Centre Volunteer's Day | Nhill Aviation Heritage Centre | Spoke to organisers and volunteers about the valuable asset the centre, committee and volunteers create for our region, including their expansion plans and the 2024 Airshow. |
| 12/02/2025 | Dimboola Kindergarten on School Site opening | Dimboola Kindergarten | New facility opened by Jacinta Ermacora MP and the CEO of Emerge who are operating the kindergarten. Seeing the staff and children in action enjoying the new facility. |
| 12/02/2025 | Nhill Kindergarten on School Site Opening | Nhill Kindergarten | New facility opened by Jacinta Ermacora MP and the CEO of Emerge. Great to meet the staff and the two children who returned to kinder for cutting the ribbon. |
| 12/02/2025 | Meet with Minister Jacinta Ermacora MP | HSC Chambers | Meet with Minister to advocate for funding requirements across our Shire. |
| 12/02/2025 | Listening Session Yanac | Yanac Hall | Discussion about HSC roads, Dingo permits, and rabbit challenges. |
| 18/02/2025 | Listening Session Jeparit | Jeparit Hall | Discussions about HSC roads, rabbit challenges, and Weir deterioration. |
| 19/02/2025 | Listening Session | Nhill HSC | Discussions were about unkept homes |

HINDMARSH SHIRE COUNCIL
COUNCIL MEETING

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| Date | Meeting/Event | Location | Comments |
|------------|--|----------------------|--|
| | Nhill | Chambers | in Nhill, Residences in commercial properties in Nhill main street, Road signs that do not comply with VICROADS requirements, and Community engagement. |
| 19/02/2025 | Council Briefing | Nhill HSC Chambers | Presentation by Telstra regarding Mobile network challenges from 3G to 6G in the region and Planning Scheme review. |
| 20/02/2025 | Cindy Bunt Author at Nhill Library | Nhill Library | Presentation by Cindy Bunt to a well attended event at the Library. Very engaging and informative presentation. |
| 21/02/2025 | Regional Development Australia Wimmera Forum | Ararat Town Hall | Well attended event discussion the implications both positive and challenging regarding renewables in our region with positive solutions presented by Queensland Council that had extensive experience in the development of processes that creates good outcomes for our communities. |
| 24/02/2025 | Dimboola Listening Session | HSC Dimboola Library | Discussion on roads, housing options, art installations and the Council's participation in the recent Bushfire response. |

6.5 Cr BARRY

| Date | Meeting/Event | Location | Comments |
|------------|--|-------------------------|--|
| 05/02/2025 | Council Briefing | Nhill Council Chambers | |
| 05/02/2025 | Council Meeting | Nhill Council Chambers | |
| 12/02/2025 | Kinder On School Site Official Opening | Dimboola Primary School | Good to see a quick project 18 months. |
| 12/02/2025 | Kinder On School Site Official Opening | Nhill P-12 College | Good to see a quick project 18 months. |
| 12/02/2025 | Jacinta Ermacora MP Visit | Nhill Council Chambers | Recent fire & funding for bigger projects. |
| 19/02/2025 | Council Briefing | Nhill Council Chambers | |

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| Date | Meeting/Event | Location | Comments |
|-------------------|--|------------------|---|
| 21/02/2025 | Regional Development Australia Wimmera Forum | Ararat Town Hall | Discussions from varies speakers about the future development for our area. |

6.6 Cr CLARK

| Date | Meeting/Event | Location | Comments |
|-------------------|--------------------------------------|------------------------|----------|
| 15/01/2025 | Rainbow Lions | Oasis, Rainbow | |
| 23/01/2025 | Yurunga Homestead Committee Meeting | Rainbow | |
| 26/01/2025 | Australia Day Event | Rainbow | |
| 05/02/2025 | Council Briefing and Council Meeting | Council Chambers Nhill | |
| 11/02/2025 | Council Listening Session | Rainbow | |
| 12/02/2025 | Council Listening Session | Yanac Hall | |
| 18/02/2025 | Council Listening Session | Jeparit | |
| 19/02/2025 | Council Briefing | Council Chambers Nhill | |

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7 CORRESPONDENCE

Responsible Officer: Chief Executive Officer
Attachment Numbers: 3 - 5

The following correspondence is attached for noting by Council.

Inwards:

- 2025/02/07 – Ross Johns to CEO re Renewables (Attachment 3)

Outwards:

- 2025/02/05 – HSC to Jan Bollard re Letter of Congratulations (Attachment 4)
- 2025/02/20 – CEO to Ross Johns re Renewables (Attachment 5)

RECOMMENDATION:

That Council notes the attached correspondence.

MOVED: CRS R Aitken/C Uoy

That Council notes the attached correspondence.

CARRIED

Attachment Numbers: 3 – 5

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8 ASSEMBLY OF COUNCILLORS RECORDS

Responsible Officer: Chief Executive Officer
Attachment Numbers: 6 – 7

As required under Section 33(9) of Hindmarsh Shire Council's Governance Rules, the attached Assembly of Councillors Records are presented as attachments to the Council Agenda.

RECOMMENDATION:

That Council notes the Assembly of Councillors as presented.

MOVED: CRS T Clark/J Barry

That Council notes the Assembly of Councillors as presented.

CARRIED

Attachment Numbers: 6 – 7

9 PLANNING PERMITS

No planning permits.

10 REPORTS REQUIRING A DECISION

10.1 DELEGATIONS UPDATE – S5 AND S11A

Responsible Officer: Director Corporate and Community Services

Attachment Numbers: 8 – 9

Executive Summary:

The *Local Government Act 2020* allows Council to delegate their powers by resolution to ensure the many decisions required to be made are done so in an efficient way, allowing Council meetings to remain focused on strategic matters and community leadership.

This report presents the S11A Instrument of Delegation under the *Planning and Environment Act 1987* and the S5 Instrument of Delegation to the Chief Executive Officer for Council consideration.

The S11A will enable a Council officer who has recently attained a formal Town Planning qualification to undertake additional responsibilities within Council's development team.

The S5 Instrument to the CEO removes two sections that are otherwise accounted for in the Hindmarsh Shire Council Procurement Policy.

Discussion:

S11A Instrument of Appointment and Authorisation – *Planning and Environment Act 1987*

The purpose of the *Planning and Environment Act 1987* is to establish a framework for planning the use, development and protection of land in Victoria.

The Act sets out procedures for preparing and amending the Victoria Planning Provisions and planning schemes. It also sets out the process for obtaining permits under schemes, settling disputes, enforcing compliance with planning schemes and permits, and other administrative procedures.

Council's responsibility under the Act is to be a planning authority and responsible authority, responsible for preparing and administering planning schemes. This instrument is used by Council to authorise officers to enforce the *Planning and Environment Act 1987* and institute proceedings on behalf of the Council or represent Council.

This S11A will enable a Council officer who has recently attained a formal Town Planning qualification to undertake additional responsibilities within Council's development team.

S5 Instrument of Delegation

This document is used by Council to delegate powers pursuant to Section 11(1)(b) of the *Local Government Act 2020* to its Chief Executive Officer (**CEO**). Several conditions and limitations

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to what can be delegated to them are provided for in S11(2) of the Act and are clearly articulated in this document.

A minor change has been made to the financial delegation with the removal of reference to short-term investments/term deposits and expenditure required under legislation or otherwise accounted for in the Procurement Policy.

Link to Council Plan:

Strong governance practices.

Financial Implications:

Not applicable.

Risk Management Implications:

| Strategic Risk Description | Risk Management Discussion |
|---|--|
| Organisational Culture and Capability Governance | Failure to update the Instruments of Delegation on a regular basis to accommodate required changes to legislation, organisational structure and position tchanges may result in operational inefficiency and lead to decisions becoming invalid. The delegations have been reviewed by the Director Corporate and Community Services in consultation with implicated staff to ensure that all parties are cognisant of the responsibilities and obligations prescribed within the Instruments. The use of these documents ensures Council has compliant appointments, authorisations and delegations to relevant Council staff in place that meet the requirements of the Acts and regulations contained therein. |

Relevant Legislation:

Local Government Act 2020

Local Government Act 1989

Planning and Environment Act 1987

Community Engagement:

Not applicable.

Gender Equality Implications:

A gender impact assessment was not required as the amendments to these Instruments of Delegation and Authorisation have no direct and significant impact on the public.

Conflict of Interest:

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Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Author & Officer Responsible – Petra Croot, Director Corporate and Community Services.

In providing this advice as the Author and Officer Responsible, I have no disclosable interests in this report.

Communications Strategy:

All relevant delegations will be available for the public to access in accordance with the *Local Government Act 1989* and the *Local Government Act 2020*.

Next Steps:

Should they be adopted, the Instruments will be published on Council's website and provided to relevant officers. Where required, ID cards will be produced, and internal control systems updated relevant to listed authorities, powers and responsibilities.

RECOMMENDATION:

In the exercise of the powers conferred by the legislation referred to in the attached S11A Instrument of Delegation under the Planning and Environment Act 1987 and S5 Instrument of Delegation from Council to the Chief Executive Officer, Council resolves that –

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instruments of Delegation to members of Council staff, the powers, duties and functions set out in each Instrument, subject to the conditions and limitations specified in that Instrument;***
- 2. The S11A Instrument of Delegation under the Planning and Environment Act 1987 comes into force immediately when the common seal of Council is affixed to the Instrument;***
- 3. The S5 Instrument of Delegation from Council to the Chief Executive Officer comes into force immediately upon the resolution being passed and having been signed by the Chief Executive Officer;***
- 4. On the coming into force of the Instruments all previous delegations to members of Council staff (other than the Chief Executive Officer) pertaining to the same legislated powers, duties and functions are revoked;***
- 5. The duties and functions set out in the instrument must be performed, and the powers set out in the Instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.***

MOVED: CRS R Barker/R Aitken

In the exercise of the powers conferred by the legislation referred to in the attached S11A Instrument of Delegation under the Planning and Environment Act 1987 and S5

Instrument of Delegation from Council to the Chief Executive Officer, Council resolves that –

- 1. There be delegated to the members of Council staff holding, acting in or performing the duties of the offices or positions referred to in the attached Instruments of Delegation to members of Council staff, the powers, duties and functions set out in each Instrument, subject to the conditions and limitations specified in that Instrument;***
- 2. The S11A Instrument of Delegation under the Planning and Environment Act 1987 comes into force immediately when the common seal of Council is affixed to the Instrument;***
- 3. The S5 Instrument of Delegation from Council to the Chief Executive Officer comes into force immediately upon the resolution being passed and having been signed by the Chief Executive Officer;***
- 4. On the coming into force of the Instruments all previous delegations to members of Council staff (other than the Chief Executive Officer) pertaining to the same legislated powers, duties and functions are revoked;***
- 5. The duties and functions set out in the instrument must be performed, and the powers set out in the Instruments must be executed, in accordance with any guidelines or policies of Council that it may from time to time adopt.***

CARRIED

Attachment Numbers: 8 – 9

10.2 GOVERNANCE REPORT – POLICY UPDATES

Responsible Officer: Director Corporate and Community Services

Attachment Numbers: 10 – 11

Executive Summary:

This report presents the Councillor Expense Entitlement Policy and Fee Waiver and Reduction Policy for Council adoption. Both policies have undergone review, with minor amendments proposed.

Councillor Expense Entitlements Policy

Following the changes to the *Local Government (Governance and Integrity) Amendment Regulations 2024* (the Amendment Act) and the provisions within, which came into effect from 24 October 2024, officers have undertaken a review of the Councillor Expense Entitlements Policy. Changes have been made to reflect the additional legislative requirements of Council to undertake mandatory annual training and are administrative in nature, not fundamentally changing the Policy's intent or application.

Fee Waiver and Reduction Policy

The Fee Waiver and Reduction Policy was adopted in June 2024 and establishes Council's position in relation to requests to partially or fully waive various types of fees and charges. After a period of implementation of this Policy, there are minor amendments proposed that would improve the efficiency of administering waiver and reduction requests. The proposed amendments mean that Managers and Directors could approve requests within their service area up to the amount they would previously have recommended for approval to the CEO. This approval value is well within both Manager and Director financial delegation and the discretion aligns with existing expectations regarding prudent budget management.

Discussion:

Councillor Expense Entitlements Policy

This Policy was first developed in November 2009, and last reviewed in July 2024. In accordance with best practice guidance, following the changes to the Amendment Act which came into effect from 24 October 2024, officers have undertaken a review of the Councillor Expense Entitlements Policy. The changed provisions include additional requirements for ongoing mandatory training on Mayors and Councillors.

Changes to the Councillor Expense Entitlement Policy have been made to reflect the requirement to attend mandatory training both initially and as an ongoing annual commitment. The following are now addressed in the Policy:

- The requirement of signing a declaration upon completion of mandatory training;
- The withholding of allowances until prescribed training has been undertaken and this written declaration has been made;
- Ensuring completion of training by Councillors elected to fill an extraordinary vacancy
- The limitation of extension of time to complete training following a leave of absence

Other additions include the requirement to report on training expenditure in quarterly budget and annual reports. All other conditions within the policy remain unchanged.

Fee Waiver and Reduction Policy

The Fee Waiver and Reduction Policy was adopted in June 2024 and establishes Council's position in relation to requests to partially or fully waive various types of fees and charges. Its purpose is to manage these requests in a consistent, transparent, and equitable manner that is aligned with Council's goals and priorities. This Policy applies to Council-set discretionary fees and charges as defined in the Fees and Charges Schedule of the Annual Budget and should be read in conjunction with that document.

After a period of implementation of this Policy, there are minor amendments proposed that would improve the efficiency of administering waiver and reduction requests. Currently, all requests must be approved by the Chief Executive Officer, meaning minor requests require the dedicated time of executive staff when they have minimal impact on overall budget. The proposed amendments mean that Managers and Directors could approve requests up to the amount they would previously have recommended for approval – i.e. Managers would be able to approve amounts up to \$500, where previously they would recommend amounts up to this value for approval to the CEO. This approval value is well within both Manager and Director financial delegation and the discretion aligns with existing expectations regarding prudent budget management.

Link to Council Plan:

Good Governance and Financial Sustainability.

Financial Implications:

Reasonable expenses incurred by Mayor and Councillors for mandatory and some discretionary training are accounted for in the annual Council Budget as adopted.

The intention of the Fee Waiver and Reduction Policy is that there would be a negligible impact on revenue forecasts in the adopted Council budget and that it would be applied infrequently. The financial impact of this Policy also extends to lost revenue where services or facilities with discretionary fees are not utilised due to financial barriers.

Risk Management Implications:

| Strategic Risk Description | Risk Management Discussion |
|----------------------------|---|
| Governance | The Councillor Expense Entitlement Policy responds to the requirements of the <i>Local Government (Governance and Integrity) Amendment Regulations 2024</i> and ensures ongoing compliance with the regulations of the <i>Local Government Act 2020</i> . |
| Community Needs | The Fee Waiver and Reduction Policy supports projects, events and activities that are in the community interest by |

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| Strategic Risk Description | Risk Management Discussion |
|----------------------------|---|
| | decreasing barriers to accessing services and facilities contained within Council's discretionary cost-recovery fees and charges model. |

Relevant Legislation:

Local Government Act 2020

Local Government (Governance and Integrity) Amendment Regulations 2024

Community Engagement:

As the proposed amendments only impact the administration of the Policies operationally, there is no impact on the community and additional engagement is not required. The original policies underwent a period of consultation with feedback considered at the time of adoption.

Gender Equality Implications:

These policies have an indirect impact on the public and the impact has been determined to not be significant enough to warrant a Gender Impact Assessment under the *Gender Equality Act 2020*.

Conflict of Interest:

Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible – Petra Croot, Director Corporate and Community Services

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Janelle Reichelt, Manager People and Performance

In providing this advice as the Author, I have no disclosable interests in this report.

Communications Strategy:

If adopted, the Councillor Expense Entitlements Policy and Fee Waiver and Reduction Policy will be published on Council's website, made available to Councillors via SharePoint and the community will be notified via social media and Council's newsletters.

Next Steps:

As above.

RECOMMENDATION:

That Council:

- 1. adopts the Councillor Expense Entitlements Policy; and**
- 2. adopts the Fee Waiver and Reduction Policy.**

MOVED: CRS T Clark/J Barry

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That Council:

- 1. adopts the Councillor Expense Entitlements Policy; and***
- 2. adopts the Fee Waiver and Reduction Policy.***

CARRIED

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**10.3 BY FIVE WIMMERA SOUTHERN MALLEE EARLY YEARS INITIATIVE ONGOING
FUNDING ADVOCACY**

Responsible Officer: Chief Executive Officer

Attachment Number: 12

Executive Summary:

This report seeks support from Council for an advocacy campaign regarding phase 2 (2025 – 2029) of the By Five Program.

By Five represents five Local Government Areas (Hindmarsh, Horsham Rural City, Northern Grampians, West Wimmera and Yarriambiack), working together to improve outcomes across five developmental domains measured at school entry through the Australian Early Development Census. For over four years, the Paediatric Telehealth service has been delivered in partnership with the Royal Children’s Hospital, funded jointly through the By Five Initiative and VMST funding (supporting a training Paediatrician). However, this funding is only secured until June 30, 2025.

Loss of this funding will have a significant impact on our young people. To build on the success of the initial government investment, an additional \$3.5 million in Victorian Government funding is essential for Phase 2 (2025-2029).

Discussion:

The By Five Wimmera Southern Mallee (WSM) Early Years Initiative is a place-based community collaboration with the vision that ‘Every WSM child succeeds in learning and life’. By Five are committed to ensuring that every child and family has access to consistent, quality early years services in the quantity required for children to thrive in a supportive community environment.

By Five represents five Local Government Areas (Hindmarsh, Horsham Rural City, Northern Grampians, West Wimmera and Yarriambiack), working together to improve outcomes across five developmental domains measured at school entry through the Australian Early Development Census.

Children in our region face poor learning and health outcomes due to limited access to early childhood education and paediatric services, resulting in 40% higher rates of developmental vulnerability than the Victorian average. This gap creates long-term economic, healthcare, welfare, and justice burdens.

Geographical isolation, extensive waiting times for localised health and education support and poor access to specialist health care were identified as key drivers of these developmental issues and broader lower socio-economic outcomes, however By Five have successfully trialled and tested solutions to address these issues.

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For over four years, the Paediatric Telehealth service has been delivered in partnership with the Royal Children’s Hospital, funded jointly through the By Five Initiative and VMST funding (supporting a training Paediatrician). However, this funding is only secured until June 30, 2025. Without a guarantee of ongoing funding, By Five are now working to manage the children currently in their care and transition them as effectively as possible, especially given that public paediatric wait times now exceed four years.

While By Five has demonstrated the power of systemic interventions to "change the odds" rather than simply helping families beat them, continued progress requires sustained investment. The initiative is now seeking a renewed four-year commitment from the Victorian Government. This would ensure that the proven service models can be scaled and integrated into the broader system, solidifying their impact for the long term.

To build on the success of the initial government investment, an additional \$3.5 million in Victorian Government funding is essential for Phase 2 of the By Five program. This funding, covering program delivery from 2025 to 2029, will:

- Improve the lives of a further 1000 children through targeted health and education services.
- Support 200 rural professionals to deliver localised services.
- Deliver allied health services directly to 5 rural and remote public schools.
- Support 8 new antenatal access locations across WSM.
- Integrate 8 existing kindergartens and long day care centres.
- Establish 8 new long day care services in small rural communities.
- Document and evaluate rural service access models to spread and scale.

This program is vitally important to change the outcomes of our young people. It is imperative that By Five continues to be funded until 2029.

Link to Council Plan:

A range of effective and accessible services to support the health and wellbeing of our community.

Financial Implications:

Not applicable.

Risk Management Implications:

| Strategic Risk Description | Risk Management Discussion |
|----------------------------|---|
| Community Needs | This decision enables Council to advocate on behalf of the community for critical services that ensure best possible access to paediatric services. |

Relevant Legislation:

Not applicable.

Community Engagement:

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Not applicable.

Gender Equality Implications:

This report calls for advocacy, therefore the decision itself does not have a direct and significant impact on the community and a Gender Impact Assessment is not required. The *National Strategy to Achieve Gender Equality Discussion Paper* (Australian Government, Department of Prime Minister and Cabinet, 2023) contains pertinent information on women bearing the burden of care for infants and young children.

Conflict of Interest:

Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible – Monica Revell, Chief Executive Officer

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Petra Croot, Director Corporate and Community Services

In providing this advice as the Author, I have no disclosable interests in this report.

Communications Strategy:

Subject to Council's decision, a letter will be prepared and sent to the Hon. Lizzie Blandthorn, Minister for Children, and communications will be prepared for publishing on Council's communication platforms that creates awareness around the potential and importance of this funding.

Next Steps:

As above.

RECOMMENDATION:

That Council:

- 1. advocate to the Victorian State Government, the Hon. Lizzie Blandthorn, Minister for Children, to fund Phase 2 of By Five, covering program delivery from 2025-2029; and**
- 2. raise awareness, via all forms of media, of the importance of this funding and its value to the Hindmarsh and broader Wimmera community.**

MOVED: CRS R Barker/C Uoy

That Council:

- 1. advocate to the Victorian State Government, the Hon. Lizzie Blandthorn, Minister for Children, to fund Phase 2 of By Five, covering program delivery from 2025-2029; and**
- 2. raise awareness, via all forms of media, of the importance of this funding and its**

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value to the Hindmarsh and broader Wimmera community.

CARRIED

Attachment Number: 12

10.4 LITTLE DESERT BUSHFIRE – PRELIMINARY BUSINESS IMPACT REPORT

Responsible Officer: Director Corporate and Community Services

Executive Summary:

This report provides Council with a preliminary update on both qualitative and quantitative impacts to business across Hindmarsh Shire because of the Little Desert Bushfire, including the Western Highway closure.

Council has conducted a survey of local businesses (ongoing) to gain an understanding of the immediate and ongoing impacts, including revenue loss, business disruption and ongoing reduction in visitor and tourism based economic input. Identified areas of significant impact include cash flow, customer attraction, ineligibility for business disruption insurance, cancelled bookings and paying wages while the business is closed and unable to generate revenue.

Based on the findings to date, Council's Economic Development and Tourism team have identified several strategies for long-term recovery that are detailed in the report. Further information will be gathered and will inform a comprehensive economic impact assessment that will be presented to Council at a later date.

Discussion:

Emergencies, like natural disasters or major disruptions, can significantly impact businesses by causing damage to physical property, interrupting operations, impacting supply chains, leading to lost revenue, employee disruption, and potential damage to reputation, often requiring significant recovery efforts and financial costs to resume normal operations.

The bushfire in the Little Desert National commenced on Monday 27 January 2025, resulting in the evacuation of Dimboola, the temporary closure of the Western Highway, and temporary restricted access and travel around Dimboola and the Little Desert National Park.

Given the reliance on road networks for agricultural economy and on the visitor economy for many retail, trade and hospitality businesses, it was clear that there would be considerable detrimental impacts on local businesses.

Summary of Key Findings (to date)

This section provides an overview of the initial responses to Council's Economic Impact Survey. To date we have received ten responses, with face-to-face visits and an email to businesses planned to encourage additional engagement.

- 50% of respondents were based in Dimboola.
- Responses were received from Retail (2), Accommodation and Food (4), Professional Services, Education & Training, Agriculture and Other (1).
- 60% of respondents recognised themselves as businesses servicing the visitor economy, and all incurred a loss in operations during the bushfire event from 5 to 18

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days impact. Five respondents answered that they have experienced a loss in revenue for their business ranging from \$5,000 to \$35,000.

- 20% of respondents would like to provide feedback on government support and understand what support is available. Most avenues of support are focused on individuals rather than business operators. Three respondents have accessed support for their business through rural Financial Counselling Service.
- All respondents have business insurance; however, six businesses have not been covered for losses and two are still unsure of the outcome.

Areas of impact include cash flow, customer attraction, ineligibility for business disruption insurance, cancelled bookings and paying wages while the business is closed and unable to generate revenue.

Based on the findings to date, Council's Economic Development and Tourism team have identified several strategies for long-term recovery, including:

- Communicating that we are 'business as usual.' This will be supported through a Grampians Wimmera Mallee Tourism campaign with additional funding being sought to increase reach in Victorian and South Australian markets.
- Increasing desirability for visitors and investors through town beautification.
- Financial support for small businesses and assistance in developing existing businesses.
- Promotion of, and support with, applications through State and Federal government funding streams.

Small Business Bus Visit

The Small Business Bus (SBB) visited Dimboola and Nhill on 13 February 2025.

The SBB team would normally see 5 businesses in a day. During their visit they met with 9 businesses for appointments and spoke with another 6 informally.

In Dimboola they spoke about a range of recovery ideas/supports. Businesses wanted to know what supports are available due to lack of trade and reported being up to 35% down in trade compared to same period last year. One business was asking about how to promote their business post-fire via social media

In Nhill, they spoke with two operators looking at starting a new business. Hindmarsh Shire Council staff are looking to connect with these parties to seek further information and determine what support can be provided.

Disaster Recovery Allowance

Hindmarsh has been included in a list of Local Government Areas where residents are eligible to apply for support under the Disaster Recovery Allowance for loss of income as a direct result of bushfires in Western Victoria. This funding can be provided for a maximum of 13 weeks and has additional eligibility criteria that must be met.

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Future Action

Council is collaborating with partner agencies, including Emergency Recovery Victoria, Regional Development Victoria, and Parks Victoria, to understand these challenges and guide recovery efforts. Once a comprehensive assessment on economic impacts is completed, this will be provided to Council for noting.

Link to Council Plan:

Communities that feel safe and are resilient
Facilitating and supporting economic development

Financial Implications:

Not applicable.

Risk Management Implications:

| Strategic Risk Description | Risk Management Discussion |
|----------------------------|--|
| Community Needs | This report provides Council with information that will inform advocacy and recovery efforts for community businesses impacted by the Little Desert Bushfire. Supporting businesses through this challenging time ensures that Hindmarsh's economic recovery is informed by both qualitative and quantitative information provided by the community. |

Relevant Legislation:

None.

Community Engagement:

This report is based on community submissions from the Hindmarsh Economic Impact Survey.

Gender Equality Implications:

This report provides information only and the decision does not have a direct and significant impact on the community, therefore, a Gender Impact Assessment is not required.

Conflict of Interest:

Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible – Petra Croot, Director Corporate and Community Services.

In providing this advice as the Officer Responsible, I have no disclosable interests in this report.

Author – Mark Fletcher, Manager Economic Development and Tourism.

In providing this advice as the Author, I have no disclosable interests in this report.

Next Steps:

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Council officers will continue to engage with impacted businesses and other stakeholder agencies to assess and respond to business impacts.

RECOMMENDATION:

That Council notes the Little Desert Bushfire preliminary business impact report.

MOVED: CRS C Uoy/J Barry

That Council notes the Little Desert Bushfire preliminary business impact report.

CARRIED

10.5 HEAVY TRANSPORT AND FREIGHT VEHICLE WORKING GROUP

Responsible Officer: Director Infrastructure Services

Attachment Number: 13

Executive Summary:

This report presents the draft Terms of Reference for the Heavy Transport and Freight Vehicle Working Group for Council adoption.

The Hindmarsh Heavy Transport and Freight Working Group was established to strengthen the voice of the Heavy Transport and Freight community by providing advice to ensure Council's broader policy issues and Council Plan and programs reflect the interests of the Heavy Transport and Freight community.

The Terms of Reference have been reviewed, with the primary change being transitioning from an Advisory Committee to a Working Group as this better suits the remit and function of the meetings.

Discussion:

The Hindmarsh Heavy Transport and Freight Working Group was established to strengthen the voice of the Heavy Transport and Freight community by providing advice to ensure Council's broader policy issues, Council Plan and programs reflect the interests of the Heavy Transport and Freight community.

The key objectives of the Group are to:

- Provide a representative sample of independent and authentic voices of people from the Heavy Transport and Freight community with an ability to advise on current and emerging issues and priorities.
- Provide feedback and advice to Council on broader policy issues.
- Assist Council to promote the benefits and enhance understanding about the barriers for Heavy Transport and Freight users.

Link to Council Plan:

Develop and implement strategic road strategy to support agriculture and communities.

Financial Implications:

Not applicable.

Risk Management Implications:

| Strategic Risk Description | Risk Management Discussion |
|----------------------------|---|
| Community Needs | Failure to identify strategic agriculture routes for future improvement puts Council in a vulnerable position when applying for future funding and is also likely to reduce agricultural productivity. This group, with appropriate |

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| Strategic Risk Description | Risk Management Discussion |
|----------------------------|--|
| | Terms of Reference, will assist in identifying priority agricultural routes for improvement and access. This will be seen favourably in future funding applications. Opening various sections of road for heavy vehicle access is likely to improve agricultural productivity. |
| Asset Management | The group, once functional, will start to provide input in shaping the future direction for strategic road upgrades. This will guide the development of asset management practices for the Hindmarsh Shire road network. |

Relevant Legislation:

Local Government 2020

Community Engagement:

Not applicable.

Gender Equality Implications:

Not applicable.

Conflict of Interest:

Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Author and Officer Responsible – Ram Upadhyaya, Director Infrastructure Service

In providing this advice as the Author and Officer Responsible, I have no disclosable interests in this report.

Communications Strategy:

If approved by Council, current members will be contacted and provided copies of the updated Terms of Reference and will have the opportunity to submit Agenda items, with meetings to be scheduled on a quarterly basis.

Next Steps:

The Terms of Reference will be updated in Council's EDRMS and published on Council's website. The next meeting date will be scheduled, and the agenda will be developed in accordance with the Terms of Reference.

RECOMMENDATION:

That Council adopts the Heavy Transport and Freight Vehicle Working Group Terms of Reference.

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MOVED: CRS T Clark/J Barry

That Council adopts the Heavy Transport and Freight Vehicle Working Group Terms of Reference.

CARRIED

Attachment Number: 13

10.6 HINDMARSH PLANNING SCHEME REVIEW

Responsible Officer: Director Infrastructure Services

Attachment Number: 14

Executive Summary:

This report presents the Hindmarsh Planning Scheme Review 2024 for Council adoption. Council is required to undertake this review every four years to evaluate the Scheme's effectiveness in meeting its legislative objectives, identify areas for improvement, and outline strategic priorities to guide future development.

The review found that the administration of the Scheme is generally effective, though resourcing challenges persist, particularly in attracting and retaining qualified planners. In terms of strategic direction, the review identified several policy gaps, including the need for improved protection of the Wimmera River, more detailed structure plans for urban settlements, and strategies for industrial land, rural land use, and housing.

The review encourages Council to consider which strategic planning projects should be prioritised and resourced in this Council term.

Discussion:

Under Section 12B of the *Planning and Environment Act 1987 (the Act)*, Council must review its planning scheme to ensure its relevance and efficiency. Council is required to undertake its review every 4 years, and no later than one year after each date by which it is required to approve a Council Plan.

The Act provides that upon completion of a review, the planning authority must report the findings of the review to the Minister.

This review was supported by funding from the Regional Planning Hub Program and undertaken by Transect Planning Pty Ltd. The final review was provided to Council on 23 August 2024.

The review seeks to evaluate the planning scheme to ensure that it is consistent in form and content with the directions or guidelines issued by the Minister under Section 7 of the Act, which sets out the policy objectives for use and development of land and makes effective use of State provisions and local provisions to give effect to State and local planning policy objectives.

The review identifies that Council has not undertaken its review since 2008, and that many of the last reviews' findings are no longer relevant. The review therefore reflects the first substantive 'health check' of the Hindmarsh Planning Scheme in 17 years.

The review has broken down its findings into 2 key areas:

Administrative

The review finds that the administration of the Scheme is largely effective. Planning Scheme Amendments c17hind and c19hind translated the Scheme into the Planning Policy Framework format, and included reviews of zone and overlay schedules. The key issue in administration of the Scheme relates to the operation of the Environmental Significance Overlay – Schedule 6 (**ESO6**), which is discussed in greater detail within the review.

The review highlights feedback from both Council's planners and permit applicants that resourcing continues to pose challenges in the application of both statutory (planning applications) and strategic (planning controls) planning functions. However, the review also highlights that:

The main challenge for Hindmarsh and the other rural councils is resourcing of the statutory planning function. Rural and regional councils face a significant challenge attracting and retaining qualified and experienced planners. Currently, Hindmarsh employs one student planner (who can only work part time during the academic year) and two consultant planners (both work approximately one day per week).

Even if Council could attract additional planners, funding needs to be found from Council's budget to pay the planners a competitive salary.

Since the review was completed in August 2024, Council has taken steps to address resourcing issues by hiring a full-time Planning Officer, a Manager of Planning and Environment (to replace the Manager of Regulatory Services), and expanding the use of external planning consultants. While these additions have already provided some improvements to the planning department, it is anticipated that resourcing challenges will persist moving forward.

The review also highlights the decision-making process of Council, finding that:

Councillors considered a relatively large proportion of applications between 2020 and 2023 compared to other councils. It is understood that there is no instrument of delegation that provides criteria to determine when a matter is referred to Council for decision and that Council's executive team decide when it is appropriate for a matter to be reported to Council for decision.

Further, a relatively large number of applications (aside from the VicSmart applications which must be decided by the CEO) have been decided by the CEO under delegation over the past few years. It is understood that few councils apply this model.

The review does not recommend specific changes to the manner in which Council assesses and processes applications but highlights the above matters for Council to consider in delivering its planning services, which will require ongoing monitoring and review.

Strategic Direction

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The review finds that the Scheme retains many 'policy gaps', which have not been addressed since the last review in 2008. These include:

- Protecting the Wimmera River environment.
- The need for more detailed structure plans and urban design guidelines for the urban settlements, particularly Nhill, Dimboola, Rainbow and Jeparit.
- The need for analysis on the supply and demand for industrial land.
- The need for a rural land use strategy.
- The need for a housing strategy to ensure that Hindmarsh is an attractive place to live and meets different housing needs, including opportunities for rural living and greater housing diversity in townships.

A recommended list of strategic work has been provided in Appendix 3 to the review, setting out a roadmap on strategic planning priorities.

Key Recommendations

The review identifies the following recommendations, which officers have been broken down into short, medium and long term projects based on the nature of the recommendations proposed:

Short Term

- Undertake a 'policy neutral' Planning Scheme Amendment to update the policies, zones and overlay schedules in the Scheme as recommended in the review.
- Monitor permit activity in the Shire to ensure that adequate resources are allocated to the statutory planning department to process applications.
- Identify opportunities for streamlining of planning scheme controls to remove permit applications for minor buildings and works.

Medium Term

- Initiate a Planning Scheme Amendment to:
 - Implement the Lower Wimmera Flood Study (LWFS) through updated maps to the Flood Overlay (FO) and Land Subject to Inundation overlay (LSIO)
 - Review the extent of the FO and LSIO in areas where updated flood modelling indicates no flood risk
 - Review the FO and LSIO schedules to increase the number of exemptions from minor buildings and works.
- Undertake a Planning Scheme Amendment to update the policies, zones and overlay schedules in the Scheme as recommended in the review that are not 'policy neutral' and therefore require full exhibition.

Long Term

- Establishment of a protocol between First Nations peoples and Council to help facilitate the protection, enhancement and celebration of cultural heritage;
- Prepare a rural land use strategy to support established rural industries, promote emerging opportunities and recognise and protect important environmental and landscape values.

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- Prepare a housing strategy to identify the future housing needs of the municipality, including opportunities for rural living and housing diversity in townships.
- Prepare detailed structure plans for Nhill, Dimboola, Rainbow and Jeparit to guide the future development of these townships.
- Undertake a Heritage Gap Study to identify places of local heritage significance that have not been previously identified in the Planning Scheme.
- Undertake an analysis of the supply and demand of industrial land to ensure there is sufficient land to support local industries.

The review further recommends that *Upon the election of the new Council in late 2024 that a discussion be held with councillors on the funding, resourcing and prioritisation of the following strategic planning projects between 2025-2029*. Council will need to determine through the budget and strategic processes how and when it gives effect to these recommendations.

Options:

1. Adopt the planning scheme review and forward it to the Minister for Planning.
2. Defer adoption, requesting further amendments or clarification.

Link to Council Plan:

Objective – A community well informed and engaged

Objective – Communities that feel safe and are resilient

Financial Implications:

There are no financial implications to adopting the Planning Scheme review. The implementation of the reviews' findings will be considered through the ordinary budgeting process.

Risk Management Implications:

If Council does not adopt the review, it will not have met its requirements under Section 12B of the *Planning and Environment Act 1987* until such time as the review has been adopted and forwarded to the Minister for Planning.

Relevant Legislation:

This review satisfies the requirements of Section 12B of the *Planning and Environment Act 1987* and has taken into consideration Section 9(2)(c) of the *Local Government Act 2020*.

Community Engagement:

Stakeholder workshops, internal surveys, and consultations with state agencies and regular permit applicants have informed the review. Further community engagement will occur during the planning scheme amendment process.

Gender Equality Implications:

The Planning Scheme Review relates to the administration and implementation of the Hindmarsh Planning Scheme which is a gender-neutral document.

Confidential Declaration:

This Council report does not consider confidential information as defined by Section 3(1) of the *Local Government Act 2020*.

Conflict of Interest:

Under Section 130(2) of the *Local Government Act 2020*, officers providing advice to Council must disclose any conflict of interest, including the type of interest.

Officer Responsible: Ram Upadhyaya, Director Infrastructure Services.

In providing this advice as the Officer Responsible, I have no interests to disclose.

Author: Tim Berger, Consultant Town Planner, on behalf of Ram Upadhyaya, Director Infrastructure Services.

In providing this advice as the Author, I have no interests to disclose.

Next Steps:

If Council endorses the officer recommendation, the review will be forwarded to the Minister for Planning as required by Section 12B(5) of the Act.

Council will then consider the timing of implementation of the review. This will result in planning scheme amendments being initiated as required, which will include community consultation and statutory processes in accordance with the Act.

RECOMMENDATION:

That Council:

1. *adopts the Hindmarsh Planning Scheme Review (August 2024); and*
2. *forwards the Report to the Minister for Planning in accordance with Section 12B of the Planning and Environment Act 1987.*

MOVED: CRS J Barry/R Aitken

That Council:

1. *adopts the Hindmarsh Planning Scheme Review (August 2024); and*
2. *forwards the Report to the Minister for Planning in accordance with Section 12B of the Planning and Environment Act 1987.*

CARRIED

Attachment Numbers: 14

HINDMARSH SHIRE COUNCIL
COUNCIL MEETING

MINUTES

05 March 2025

11 COUNCIL COMMITTEES

11.1 ADVISORY COMMITTEE

Responsible Officer: Chief Executive Officer
Attachment Number: 15

Introduction:

One (1) Hindmarsh Shire Council Advisory Committee held a meeting on the following date:

- **Jeparit Township Advisory Committee**
General Meeting on 10 February 2025

A copy of the minutes for the Jeparit Township Advisory Committee meeting held on 10 February 2025 are included as an attachment for the information of Council.

Next Steps:

A copy of the minutes will be published on Council's website.

RECOMMENDATION:

That Council notes the minutes of the Jeparit Township Advisory Committee meeting held on 10 February 2025.

MOVED: CRS T Clark/R Aitken

That Council notes the minutes of the Jeparit Township Advisory Committee meeting held on 10 February 2025.

CARRIED

Attachment Number: 15

HINDMARSH SHIRE COUNCIL

COUNCIL MEETING

MINUTES

05 March 2025

11.2 COMMUNITY ASSET COMMITTEES

Responsible Officer: Chief Executive Officer

Attachment Numbers: 16 – 17

Introduction:

The following Hindmarsh Shire Council Community Asset Committees held a meeting on the following dates:

- **Wimmera Mallee Pioneer Museum Community Asset Committee**
General meeting on 17 December 2024 (Attachment 16)
- **Yurunga Homestead Community Asset Committee**
General meeting on 23 January 2025 (Attachment 17)

A copy of the minutes for each meeting are included as an attachment for the information of Council.

RECOMMENDATION:

That Council notes the minutes of the following Community Asset Committees:

- 1. Wimmera Mallee Pioneer Museum meeting held on 17 December 2024; and***
- 2. Yurunga Homestead meeting held on 23 January 2025.***

MOVED: CRS T Clark/R Barker

That Council notes the minutes of the following Community Asset Committees:

- 1. Wimmera Mallee Pioneer Museum meeting held on 17 December 2024; and***
- 2. Yurunga Homestead meeting held on 23 January 2025.***

CARRIED

Attachment Numbers: 16 – 17

12 LATE REPORTS

No late reports.

13 NOTICES OF MOTION

No notices of motion.

HINDMARSH SHIRE COUNCIL
COUNCIL MEETING

MINUTES

05 March 2025

14 OTHER BUSINESS

No other business.

15 CONFIDENTIAL REPORTS

In accordance with Section 66(2)(a) of the *Local Government Act 2020*, Council may close the meeting to the public to consider confidential information. Confidential information is defined by part IV of the *Freedom of Information Act 1982*, and by Section 3 of the *Local Government Act 2020* as being:

- a) Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released;
- b) security information, being information that if released is likely to endanger the security of Council property or the safety of any person;
- c) land use planning information, being information that if prematurely released is likely to encourage speculation in land values;
- d) law enforcement information, being information which if released would be reasonably likely to prejudice the investigation into an alleged breach of the law or the fair trial or hearing of any person;
- e) legal privileged information, being information to which legal professional privilege or client legal privilege applies;
- f) personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs;
- g) private commercial information, being information provided by a business, commercial or financial undertaking that—
 - i. relates to trade secrets; or
 - ii. if released, would unreasonably expose the business, commercial or financial undertaking to disadvantage;
- h) confidential meeting information, being the records of meetings closed to the public under Section 66(2)(a);
- i) internal arbitration information, being information specified in Section 145;
- j) Councillor Conduct Panel confidential information, being information specified in Section 169;
- k) information prescribed by the regulations to be confidential information for the purposes of this definition;
- l) information that was confidential information for the purposes of Section 77 of the *Local Government Act 1989*

RECOMMENDATION:

That the meeting be closed in accordance with Section 66(2)(a) of the Local Government Act 2020, to consider reports that contain confidential information as defined by Section (3) of the Local Government Act 2020, and/or Part IV of the Freedom of Information Act 1982:

15.1 OFFER TO PURCHASE DIMBOOLA TOWER PARK – this Council report considers confidential information as defined by Section 3(1) of the Local Government Act 2020 as it contains “Council business information, being information that would prejudice the

HINDMARSH SHIRE COUNCIL

COUNCIL MEETING

MINUTES

05 March 2025

Council's position in commercial negotiations if prematurely released" insofar as it pertains to contractual matters and/or part IV of the Freedom of Information Act 1982.

16.1 AUDIT & RISK COMMITTEE EXTERNAL MEMBER EXPRESSION OF INTEREST - this Council report considers confidential information as defined by Section 3(1) of the Local Government Act 2020 as it contains "personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs" insofar as it pertains to personal matters, and/or part IV of the Freedom of Information Act 1982.

MOVED: CRS R Barker/T Clark

That the meeting be closed in accordance with Section 66(2)(a) of the Local Government Act 2020, to consider reports that contain confidential information as defined by Section (3) of the Local Government Act 2020, and/or Part IV of the Freedom of Information Act 1982:

15.1 OFFER TO PURCHASE DIMBOOLA TOWER PARK – this Council report considers confidential information as defined by Section 3(1) of the Local Government Act 2020 as it contains "Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released" insofar as it pertains to contractual matters and/or part IV of the Freedom of Information Act 1982.

16.1 AUDIT & RISK COMMITTEE EXTERNAL MEMBER EXPRESSION OF INTEREST - this Council report considers confidential information as defined by Section 3(1) of the Local Government Act 2020 as it contains "personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs" insofar as it pertains to personal matters, and/or part IV of the Freedom of Information Act 1982.

CARRIED

16 LATE CONFIDENTIAL REPORTS

17 MEETING CLOSE

There being no further business, Mayor Ron Ismay declared the meeting closed at 4:42pm.

Hindmarsh Shire Council Ordinary Council Meeting Agenda 2 April 2025 - Media

From: [Monique Metlika](#)
Subject: Letter - Request for Support on Motion to MAV State Council Meeting from Mayor Kylie Zanker
Date: Friday, 28 February 2025 1:21:57 PM
Attachments: [image532947.png](#)
[Letter - Request for Support on Motion to MAV State Council Meeting from Mayor Kylie Zanker - 28 February 2025.pdf](#)

Dear CEOs,

The Mayor of the Yarriambiack Shire Council, Kylie Zanker, requests that you forward this email to your Councillors for consideration.

Mayor Zanker is submitting a motion at the next MAV State Council on behalf of the Yarriambiack Shire Council regarding the obligation to pay the maternal child health co-contribution for universal services, even if we are not the provider of that service. We seek your Council's support for this motion.

If you would like to discuss this matter further, please contact our CEO Tammy Smith at [REDACTED] or Mayor Kylie Zanker at [REDACTED]

Kind regards,
Monique



Monique Metlika
Governance Support Officer
Email [REDACTED]
Mobile [REDACTED]
Fax 03 53398 2502 | **Office** 03 5398 0100
Website yarriambiack.vic.gov.au
Postal PO Box 243 Warracknabeal, Vic, 3393
Warracknabeal Office 34 Lyle Street, Warracknabeal, Vic, 3393

Yarriambiack Shire Council acknowledges that the activities of Yarriambiack Shire Council are held under the traditional skies and in the waterways and lands of the Wotjibuluk, Jaadwa, Jadawadjali, Wergaia and Jupagulk people. We pay respects to their Elders past, present and emerging as well as to all First Nations communities who significantly contribute to the life of the area

This is an e-mail from Yarriambiack Shire Council. It is confidential to the ordinary user of the e-mail address to which it was addressed and may contain copyright and/or legally privileged information. No-one else may read, print, store, copy or forward all or any of it or its attachments. If you receive this e-mail in error, please return to sender. Any personal or sensitive information contained in this email and attachments must be handled in accordance with the Victorian Privacy and Data Protection Act 2014. The recipient of this e-mail should be aware that this e-mail and any attachments to it may not be free from viruses in their various forms



“A connected rural community who values its land and wellbeing...”

28 February 2025

**Attention: Mayor
Victorian Local Government Municipalities
(via Council CEO's)**

Dear Mayor,

**RE: REQUEST FOR SUPPORT ON MOTION TO MAV STATE COUNCIL MEETING –
MATERNAL CHILD HEALTH FUNDING CO-CONTRIBUTION REQUIREMENTS**

On Wednesday 26 February 2025, the Yarriambiack Shire Councillors endorsed submitting the following motion to the Municipal Association Victoria (MAV) for consideration at the 16 May 2025 State Council Meeting.

As Councils explore options to be financially sustainable into the future, and assess their core business delivery, it is important that we push back on cost shifting, especially where we are not the deliverer of the service.

This motion concerns the Maternal and Child Health Memorandum of Understanding signed by the MAV for local governments, expiring in June. We request changes to the MoU so that Councils not providing the service are exempt from co-contributions.

I kindly request your support for the motion detailed below:

MAV Motion:

1. That the Maternal and Child Health Memorandum of Understanding signed by the Municipal Association of Victoria on behalf of local government maternal child health services in Victoria effective from 01 January 2022 to 30 June 2025 be amended during the renegotiation process to include the following:
 - a) That the universal maternal child health program may be delivered by local government, or via a maternal child health service provider servicing the local government area, that is approved by the Department of Health.
 - b) In instances where local government is not the provider of maternal and child health services, the respective local government authority is exempt from contributing an equal (50:50) share towards the provision of the universal maternal child health program delivered within their local government area.
 - c) Where a Hospital or Health Service is delivering maternal child health services within a local government area, the applicable hospital or health service is responsible for the equal (50:50) contribution towards the provision of the universal maternal child health program.
 - d) Where local government does not provide the maternal child health service, and/or immunisation service within their local government area, they are exempt from the requirements outlined in the Maternal Child Health Memorandum of Understanding.
2. That the Municipal Association of Victoria advocate to the Department of Health to amend the Maternal and Child Health Service Guidelines to reflect the changes included above in item 1 (a) through to (d).

34 Lyle Street
PO Box 243
Warracknabeal VIC 3393

Telephone: (03) 5398 0100
Freecall: 1800 065 647

Email: info@yarriambiack.vic.gov.au
Website: www.yarriambiack.vic.gov.au



"A connected rural community who values its land and wellbeing..."

The complete adopted Council report on the Maternal Child Health funding Municipal Association Victoria (MAV) State Council motion is attached to the back of this letter.

We appreciate your support for this recommendation.

If you wish to provide a letter of support, please send it through to Monique Metlika, Governance Support Officer via mmetlika@yarriambiack.vic.gov.au by close of business on **Tuesday 11 March 2025**.

Thank you for your consideration.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Kylie Zanker".

Kylie Zanker

Mayor of Yarriambiack Shire Council

34 Lyle Street
PO Box 243
Warracknabeal VIC 3393

Telephone: (03) 5398 0100
Freecall: 1800 065 647

Email: info@yarriambiack.vic.gov.au
Website: www.yarriambiack.vic.gov.au

MINUTES - ORDINARY MEETING OF COUNCIL



**14.2 MATERNAL CHILD HEALTH FUNDING MUNICIPAL ASSOCIATION VICTORIA
STATE COUNCIL MOTION**

Prepared by Mayor Kylie Zanker, in consultation with Chief Executive Officer, Tammy Smith

SUMMARY

The Yarriambiack Shire Council has approved the transition away from providing Maternal Child Health (MCH) services, including immunisation services, at their Ordinary Council Meeting held on 29 January 2025. This report aims to discuss the financial burden placed on rural councils should they cease delivering MCH services. It seeks endorsement from fellow Councillors for a motion to be submitted to the Municipal Association Victoria (MAV) State Council Meeting to be held on the 16 May 2025 to address this issue.

Recommended Motion:

That Council:

- a) Endorse submitting the following motion to the Municipal Association Victoria (MAV) for consideration at the 16 May 2025 State Council Meeting, acknowledging the motion is of strategic relevance to local government that it ought to be considered at the meeting; and
- b) Endorse for the Chief Executive Officer to be authorised to make any minor changes to improve the wording of the motion and/or to update the motion relative to any changes to the issue that may have occurred between the council meeting and the date of lodgement with the MAV.

MAV Motion:

1. That the Maternal and Child Health Memorandum of Understanding signed by the Municipal Association of Victoria on behalf of local government maternal child health services in Victoria effective from 01 January 2022 to 30 June 2025 be amended during the renegotiation process to include the following:
 - a) That the universal maternal child health program may be delivered by local government, or via a maternal child health service provider servicing the local government area, that is approved by the Department of Health.
 - b) In instances where local government is not the provider of maternal and child health services, the respective local government authority is exempt from contributing an equal (50:50) share towards the provision of the universal maternal child health program delivered within their local government area.
 - c) Where a Hospital or Health Service is delivering maternal child health services within a local government area, the applicable hospital or health service is responsible for the equal (50:50) contribution towards the provision of the universal maternal child health program.
 - d) Where local government does not provide the maternal child health service, and/or immunisation service within their local government area, they are exempt from the requirements outlined in the Maternal Child Health Memorandum of Understanding.
2. That the Municipal Association of Victoria advocate to the Department of Health to amend the Maternal and Child Health Service Guidelines to reflect the changes included above in item 1 (a) through to (d).

Resolution:

Moved Cr Heintze

Seconded Cr Kirk

That the recommendation be adopted.

Carried

MINUTES - ORDINARY MEETING OF COUNCIL



ATTACHMENTS

Link: [Maternal and child health | MAV website](#) and The Maternal and Child Health Memorandum of Understanding

Link: [Department of Health Maternal Child Health Service Guidelines](#)

Link: [Victorian Clinical Governance Framework | Safer Care Victoria](#)

Link: [Inquiry into Local Government Funding and Services Report](#)

DISCUSSION

In Victoria, Maternal Child Health (MCH) Nurses are registered nurses who typically hold a postgraduate qualification in midwifery. They then undertake further studies to obtain qualifications in maternal child health.

MCH nursing is predominately a health care role, that must operate within the Safer Care Victoria, Victorian Clinical Governance Framework.

Clinical governance ensures that communities and health service organisations have confidence in the systems delivering safe and high-quality health care, with a focus on continuous improvement. It is an integrated part of the corporate governance of health service organisations. This framework holds everyone accountable, from frontline practitioners to managers and members of the governing board, for providing health services that are safe, effective, integrated, high-quality, and subject to ongoing improvement.

The Council has decided to transition from providing MCH and immunisation services, transferring these responsibilities to a highly skilled and experienced local rural health service. This measure aims to ensure the continued and enhanced delivery of the crucial service within our local government area.

As a Council we recognised we have no capacity to meet the clinical governance requirements as outlined in the Safer Care Victoria – Victorian Clinical Governance Framework.

We acknowledge that not meeting governance requirements significantly increases the Council's risk exposure. Additionally, our Council is experiencing financial sustainability challenges, necessitating decisions regarding which services the Council will continue to deliver, and which services can be transferred to other more skilled and experienced providers.

The Inquiry into Local Government Funding and Services final report in November 2024 highlighted the pressure on Victorian Local Government, including:

Finding 3: Local councils are facing increased budget pressures due to cost shifting by state and federal governments. Without substantial changes, the financial sustainability of council operations is at risk, with some services already being reduced or discontinued entirely.

Finding 4: The roles and core service responsibilities of local government in Victoria lack clear definition, creating a burden on councils to determine what is expected of them. This disproportionately impacts regional and rural councils, which face disadvantages due to limited revenue-raising capacity and the need to provide additional services arising from the geographic size of the municipality and service gaps within their communities.

Current MCH Funding Arrangements

The Municipal Association of Victoria works in partnership with the Victorian Government on policy directions, funding and continuous improvement for maternal and child health services in conjunction with other early childhood services.

MINUTES - ORDINARY MEETING OF COUNCIL



The Maternal and Child Health Memorandum of Understanding (MoU) acknowledges the shared commitment for the delivery of high quality and safe maternal and child health services to support the health and wellbeing of Victorian families and children.

The MoU, signed by the MAV on behalf of local government MCH services in Victoria, is effective from 01 January 2022 to 30 June 2025.

The MoU requires that Councils fund the universal MCH service by a shared contribution (50:50).

The Department of Health Maternal Child Health Service Guidelines outlines the MoU provides for an equal contribution between the department and Local Government.

The MoU is due to be renegotiated and expires on the 30 June 2025.

Recommendation to MAV State Council

Many rural councils are evaluating their options for the delivery MCH services, recognising that they may not have the necessary in-house skills and expertise to manage clinical governance compliance. This situation increases their exposure to liability risk.

Furthermore, there has been a sustained increase in cost shifting from the State Government to Local Governments over time, without any additional funding being provided. As a result, more Councils are facing increased financial sustainability pressures, necessitating a review of their service levels and program delivery.

It is recommended that a motion be put forward for consideration at the next Municipal Association of Victoria State Council Meeting, scheduled for 16 May 2025. The motion will be seeking endorsement that Local Government should not be required to pay the universal MCH 50% co-contribution if they are not the delivering organisation.

If the service is delivered by a State Government entity, such as a health service, the 50% co-contribution should be provided by that health service, which is funded by the State.

This recommendation then enables Council's to continue to support an alternative provider via a contribution if they wish to do so, however it does not mandate the requirement and reduces the financial pressure on Local Government, with particular focus on small rural Councils.

RELEVANT LAW

Local Government Act 2020

COUNCIL PLANS AND POLICIES

Council Plan 2021-2025

RELATED COUNCIL DECISIONS

Ordinary Meeting of Council - Minutes 29 January 2025 – 15.4 Endorsement of Transition – Maternal Child Health (including Immunisation Services)

OPTIONS

- a) Councillors could choose not to support this motion and continue with the acknowledgement that a co-contribution may be called upon in accordance with the MoU requirements.

SUSTAINABILITY IMPLICATIONS

Social: MCH services are a vital community service, that enhances the social health and wellbeing outcomes of our community. Council is not disputing this, it is requiring the State Government to meet the co-contribution costs, opposed to Local Government if they are not delivering and overseeing the service.

MINUTES - ORDINARY MEETING OF COUNCIL



Financial: Continued cost shifting from State Government is impacting on rural Council's financial sustainability. As a Council we are undertaking a full review on service levels, and attempting to address our financial sustainability into the future.

COMMUNITY ENGAGEMENT

Transition out of Maternal Child Health services: A community engagement process was undertaken in accordance with the *Local Government Act 2020* requirements, as outlined in the Council report presented as part of the 29 January 2025 Ordinary Meeting of Council Agenda.

GENDER IMPACT ASSESSMENT

Not applicable.

RISK

Utilising the Risk Management Framework the following assessment has been made:

| <i>Strategic Risk Description and Residual Risk Level</i> | <i>Action to Mitigate/Reduce Risk</i> | <i>Does Action maintain or reduce Residual Risk Level</i> |
|---|---|---|
| Financial Risk - Residual Risk Level Medium | If the MoU remains in place, as a Council we are exposed to the risk that a financial contribution could be required from WWHS. | Increases Residual Risk Level |

REGIONAL, STATE AND NATIONAL PLANS AND POLICIES

Not applicable.

CONFLICTS OF INTEREST

All officers involved in the preparation of this report have declared that they do not have a conflict of interest in the subject matter of this report.

From: [Johanna Radford](#)
To: [Johanna Radford](#)
Subject: Bass Coast Shire Council: Request for letter of support MAV Motion Emergency Services Volunteer Fund
Date: Friday, 14 March 2025 11:25:16 AM
Attachments: [Outlook-dfgcges0.png](#)
[General Correspondence - Request for letter of support MAV Motion ESVF.pdf](#)

You don't often get email from johanna.radford@basscoast.vic.gov.au. [Learn why this is important](#)

Dear Mayor,

See attached correspondence requesting letter of support for Bass Coast Shire Council's MAV Motion.

Regards,

Johanna Radford
Coordinator Engagement
shelher - and [why it matters](#)



t (03) 5671 2270 | m [REDACTED] | f (03) 5671 2222 | e [REDACTED]

Attention: This e-mail message is privileged and confidential. If you are not the intended recipient please delete the message and notify the sender. Any views or opinions presented are solely those of the author. [please consider the environment before printing this email](#)

I acknowledge the Traditional Custodians of the lands and waters on which I live and work. I pay respect to Community Elders and Respected Peoples of the past, present and future.

Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi, VIC 3995 | DX 34903 Wonthaggi | PO Box 118, Wonthaggi, VIC 3995
| 1300 BCOAST (226 278) or (03 5671 2211) | National Relay Service 13 37 77 (for people with communication difficulties)
| basscoast@basscoast.vic.gov.au | <http://www.basscoast.vic.gov.au>



14 March 2025

Victorian Local Government Municipalities
(via Council CEOs)

Dear Mayor

**Request for support on motion to MAV State Council meeting
Emergency Services and Volunteers Fund (ESVF)**

At the February Council meeting, Bass Coast Shire Council endorsed submitting the following motion to the Municipal Association of Victoria (MAV) for consideration at the 16 May 2024 State Council meeting.

The upcoming transition from the Fire Services Property Levy (FSPL) to the Emergency Services and Volunteers Fund (ESVF) from 1 July 2025 will impose additional administrative and financial burden on local governments. This shift requires councils to manage fund collection, processing, and reporting.

We believe that this responsibility does not belong to local councils and will negatively impact our ability to deliver essential services to our communities. I kindly request your support for the motion detailed below.

MAV Motion:

- The Municipal Association of Victoria calls on the State Government to assume direct responsibility for collecting the Emergency Services and Volunteers Fund (ESVF), ensuring a more streamlined and efficient process for all stakeholders.

This change will reduce inefficiencies, alleviate administrative burdens on councils, and ensure the fund's collection is managed consistently across the state.

We recognise the short lead time before the MAV deadline and appreciate any support that you may be able to provide to strengthen advocacy on this issue. If you wish to provide a letter of support, please send it through to Johanna Radford [REDACTED] by 17 March 2025.

Yours sincerely

Cr Rochelle Halstead
Mayor

Ref: 12878227

Bass Coast Shire Council, 76 McBride Avenue, Wonthaggi, VIC 3995
PO Box 118, Wonthaggi, VIC 3995 | 1300 BCOAST (226 278) or (03) 5671 2211
basscoast@basscoast.vic.gov.au | www.basscoast.vic.gov.au

ABN: 81 071 510 240

Document Set ID: 12878227
Version: 5, Version Date: 14/03/2025



Hindmarsh
Shire Council

**Administration
Centre**

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Nhill VIC 3418
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Fax: (03) 5391 1376

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info@hindmarsh.vic.gov.a
u

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ABN 26 550 541 746

**Customer Service
Centres**

Jeparit
10 Roy Street
JEPARIT VIC 3423
Ph: (03) 5391 4450
Fax: (03) 5397 2263

Dimboola
101 Lloyd Street
DIMBOOLA VIC 3414
Ph: (03) 5391 4452
Fax: (03) 5389 1734

Rainbow
15 Federal Street
RAINBOW VIC 3424
Ph: (03) 5391 4451
Fax: (03) 5395 1436

07 March 2025

Hon Lizzie Blandthorn MP
76 Victoria Street
SEDDON VIC 3011
Via email: [REDACTED]

Dear Minister Blandthorn

Re: Funding Phase 2 of the By Five Wimmera Southern Mallee Early Years Initiative

We are writing to you to affirm the vital importance of the By Five Wimmera Southern Mallee Early Years Initiative and urge the Victorian Government to commit to ongoing funding of \$3.5 million for Phase 2 – 2025-2029.

Since its inception, By Five has brought together passionate parents, allied health professionals, maternal and child health nurses, midwives, general practitioners, early educators, schools, service providers, and local governments. This collective effort has built a comprehensive understanding of the challenges facing families in equitably accessing vital services. Achievements include:

- Access to tertiary paediatric services for over 500 children in the region;
- Innovate telehealth trials enabling access to speech therapy, occupational therapy and psychology services;
- Empowering over 200 local professionals to support families locally; and
- Advocating for structural reform that seeks to address disparity in access and outcomes for young people in rural and regional communities.

In many rural settings, limited access to specialised healthcare can lead to delayed diagnoses, untreated conditions, and higher rates of preventable illnesses.

By Five has demonstrated the power of systemic interventions to "change the odds" rather than simply helping families beat them. However, continued progress requires sustained investment. The lack of commitment from the Victorian Government to fund Phase 2 is of extraordinary concern to local communities, including families and service providers.

Rural children should not be left behind - ensuring access to paediatric services in rural communities is vital for promoting healthier childhoods, reducing healthcare disparities, and improving long-term outcomes for children.

We thank you for your consideration of the future of this critical service and look forward to a positive outcome.

Yours sincerely



Monica Revell
Chief Executive Officer



Cr Ron Ismay
Mayor



14 March 2025

**Administration
Centre**

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92 Nelson Street
Nhill VIC 3418
Ph: (03) 5391 4444
Fax: (03) 5391 1376

email:
info@hindmarsh.vic.gov.au

website:
www.hindmarsh.vic.gov.au

ABN 26 550 541 746

**Customer Service
Centres**

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Fax: (03) 5397 2263

Dimboola
101 Lloyd Street
DIMBOOLA VIC 3414
Ph: (03) 5391 4452
Fax: (03) 5389 1734

Rainbow
15 Federal Street
RAINBOW VIC 3424
Ph: (03) 5391 4451
Fax: (03) 5395 1436

Kylie Zanker
Mayor
Yarriambiack Shire Council
Via email: [REDACTED]

Dear Kylie

Re: Support on Motion to MAV State Council Meeting

On behalf of Hindmarsh Shire Council I write to endorse Yarriambiack Shire Council's motion to the Municipal Association of Victoria (MAV) for consideration at the 16 May 2025 State Council Meeting.

Hindmarsh Shire Council fully supports that motion detailed below:

1. That the Maternal and Child Health Memorandum of Understanding signed by the Municipal Association of Victoria on behalf of local government maternal child health services in Victoria effective from 01 January 2022 to 30 June 2025 be amended during the renegotiation process to include the following:
 - a) That the universal maternal child health program may be delivered by local government, or via a maternal child health service provider servicing the local government area, that is approved by the Department of Health.
 - b) In instances where local government is not the provider of maternal and child health services, the respective local government authority is exempt from contributing an equal (50:50) share towards the provision of the universal maternal child health program delivered within their local government area.
 - c) Where a Hospital or Health Service is delivering maternal child health services within a local government area, the applicable hospital or health service is responsible for the equal (50:50) contribution towards the provision of the universal maternal child health program.
 - d) Where local government does not provide the maternal child health service, and/or immunisation service within their local

government area, they are exempt from the requirements outlined in the Maternal Child Health Memorandum of Understanding.

2. That the Municipal Association of Victoria advocate to the Department of Health to amend the Maternal and Child Health Service Guidelines to reflect the changes included above in item 1 (a) through to (d).

If you require any further information please do not hesitate to contact me via email rismay@hindmarsh.vic.gov.au or phone [REDACTED].

Yours sincerely



Cr Ron Ismay
Mayor

From: [Info](#)
To: [REDACTED]
Subject: Letter of Support BCSC MAV Motion - Hindmarsh Shire Council
Date: Monday, 17 March 2025 4:33:00 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image005.png](#)
[2025_03_17 Letter of Support BCSC MAV Motion re ESVF.pdf](#)

Good afternoon Johanna,

Please find attached a letter from Hindmarsh Shire Council's Mayor, Ron Ismay.

Kind Regards,
Mary-Ann



**Mary-Ann Speakman | Customer Service and
Councillor Support Officer**
Hindmarsh Shire Council
PO Box 250 | 92 Nelson Street | Nhill Vic 3418
P: (03) 5391 4444 | **F:** (03) 5391 1376
E: info@hindmarsh.vic.gov.au
W: www.hindmarsh.vic.gov.au

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RAINBOW VIC 3424
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Fax: (03) 5395 1436

17 March 2025

Cr Rochelle Halstead
Mayor
Bass Coast Shire Council
Via email: [REDACTED]

Dear Cr Halstead

Re: Support on Motion to MAV State Council Meeting

On behalf of Hindmarsh Shire Council I write to endorse Bass Coast Shire Council's motion to the Municipal Association of Victoria (MAV) for consideration at the 16 May 2025 State Council Meeting.

Hindmarsh Shire Council fully supports that motion detailed below:
The Municipal Association of Victoria calls on the State Government to assume direct responsibility for collecting the Emergency Services and Volunteers Fund (ESVF), ensuring a more streamlined and efficient process for all stakeholders.

Like most Council's Hindmarsh is concerned about the administrative burden on staff and also staff welfare following community members receiving rates notices, which will see increases on average of 164% across our farming community under the ESVF.

If you require any further information please do not hesitate to contact me via email rismay@hindmarsh.vic.gov.au or phone [REDACTED]

Yours sincerely

A handwritten signature in black ink, appearing to be 'Ron Ismay', written over a horizontal line.

Cr Ron Ismay
Mayor



ASSEMBLY OF COUNCILLORS RECORD

Title of Meeting: ARB Big Desert 480 Event

Date: Wednesday 26 February 2025 **Time:** 4:30pm – 5:30pm

Assembly Location: Microsoft Teams.

Present:

CRS Ron Ismay (Mayor) items 1 to 2, Chan Uoy (Deputy Mayor) item 1, Rosie Barker items 1 to 2, James Barry items 1 to 2, Tony Clark item 1.

Apologies:

Cr Roger Aitken

In Attendance:

Ms Monica Revell (Chief Executive Officer) items 1 to 2, Mr Ram Upadhyaya (Director Infrastructure Services) items 1 to 2, Ms Petra Croot (Director Corporate and Community Services) items 1 to 2, Mr Mark Fletcher (Manager Economic Development and Tourism) item 1, Ms Cherylee Shandley (Manager Planning and Environment) item 1 and Ms Mikayla Mackley (Planning Officer), item 1.

Declaration by Councillors or Officers of any Material or General Interest in any item on the Agenda:

- Material; or
- General.

Declaration of material or general interest must also be advised by Councillors at the commencement of discussion of the specific item.

Councillors: Nil declared.

Officers: Nil declared.



Matters Discussed:

| No. | Detail |
|-----|------------------------------|
| 1. | ARB Big Desert 480 Event |
| 2. | Jeparit WoW Riverbank Fiesta |

Monica Revell
Chief Executive Officer
Dated: 27/02/2025

This record must be kept for four years from the date of the assembly and be made available for public inspection at Council Offices for 12 months after the date of assembly.



ASSEMBLY OF COUNCILLORS RECORD

Title of Meeting: CEO Employment and Remuneration Committee Meeting

Date: Wednesday 5 March 2025 **Time:** 10am – 12pm

Assembly Location: Council Chamber, 92 Nelson Street Nhill.

Present:

CRS Ron Ismay (Mayor) items 1 to 8, Chan Uoy (Deputy Mayor) items 1 to 8, Roger Aitken items 1 to 8, Rosie Barker items 1 to 8, James Barry items 1 to 8 and Tony Clark items 1 to 8.

Apologies:

In Attendance:

Mr. Bill Millard (CEO Employment and Remuneration Committee Independent Chairperson) items 1 to 8 and Ms. Monica Revell (Chief Executive Officer) item 5.

Declaration by Councillors or Officers of any Material or General Interest in any item on the Agenda:

- Material; or
- General.

Declaration of material or general interest must also be advised by Councillors at the commencement of discussion of the specific item.

Councillors: Nil.

Officers: Nil.



Matters Discussed:

| No. | Detail |
|-----|---|
| 1. | WELCOME, ACKNOWLEDGEMENT OF COUNTRY AND DECLARATION OF INTERESTS |
| 2. | APOLOGIES |
| 3. | CONFIRMATION OF MINUTES |
| 4. | PROCESS AND INTRODUCTION OF CEO REVIEW |
| 5. | CEO PRESENTION AND KPI REVIEW |
| 6. | COMMITTEE REVIEW AND COMMENTS |
| 7. | GENERAL BUSINESS |
| 8. | CLOSE OF MEETING |

Monica Revell

Chief Executive Officer

Dated: 5 March 2025

This record must be kept for four years from the date of the assembly and be made available for public inspection at Council Offices for 12 months after the date of assembly.



ASSEMBLY OF COUNCILLORS RECORD

Title of Meeting: Council Briefing Session

Date: Wednesday 05 March 2025

Time: 12:00pm – 3:00pm

Assembly Location: Council Chamber, 92 Nelson Street Nhill.

Present:

CRS Ron Ismay (Mayor) items 1 to 12, Chan Uoy (Deputy Mayor) items 1 to 12, Roger Aitken items 1 to 12, Rosie Barker items 1 to 12, James Barry items 1 to 12, and Tony Clark 1 to 12.

Apologies:

In Attendance:

Ms. Monica Revell (Chief Executive Officer) items 1 to 12, Ms. Petra Croot (Director Corporate and Community Services) items 1 to 12, Mr. Ram Upadhyaya (Director Infrastructure Services) items 1 to 12 and Ms. Shauna Johnson (Coordinator Strategic Communications and Information) items 1 to 5 and 9 to 12.

Declaration by Councillors or Officers of any Material or General Interest in any item on the Agenda:

- Material; or
- General.

Declaration of material or general interest must also be advised by Councillors at the commencement of discussion of the specific item.

Councillors:

No conflicts declared.

Officers:

No conflicts declared.



Matters Discussed:

| No. | Detail |
|-----|--|
| 1. | LUNCH |
| 2. | ACKNOWLEDGEMENT OF COUNTRY |
| 3. | APOLOGIES |
| 4. | DECLARATION OF INTERESTS |
| 5. | BY FIVE UPDATE |
| 6. | GENDER EQUALITY/PRIMARY PREVENTION PRESENTATION |
| 7. | CAPITAL WORKS PROGRAM UPDATE |
| 8. | CAPITAL EVALUATION MODEL |
| 9. | COUNCILLOR QUESTION TIME |
| 10. | BREAK |
| 11. | PREPARE FOR MEETING |
| 12. | COUNCIL MEETING |

Monica Revell

Chief Executive Officer

Dated: 05 March 2025

Must be kept for four years from date of the assembly. Available for public inspection at Council Offices for 12 months after date of assembly.



ASSEMBLY OF COUNCILLORS RECORD

Title of Meeting: Council Briefing Session

Date: Wednesday 19 March 2025

Time: 12:00pm – 3:40pm

Assembly Location: Council Chamber, 92 Nelson Street Nhill.

Present:

CRS Ron Ismay (Mayor) items 1 to 11, Chan Uoy (Deputy Mayor) items 1 to 11, Roger Aitken items 1 to 11, Rosie Barker items 1 to 11, and James Barry items 1 to 11.

Apologies:

Cr Tony Clark

In Attendance:

Ms. Monica Revell (Chief Executive Officer) items 1 to 11, Ms. Petra Croot (Director Corporate and Community Services) items 1 to 11, and Mr. Ram Upadhyaya (Director Infrastructure Services) items 1 to 11.

Declaration by Councillors or Officers of any Material or General Interest in any item on the Agenda:

- Material; or
- General.

Declaration of material or general interest must also be advised by Councillors at the commencement of discussion of the specific item.

Councillors:

Officers:



Matters Discussed:

| No. | Detail |
|-----|---|
| 1. | LUNCH |
| 2. | ACKNOWLEDGEMENT OF COUNTRY |
| 3. | APOLOGIES |
| 4. | DECLARATION OF INTERESTS |
| 5. | RDV PRESENTATION |
| 6. | ALLIRA ROBERTS - EXPERIENCE |
| 7. | EXTENSION OF CONTRACT 2022-2023-02 |
| 8. | PLANNING UPDATE |
| 9. | ADVISORY COMMITTEES |
| 10. | 2025-2026 BUDGET DISCUSSION |
| 11. | COUNCILLOR QUESTION TIME |

Monica Revell
Chief Executive Officer
Dated: 19 March 2025

Must be kept for four years from date of the assembly. Available for public inspection at Council Offices for 12 months after date of assembly.

OFFICER ASSESSMENT REPORT FOR PLANNING PERMIT PA1857-2024



OFFICER NAME: Tim Berger

Application Details

| | |
|------------------------------|---|
| Application Number: | PA1857-2024 |
| Subject Land Address: | Lot 1 and 2 on Title Plan 628252H 6 Bell Street Nhill VIC 3418 |
| Assessment Number: | 160180 |
| Proposal: | Development of land with two (2) additional dwellings on a lot, subdivision of land into three (3) lots, construction of a fence and vegetation removal |

| | |
|----------------------------|---|
| Date Lodged: | First lodged 1 May 2024 Last amendment 11 February 2025 |
| Zones: | General Residential Zone – Schedule 1 (GRZ1) |
| Overlays: | Environmental Significance Overlay – Schedule 6 (ESO6) |
| Permit Requirement: | <ul style="list-style-type: none"> • Clause 32.08-3 (GRZ) - Subdivide Land • Clause 32.08-7 (GRZ) - Construct two or more dwellings on a lot • Clause 42.01-2 (ESO6)- Construct a fence that may obstruct the flow of water, subdivide land, remove or destroy and vegetation. |
| Statutory Days: | 50 as of 2 April 2025 |
| Attachments: | <ul style="list-style-type: none"> • Council Report • Rescode Assessment • Arborist Report • Plans (to endorse) • Objection |

| | |
|------------------------------|---|
| Restrictive Covenant: | None on title |
| Cultural Heritage: | Not in an area of cultural heritage sensitivity |

Summary

This report recommends that Council issue a Notice of Decision to Grant Planning Permit PA1857-2024 for the development of land with two (2) additional dwellings on a lot, subdivision of land into three (3) lots, construction of a fence and vegetation removal on the land known as 6 Bell Street Nhill VIC 3418 (Lot 1 and 2 on Title Plan 628252H).

Proposal Details

Buildings and works

The proposal seeks to construct two additional dwellings (referred to as 'units' on the plans) on the site, as per the following:

| | Existing dwelling | Unit 2 | Unit 3 |
|---|---|--|--|
| Gross floor area | N/A | 142.32 square metres | 142.30 square metres |
| Height | N/A | 4.99 metres | 4.99 metres |
| Private Open Space (POS) | 387 square metres | 116 square metres | 114 square metres |
| Secluded Private Open Space (SPOS) | 47.72 square metres | 30 square metres | 30 square metres |
| Materials, colours & finishes | N/A | Colorbond roofing (Monument colour), Colorbond fascia and guttering (Monument colour), rendered external walls (Wallaby colour), and weatherboard external walls (Off-white colour). | Colorbond roofing (Monument colour), Colorbond fascia and guttering (Monument colour), rendered external walls (Surfmist colour), and weatherboard external walls (Dune colour). |
| Floor plan | N/A | Porch, 3 bedrooms (including master with WIR and ensuite), open plan kitchen/living/dining area, laundry, main bathroom, single-car garage and rear alfresco area. | Porch, 3 bedrooms (including master with WIR and ensuite), open plan kitchen/living/dining area, laundry, main bathroom, single-car garage and rear alfresco area. |
| Car parking | 2 spaces (incl. 1 covered) | 2 spaces (incl. 1 covered) | 2 spaces (incl. 1 covered) |
| Garden area | 364.8 square metres (or 36.1% of total site area) | | |
| Permeability | 417 square metres (or 41% of total site area) | | |
| Site coverage | 484 square metres (48% of site) | | |

Setback as follows:

| | Unit 2 | Unit 3 |
|-------------------------|-------------------------------|-------------------------------|
| North (frontage) | 3.39 metres | 3.39 metres |
| East (side) | 1.30 metres (shared boundary) | 1.00 metres (shared boundary) |
| South (side) | 1.99 metres | 1.99 metres |
| West (rear) | 1.00 metres | 1.30 metres (shared boundary) |

Fencing:

- Construction of 2.1m high fencing along the Ridgwell Street boundary of dwelling 1 and dividing fencing between dwellings 1-2 and 2-3.

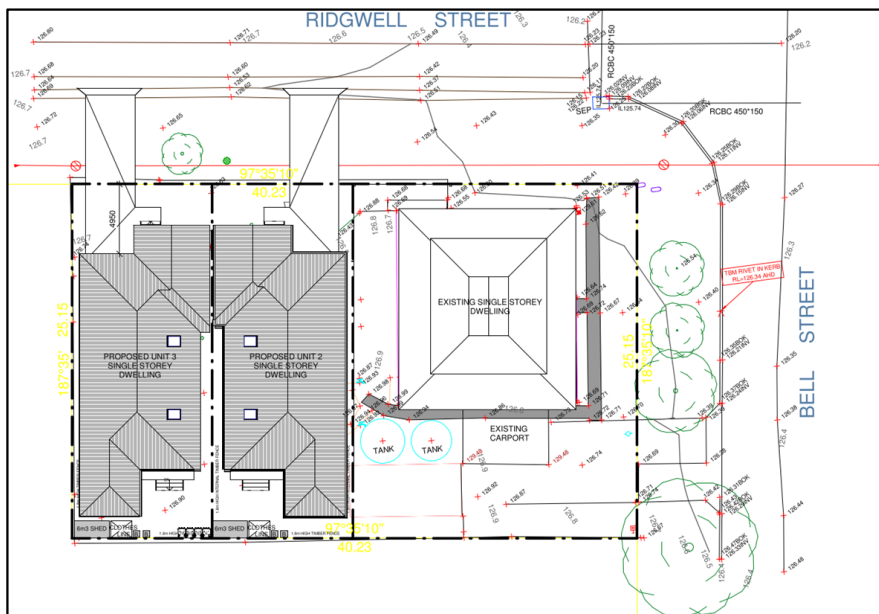


Figure 1: Proposed site plan.

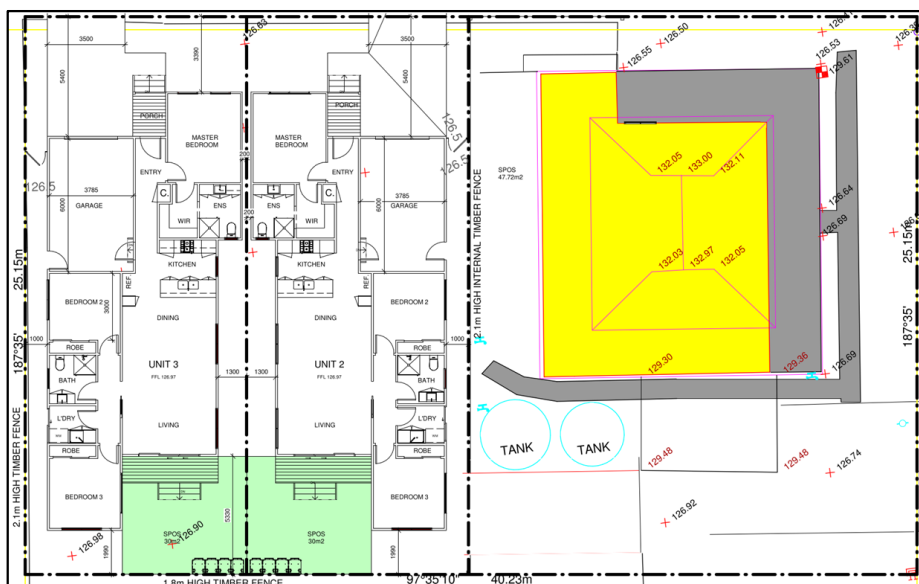


Figure 2: Proposed Floor plans.

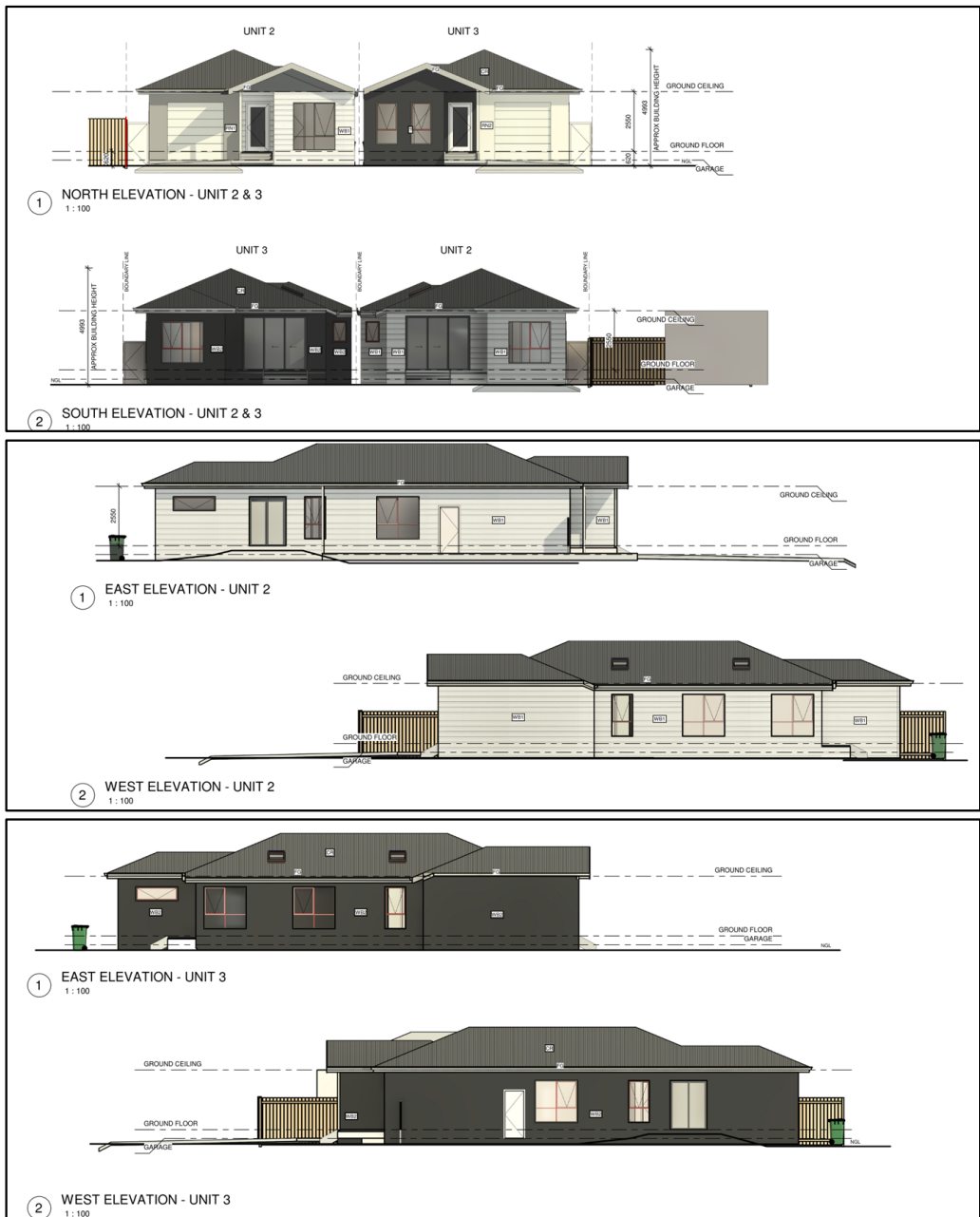


Figure 3: Proposed elevation plans



Figure 4: Vegetation survey plan. Source: Arborist Report.

Vegetation removal

The following trees 18 are proposed for removal:

| Tree No. | Identification | Origin | Age | Health | Structure | ULE | Hazard | Significance | Height (M) | Canopy Spread (M) | DBH (cm) ^{multi-stemmed} | DAB (cm) | TPZ (M) | SRZ (M) | TPZ Area (M ²) | Comments | Location | Intent | Legislative Status |
|----------|--|--------|-----|--------|-----------|-----|--------|--------------|------------|-------------------|-----------------------------------|----------|---------|---------|----------------------------|--|------------------------|--------|--------------------|
| 1 | <i>Pyrus ussuriensis</i> (Ornamental Pear) | E | SM | G | F | M | L | H | 4 | 2 | 7 | 10 | 2.0 | 1.5 | 12.6 | Nature strip planting | Municipal Nature Strip | Retain | Protected |
| 2 | <i>Pyrus ussuriensis</i> (Ornamental Pear) | E | SM | G | F | M | L | H | 3 | 2 | 7 | 9 | 2.0 | 1.5 | 12.6 | Nature strip planting | Municipal Nature Strip | Retain | Protected |
| 3 | <i>Pyrus ussuriensis</i> (Ornamental Pear) | E | SM | G | F | M | L | H | 6 | 5 | 17* | 16 | 2.0 | 1.5 | 13.1 | Nature strip planting, epicormic growth at basal flare, multi stemmed | Municipal Nature Strip | Retain | Protected |
| 4 | <i>Eucalyptus spathulata</i> (Swamp Mallet) | N | M | F | F | M | L | H | 12 | 9 | 38* | 49 | 4.6 | 2.5 | 65.3 | Minor deadwood, epicormic growth, multi stemmed | Municipal Nature Strip | Retain | Protected |
| 5 | <i>Paraserianthes lophantha</i> (Australian Albizia) | N | SM | F | P | S | L | H | 6 | 4 | 11* | 13 | 2.0 | 1.5 | 12.6 | Bifurcated at basal flare, weed species, overhanging canopy into property, multi stemmed | Neighbouring Property | Retain | Protected |
| 6 | <i>Fraxinus angustifolia</i> (Common Ash) | E | M | F | P | M | M | H | 15 | 5 | 32* | 35 | 3.8 | 2.1 | 46.3 | Previously lopped, overhanging canopy into property, multi stemmed | Neighbouring Property | Retain | Protected |
| 7 | <i>Prunus persica</i> (Nectarine) | E | M | F | F | M | L | H | 4 | 2 | 12* | 13 | 2.0 | 1.5 | 12.6 | Previously lopped, multi stemmed | Neighbouring Property | Retain | Protected |

| Tree No. | Identification | Origin | Age | Health | Structure | ULE | Hazard | Significance | Height (M) | Canopy Spread (m) | DBH (cm) ^{multi-stemmed} | DAB (cm) | TPZ (M) | SRZ (M) | TPZ Area (M ²) | Comments | Location | Intent | Legislative Status |
|----------|---|--------|-----|--------|-----------|-----|--------|--------------|------------|-------------------|-----------------------------------|----------|---------|---------|----------------------------|--|------------------------|--------|---|
| 8 | <i>Crataegus sp.</i> (Hawthorn) | E | M | G | F | M | L | L | 9 | 5 | 22* | 23 | 2.6 | 1.8 | 21.9 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 9 | <i>Prunus persica</i> (Nectarine) | E | SM | G | F | M | L | L | 4 | 2 | 14* | 15 | 2.0 | 1.5 | 12.6 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 10 | <i>Malus sp.</i> (Apple) | E | SM | G | F | M | L | L | 4 | 2 | 12* | 14 | 2.0 | 1.5 | 12.6 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 11 | <i>Malus sp.</i> (Apple) | E | SM | G | F | M | L | L | 4 | 4 | 17* | 19 | 2.0 | 1.6 | 13.1 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 12 | <i>Pittosporum tenuifolium</i> (James Stirling) | E | SM | F | F | M | L | H | 3 | 2 | 17* | 16 | 2.0 | 1.5 | 13.1 | Multi stemmed, lopped as amenity hedge | Neighbouring Property | Retain | Protected |
| 13 | <i>Prunus cerasifera</i> (Cherry Plum) | E | M | F | F | M | L | L | 8 | 4 | 17* | 19 | 2.0 | 1.6 | 13.1 | Multi stemmed, epicormic growth | On Site | Remove | Protected ESO6 |
| 14 | <i>Crataegus sp.</i> (Hawthorn) | E | M | F | F | M | L | L | 7 | 3 | 16* | 18 | 2.0 | 1.6 | 12.6 | Multi stemmed, epicormic growth | On Site | Remove | Protected ESO6 |
| 15 | <i>Ligustrum lucidum</i> (Privet) | E | SM | F | F | M | L | L | 3 | 2 | 10* | 12 | 2.0 | 1.5 | 12.6 | Multi stemmed | On Site | Remove | Protected ESO6 |
| G16 | <i>Prunus cerasifera</i> (Cherry Plum) | E | Y | G | F | M | L | L | 4 | 3 | 8* | 10 | 2.0 | 1.5 | 12.6 | Group of 3, multi stemmed | On Site | Remove | Protected ESO6 |
| 17 | <i>Ulmus parvifolia</i> (Chinese Elm) | E | M | G | F | M | L | L | 13 | 8 | 25 | 31 | 3.0 | 2.0 | 28.3 | Minor deadwood | On Site | Remove | Protected ESO6 |
| 18 | <i>Callistemon viminalis</i> (Bottlebrush) | N | SM | F | F | M | L | M | 6 | 3 | 12 | 16 | 2.0 | 1.5 | 12.6 | Abiotic damage to lower trunk | On Site | Remove | Protected ESO6 Exempt Native Vegetation Schedule - Site Area |
| 19 | <i>Prunus cerasifera</i> (Cherry Plum) | E | M | F | F | S | M | L | 11 | 9 | 43 | 50 | 5.2 | 2.5 | 83.6 | Large deadwood, fungal inoculation @ 2m above ground level n aspect, epicormic growth, torsional fracturing of n aspect lateral limb | On Site | Remove | Protected ESO6 |
| 20 | <i>Callistemon viminalis</i> (Bottlebrush) | N | M | G | F | M | L | M | 8 | 4 | 22* | 27 | 2.6 | 1.9 | 21.9 | Multi stemmed, poor previous pruning, cambial delamination, hanger (failed limb) | On Site | Remove | Protected ESO6 Exempt Native Vegetation Schedule - Site Area |
| 21 | <i>Coprosma repens</i> (Mirror Bush) | E | M | F | P | S | L | L | 5 | 5 | 25* | 34 | 3.0 | 2.1 | 28.3 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 22 | <i>Hibiscus mutabilis</i> (Cotton Rose) | E | SM | G | P | S | L | L | 5 | 3 | 17* | 15 | 2.0 | 1.5 | 13.1 | Multi stemmed, previously lopped | On Site | Remove | Protected ESO6 |
| G23 | <i>Hibiscus mutabilis</i> (Cotton Rose) & <i>Fraxinus angustifolia</i> (Common Ash) | E | M | F | P | S | M | L | 6 | 3 | 19 | 23 | 2.3 | 1.8 | 16.3 | Group of 2, forming at same basal point, multi stemmed, co habit root zone | On Site | Remove | Protected ESO6 |
| 24 | <i>Ligustrum lucidum</i> (Privet) | E | M | F | P | S | L | L | 5 | 3 | 14* | 18 | 2.0 | 1.6 | 12.6 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 25 | <i>Prunus cerasifera</i> (Cherry Plum) | E | SM | G | F | S | L | L | 5 | 1 | 8 | 10 | 2.0 | 1.5 | 12.6 | Self-seeded specimen, n aspect of water tank | On Site | Remove | Protected ESO6 |
| 26 | <i>Prunus cerasifera</i> (Cherry Plum) | E | M | F | F | M | L | L | 8 | 4 | 19* | 21 | 2.3 | 1.7 | 16.3 | Multi stemmed | On Site | Remove | Protected ESO6 |
| 27 | <i>Gleditsia triacanthos</i> (Honey Locust) | E | SM | F | P | M | L | H | 4 | 1 | 10* | 10 | 2.0 | 1.5 | 12.6 | Multi stemmed, minor deadwood, decay at basal flare | Municipal Nature Strip | Retain | Protected |
| 28 | <i>Cercis siliquastrum</i> (Judas Tree) | E | Y | P | P | S | L | H | 1 | 1 | 3 | 3 | 2.0 | 1.5 | 12.6 | Juvenile planting, deadwood, cambial delamination, soil compaction | Municipal Nature Strip | Retain | Protected |
| 29 | <i>Cercis siliquastrum</i> (Judas Tree) | E | Y | P | F | S | L | H | 1 | 1 | 3 | 3 | 2.0 | 1.5 | 12.6 | Juvenile planting, deadwood, cambial delamination, soil compaction | Municipal Nature Strip | Retain | Protected |

Figure 5: Tree data table. Source: Arborist Report.

Subdivision

The proposal seeks to re-subdivide the two existing lots into three new lots, as per the following:

| | Lot 1 | Lot 2 | Lot 3 |
|------------------------|-------------------------|-----------------|-----------------|
| Land area (sqm) | 508.80 | 251.5 | 251.5 |
| Width (metres) | 25.15 | 10.00 | 10.00 |
| Depth (metres) | 20.23 | 25.15 | 25.15 |
| Shape | Rectangular | Rectangular | Rectangular |
| Orientation | East | North | North |
| Frontage | Bell & Ridgwell Streets | Ridgwell Street | Ridgwell Street |
| Access via | Bell Street | Ridgwell Street | Ridgwell Street |

Lot 1 would contain the existing dwelling and carport whilst Lots 2 and 3 would each contain a new dwelling (as above). The average lot size would be 337.27 square metres. No common property or staging is proposed.

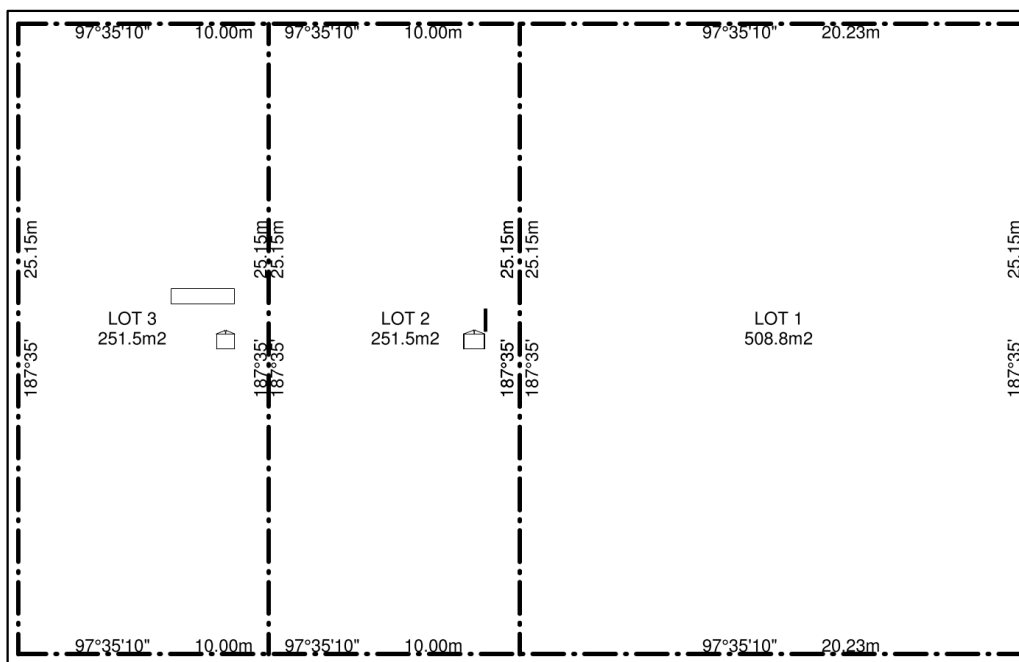


Figure 6: Proposed subdivision layout plan

Background and Site History

The application was lodged on 1 May 2024, and a request for further information was sent to the applicant contact on 16 May 2024. Various revisions and requests were made between May 2024 and February 2025, culminating in the application being presented to Council. The application was publicly notified on 14 February 2025 for at least fourteen consecutive days,

with one objection received on 26 February 2025. A search of Council's Planning Register found no relevant permit or enforcement history for the site.

Subject Site and Locality

The subject site comprises two lots that are identified on Certificate of Title Volume 04440 Folio 812 as Lots 1 and 2 on Title Plan 628252H. It comprises two rectangular shaped lots with a combined site area of 1,012 square metres. The site has a maximum depth of 40.23 metres and maximum width of 25.15 metres. Likewise, it has a primary frontage to Bell Street of 25.15 metres and a secondary (side street) frontage to Ridgwell Street of 40.23 metres. It is situated on the corner of Ridgwell Street (to the north) and Bell Street (to the east), approximately 500 metres west of the Nhill town centre.

The site is zoned in the General Residential Zone – Schedule 1 (**GRZ1**) and is affected by the Environmental Significance Overlay – Schedule 6 (**ESO6**). It is not within an area of Aboriginal Cultural Heritage Sensitivity under the *Aboriginal Heritage Act 2006* nor is it within a Bushfire Prone Area under the *Building Act 1993*.

The site is currently improved by a single-storey, detached weatherboard dwelling with pitched sheet metal roofing and brick chimney that is of nineteenth or early-twentieth century construction, ancillary outbuildings (domestic sheds), a number of rainwater tanks and associated curtilage. It features basic landscaping treatments such as planted grass, plants, shrubs and trees. Whilst there is no front fencing, mid-to-high profile corrugated iron boundary fencing delineates the side and rear boundaries and much of the side-street boundary to Ridgwell Street.

The site is generally surrounded by land zoned in the GRZ1, comprising standard density residential lots (generally 500-1,100 square metres in size) that are used and developed with a detached dwelling (one dwelling on a lot). There are a few examples of urban consolidation in the surrounding area, with dual occupancy, unit development and strata-type subdivisions. These are typically located to the south of Nelson Street currently, although there is no policy or planning control distinctions between that land and the subject land. The site has the following direct interfaces:

- To the north, the site abuts Ridgwell Street, which is a Council-managed road of gravel construction. It does not feature any formalised pedestrian footpaths or drainage other than a shallow swale to the southern edge of the carriageway. The site is opposite 5 Goldsworthy Street and 4 Bell Street, which are residential lots of approximately 760 square metre size (each) zoned in the GRZ1 and affected by the ESO6. Each property is developed with a single-storey, detached brick dwelling with ancillary outbuilding/s and its associated curtilage.
- To the east, the site abuts Bell Street, which is a Council-managed road of a sealed construction with curb and channelling treatments and street trees, however no pedestrian footpath access. Beyond this is 152 Nelson Street, which is a residential lot of approximately 1,010 square metres zoned in the GRZ1 and affected by the ESO6. It is developed with a single-storey, detached brick dwelling with ancillary outbuilding/s and its associated curtilage.

- To the south, the site abuts 156 Nelson Street, which is a residential lot of approximately 1,010 square metres zoned in the GRZ1 and affected by the ESO6. It is developed with a single-storey, detached weatherboard dwelling with ancillary outbuilding and its associated curtilage.
- To the west, the site abuts 158 Nelson Street, which is a residential lot of approximately 1,010 square metres zoned in the GRZ1 and affected by the ESO6. It is developed with a single-storey, detached weatherboard dwelling with ancillary outbuilding/s and its associated curtilage.



Figure 7: Aerial image of the subject land and its immediate surrounds. Source: Metromap.



Figure 8: Aerial image of the subject land and its surrounds. Source: Metromap.



Figure 9: Site photograph.

Public Notification

In accordance with Section 52(1)(a) of the *Planning and Environment Act 1987 (Act)*, notice must be given to the owners and occupiers of allotments or lots adjoining the land to which the application applies unless the responsible authority is satisfied that the grant of the permit would not cause material detriment to any person, or, where an exemption exists in the Planning Scheme.

The application was not exempt from public notification. The application has been advertised in accordance with Section 52 of the Act by way of letters to adjoining and adjacent landowners and occupiers and a sign was erected on site. One (1) objection to the application has been received to date. The key concerns highlighted by the objector are detailed below.

| Concerns | Officer response |
|---|---|
| Inconsistent with neighbourhood character / overdevelopment of the site | As discussed in this report, the proposal is supported by the relevant planning policy of the Hindmarsh Planning Scheme. The proposal would not detrimentally affect existing neighbourhood character and is considered consistent with the preferred neighbourhood character. |
| Inconsistent with residential policy | As discussed in this report, the proposal is supported by the relevant planning policy of the Hindmarsh Planning Scheme. It is noted that there is no Housing Strategy or other strategic planning document (whether it be an incorporated document or background document) within the Hindmarsh Planning Scheme. |
| Insufficient infrastructure (roads and drainage) | The proposal utilises an existing unsealed road (Ridgwell Street) that is on Council's road register. As part of the recommendation, the applicant will be required to form and seal Ridgwell Street, appropriate to the development. Subject to permit conditions, the proposal is acceptable. |
| Poor integration to the street | The proposal orientates development to both streets (Bell and Ridgwell Streets), which demonstrates good integration to the street. The activation of Ridgwell Street with dwellings fronting the street is seen as a positive planning and urban design outcome for the streetscape as it will improve the character of the streetscape and provide passive surveillance of the public realm (from the dwellings) which will improve the safety and general amenity of the area. |
| Incorrect calculations for site coverage and excessive site coverage | Site coverage is calculated based on the subject site in its entirety (irrespective of the subdivision proposed – as it has not yet been approved). The site coverage is calculated at approximately 488m ² (or 48% of the site), which meets Standard B8 of Clause 55.03-3, which required a site coverage no greater than 60%. The head clause of Clause 55 prescribes that if a development meets Standard B8, it is deemed to comply. Consequently, there is no ambit of discretion to require a lesser amount of site coverage. Accordingly, this is not a relevant ground for objection. |

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| Poor energy efficiency | The development will be required to comply with a 7-star energy rating and a whole-of-home rating not less than 60 under the NatHERS option, in accordance with the National Construction Code 2022. Compliance with these standards is managed through the building permit process. Further, the proposal meets the relevant requirements of Clause 55 as it relates to these matters. |
| Insufficient car parking (on and off-street) and accessway width | No reduction to the statutory requirement is sought/required and, as such, a permit is not required under this clause. The proposal provides for at least two (2) car parking spaces to each dwelling on site, which meets the statutory car parking requirement of Clause 52.06-5 of the Scheme. It is considered that sufficient means for pedestrians to access the site will be provided. It is noted that, in the Tribunal decision of <i>Phoenix 9403 Pty Ltd v Latrobe CC [2016] VCAT 275 (26 February 2016)</i> , Member Watson contended that, where car parking was provided in accordance with the Scheme, there is no ambit of discretion to provide more than what the Scheme requires. As the proposal provides car parking in accordance with the Scheme, there is no ambit of discretion to require the Permit Applicant to provide more than this. |
| Insufficient side and rear setbacks | The proposed side and rear setbacks comply with the side and rear setback requirement (Standard B17) of Clause 55.04-1 of the Hindmarsh Planning Scheme. The head clause of Clause 55 prescribes that if a development meets Standard B17, it is deemed to comply. Consequently, there is no ambit of discretion to require greater side and rear setbacks. Accordingly, this is not a relevant ground for objection. |
| Unacceptable overshadowing | The extent of overshadowing complies with the overshadowing requirement (Standard B21) of Clause 55.04-5 of the Hindmarsh Planning Scheme. The head clause of Clause 55 prescribes that if a development meets Standard B21, it is deemed to comply. Consequently, there is no ambit of discretion to require greater side and rear setbacks. Accordingly, this is not a relevant ground for objection. |
| Unacceptable noise impacts (e.g. air conditioning units, occupiers, etc) | As consistently held by VCAT, there is no justification to consider that conventional residential noise associated with a dwelling/s, its occupants, domestic services normal to a dwelling or access for residential vehicles would be unreasonable in the context of off-site amenity impacts in a residential zone. |
| Insufficient daylight to new windows | The proposal provides light courts in accordance with Standard B27 of Clause 55.05-3. The head clause of Clause 55 prescribes that if a development meets Standard B27, it is deemed to comply. Consequently, there is no ambit of discretion to require anything beyond this. |

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| Insufficient POS | The proposal provides POS and SPOS in accordance with Standards B28 and B29 of Clause 55.05-4 and 55.05-5 (respectively). The head clause of Clause 55 prescribes that if a development meets Standard B28, it is deemed to comply. Consequently, there is no ambit of discretion to require greater provision of POS or SPOS. |
| Insufficient externally accessible storage | The proposal provides for at least 6m ³ of externally accessible storage in the form of backyard sheds, which meets Standard B30 of Clause 55.05-6 of the Hindmarsh Planning Scheme. The head clause of Clause 55 prescribes that if a development meets Standard B30, it is deemed to comply. Consequently, there is no ambit of discretion to require additional storage to be provided. In regard to the siting of the storage for Unit 3, it is considered that there remains sufficient clearance (approximately 0.8 metres) between the dwelling and shed to facilitate pedestrian access to the western side of the development. |

Referrals

The application was referred to the following referral authorities, in accordance with the requirements of the Hindmarsh Planning Scheme and Section 66 of the Act:

| Referral authority | Referral trigger | Kind of application | Referral authority type |
|---|---|----------------------------------|-------------------------|
| Powercor (relevant electricity supply or distribution authority) | Clause 66.01 | An application to subdivide land | Determining |
| Response: | Conditional consent (refer to referral response dated 11 February 2025). The requested conditions have been included in the permit conditions following this assessment. | | |

| Referral authority | Referral trigger | Kind of application | Referral authority type |
|---|--|----------------------------------|-------------------------|
| GWM Water (relevant water, drainage or sewerage authority) | Clause 66.01 | An application to subdivide land | Determining |
| Response: | Conditional consent (refer to referral response dated 12 March 2025). The requested conditions have been included in the permit conditions following this assessment. | | |

| Referral authority | Referral trigger | Kind of application | Referral authority type |
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| Wimmera Catchment Management Authority (relevant electricity supply or distribution authority) | Clause 66.04 | All applications | Recommending |
| Response: | Consent – no conditions (refer to referral response dated 20 February 2025). No further actions are required. | | |

The application was also referred internally as follows:

| Internal team | Response |
|---------------|--|
| Engineering | Conditional consent (refer to referral response dated 13 March 2025). The requested conditions have been included in the permit conditions following this assessment, with appropriate wording changes for enforceability. |

Planning Scheme Requirements

The proposal complies with state and local planning policies, and generally satisfies the relevant decision guidelines. The principal issues can be summarised as follows:

- Does the proposal accord with the relevant planning policy of the Hindmarsh Planning Scheme?
- Is the proposal an appropriate development and subdivision having regard to the purpose, minimum garden area requirement, maximum building height requirement and decision guidelines of Clause 32.08 (General Residential Zone – Schedule 1) of the Hindmarsh Planning Scheme?
- Does the proposal address the environmental objectives and decision guidelines of Clause 42.01 (Environmental Significance Overlay – Schedule 6) of the Hindmarsh Planning Scheme?
- Does the proposal provide car parking in accordance with the requirements of Clause 52.06 of the Hindmarsh Planning Scheme?
- Does the proposal meet the objectives and standards of Clause 55 (Two or more dwellings on a lot) and 56 (Residential Subdivision) of the Hindmarsh Planning Scheme?

Municipal Planning Strategy

The relevant clauses of the Municipal Planning Strategy (**MPS**) are detailed below.

Clause 02.03-1 Settlement and housing

Hindmarsh Shire retains a distinctive pattern of urban development based on separate townships and villages which have developed as a result of historical, locational and environmental factors. The predominant towns in the Shire are Nhill, Dimboola, Rainbow and Jeparit. The towns have important roles as service and business centres and provide a focus for the local community, visitors and the surrounding rural hinterland. There are smaller townships located throughout the Shire providing a local convenience shopping role and an important community focus.

Nhill has an important role as a service and business centre for the local community, travellers along the Western Highway and the surrounding rural hinterland. The Melbourne to Adelaide Railway also passes through the town. Nhill contains a number of substantial manufacturing and processing establishments and smaller industrial businesses. Further development should consolidate the town and be accommodated by infill development. Land appropriate for future residential development is located on the south side of George Street. Nhill is well served with community services and facilities. Nhill is the western gateway to the Little Desert National Park.

There is a declining population across the Shire, with people leaving to pursue education and employment opportunities. The population in the townships and villages is aging and this trend is likely to continue as older residents remain in town and retired farmers move into nearby towns. The declining population is having an impact on the viability of many commercial activities and community services. There however remains a need to cater for the aging population.

Hindmarsh offers limited choice or diversity in housing to support lifestyle changes.

Council's strategic directions for settlement (as relevant) are to:

- Promote the development of Nhill as the major service and business centre in the Shire providing a range of economic and community opportunities.*
- Define the Nhill town centre boundaries with entry statements, such as landscaping and signage.*
- Promote the strong sense of identity that the small towns provide to the local community.*
- Provide a range of housing and accommodation options to suit the various and changing needs of the Shire's residents and visitors.*

Clause 02.03-2 Environmental and landscape values

Approximately 30 per cent of the Shire is public land of high environmental and conservation significance, much of which is included in national parks. The public land is important for its natural vegetation cover which supports connectivity of habitat needed for the survival of many species, as well as for providing visual amenity and supporting tourism.

The section of the Wimmera River which flows through the municipality is declared as the Wimmera River Heritage Area pursuant to the Heritage Rivers Act 1992. The flow regime through the Wimmera river corridor has been considerably modified and the maintenance of some down river instream, riparian and floodplain values is at risk. Its lake system is a key feature of the river. Lake Hindmarsh is the first of a series of terminal lakes, ending in Wyperfield National Park. When Lake Hindmarsh is full it is the largest natural freshwater body in Victoria.

Most of the Shire's land has been cleared for agriculture. The protection and management of remnant vegetation on private and public land is important to provide a diversity of flora

and wildlife refuge areas and habitat. There is a need for greater revegetation and management of pest plants and animals to address areas of degraded land.

Flora and fauna communities vary throughout the Shire ranging from woodlands and the riverine environment to desert scrublands in the north. However, with less than 3 per cent of the original vegetation intact on private land and threats from pest species, grazing by stock, salinity discharge and development there is the need to protect existing vegetation on public and private land in order to maintain biodiversity.

Council's strategic directions for environmental and landscape values (as relevant) are to:

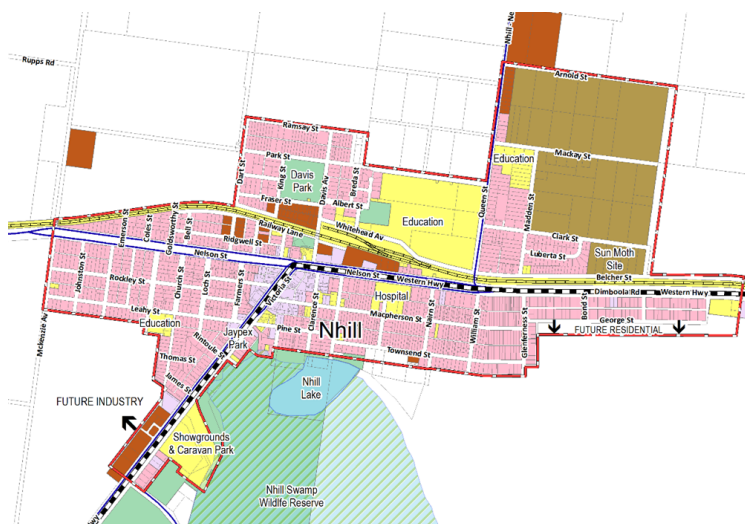
- Protect sites containing rare and significant flora and fauna.

Clause 02.03-5 Built environment and heritage

Council's strategic directions for built environment and heritage (as relevant) are to:

- Promote urban design and architecture that reflects the characteristics, aspirations and cultural identity of the community.

Clause 02.04 Strategic Framework Plans



A response to the relevant MPS is included below in the policy response.

Planning Policy Framework

The relevant clauses of the Planning Policy Framework (PPF) are detailed below.

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| <p>Clause 11.01-1S Settlement</p> <p><i>Objective</i></p> <ul style="list-style-type: none"><i>To facilitate the sustainable growth and development of Victoria and deliver choice and opportunity for all Victorians through a network of settlements.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"><i>Ensure regions and their settlements are planned in accordance with their relevant regional growth plan.</i><i>Guide the structure, functioning and character of each settlement taking into account municipal and regional contexts and frameworks.</i><i>Create and reinforce settlement boundaries.</i><i>Provide for growth in population and development of facilities and services across a regional or sub-regional network.</i><i>Building on strengths and capabilities of each region across Victoria to respond sustainably to population growth and changing environments.</i><i>Developing settlements that will support resilient communities and their ability to adapt and change.</i><i>Balancing strategic objectives to achieve improved land use and development outcomes at a regional, catchment and local level.</i><i>Encouraging an integrated planning response between settlements in regions and in adjoining regions and states in accordance with the relevant regional growth plan.</i><i>Providing for appropriately located supplies of residential, commercial, and industrial land across a region, sufficient to meet community needs in accordance with the relevant regional growth plan.</i><i>Minimising exposure to natural hazards, including increased risks due to climate change.</i><i>Contributing to net zero greenhouse gas emissions through renewable energy infrastructure and energy efficient urban layout and urban design.</i><i>Encourage a form and density of settlements that supports healthy, active and sustainable transport.</i><i>Limit urban sprawl and direct growth into existing settlements.</i><i>Promote and capitalise on opportunities for urban renewal and infill redevelopment.</i><i>Ensure land that may be required for future urban expansion is not compromised.</i><i>Support metropolitan and regional climate change adaption and mitigation measures.</i> |
| <p>Clause 11.01-1R Settlement – Wimmera Southern Mallee</p> <p><i>Strategies</i></p> <ul style="list-style-type: none"><i>Support the ongoing growth and development of Edenhope, Hopetoun, Nhill, St Arnaud, Stawell and Warracknabeal as the key service hubs in their sub-regional communities of interest.</i><i>Provide for easy access to housing, education, employment and community facilities, particularly in Horsham and district towns.</i> |

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| <ul style="list-style-type: none"> • <i>Provide an ongoing supply of infill and greenfield residential land, particularly in Horsham and district towns.</i> |
| <p>Clause 11.01-1L Settlement – Hindmarsh</p> <p><i>Policy application</i></p> <ul style="list-style-type: none"> • <i>This policy applies to land within the Nhill, Dimboola, Rainbow and Jeparit Framework Plan areas shown at Clause 02.04.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Retain existing residential zones and promote residential development within these zones.</i> • <i>Retain the natural setting of Nhill by maintaining the remnant vegetation and encouraging sensitive design and development.</i> |
| <p>Clause 11.02-1S Supply of urban land</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To ensure a sufficient supply of land is available for residential, commercial, retail, industrial, recreational, institutional and other community uses.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Ensure the ongoing provision of land and supporting infrastructure to support sustainable urban development.</i> • <i>Ensure that sufficient land is available to meet forecast demand.</i> • <i>Plan to accommodate projected population growth over at least a 15 year period and provide clear direction on locations where growth should occur. Residential land supply will be considered on a municipal basis, rather than a town-by-town basis.</i> • <i>Planning for urban growth should consider:</i> <ul style="list-style-type: none"> ○ <i>Opportunities for the consolidation, redevelopment and intensification of existing urban areas.</i> ○ <i>Neighbourhood character and landscape considerations.</i> ○ <i>The limits of land capability and natural hazards and environmental quality.</i> ○ <i>Service limitations and the costs of providing infrastructure.</i> • <i>Monitor development trends and land supply and demand for housing and industry.</i> • <i>Maintain access to productive natural resources and an adequate supply of well-located land for energy generation, infrastructure and industry.</i> <p><i>Policy guidelines</i></p> <ul style="list-style-type: none"> • <i>Consider as relevant:</i> <ul style="list-style-type: none"> ○ <i>Victorian Government population projections and land supply estimates.</i> |
| <p>Clause 12.03-1S River and riparian corridors, waterways, lakes, wetlands and billabongs</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To protect and enhance waterway systems including river and riparian corridors, waterways, lakes, wetlands and billabongs.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Address the impacts of use and development on drought and flooding events at a catchment and site scale to protect the health and natural function of waterway systems and their surrounding landscape and environment.</i> • <i>Design and site development to maintain and enhance the natural environment of waterway systems by:</i> |

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| <ul style="list-style-type: none"> ○ <i>Avoiding impeding the natural flow of waterways and future flood events.</i> ○ <i>Directing growth to established settlements where water and wastewater can be managed.</i> <p><i>Policy guidelines</i></p> <ul style="list-style-type: none"> • <i>Consider as relevant:</i> <ul style="list-style-type: none"> ○ <i>Locating development a minimum of 30 metres from the banks of waterway systems.</i> ○ <i>The views of floodplain and waterway managers.</i> ○ <i>Any regional catchment strategy and related plans approved under the Catchment and Land Protection Act 1994.</i> |
| <p>Clause 12.05-1S Environmentally sensitive areas</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To protect and conserve environmentally sensitive areas.</i> |
| <p>Clause 15.01-1S Urban design</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To create urban environments that are safe, healthy, functional and enjoyable and that contribute to a sense of place and cultural identity.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Require development to respond to its context in terms of character, cultural identity, natural features, surrounding landscape and climate.</i> • <i>Ensure development contributes to community and cultural life by improving the quality of living and working environments, facilitating accessibility and providing for inclusiveness.</i> • <i>Ensure the interface between the private and public realm protects and enhances personal safety.</i> • <i>Ensure development supports public realm amenity and safe access to walking and cycling environments and public transport.</i> • <i>Ensure that the design and location of publicly accessible private spaces, including car parking areas, forecourts and walkways, is of a high standard, creates a safe environment for users and enables easy and efficient use.</i> • <i>Ensure that development provides landscaping that supports the amenity, attractiveness and safety of the public realm.</i> • <i>Ensure that development, including signs, minimises detrimental impacts on amenity, on the natural and built environment and on the safety and efficiency of roads.</i> |
| <p>Clause 15.01-2S Building design</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To achieve building design and siting outcomes that contribute positively to the local context, enhance the public realm and support environmentally sustainable development.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Ensure a comprehensive site analysis forms the starting point of the design process and provides the basis for the consideration of height, scale, massing and energy performance of new development.</i> • <i>Ensure development responds and contributes to the strategic and cultural context of its location.</i> |

- *Minimise the detrimental impact of development on neighbouring properties, the public realm and the natural environment.*
- *Improve the energy performance of buildings through siting and design measures that encourage:*
 - *Passive design responses that minimise the need for heating, cooling and lighting.*
 - *On-site renewable energy generation and storage technology.*
 - *Use of low embodied energy materials.*
- *Restrict the provision of reticulated natural gas in new dwelling development.*
- *Ensure the layout and design of development supports resource recovery, including separation, storage and collection of waste, mixed recycling, glass, organics and e-waste.*
- *Encourage use of recycled and reusable materials in building construction and undertake adaptive reuse of buildings, where practical.*
- *Encourage water efficiency and the use of rainwater, stormwater and recycled water.*
- *Minimise stormwater discharge through site layout and landscaping measures that support on-site infiltration and stormwater reuse.*
- *Ensure the form, scale, and appearance of development enhances the function and amenity of the public realm.*
- *Ensure buildings and their interface with the public realm support personal safety, perceptions of safety and property security.*
- *Ensure development considers and responds to transport movement networks and provides safe access and egress for pedestrians, cyclists and vehicles.*
- *Encourage development to retain existing vegetation.*
- *Ensure development provides landscaping that responds to its site context, enhances the built form, creates safe and attractive spaces and supports cooling and greening of urban areas.*

Clause 15.01-3S Subdivision design

Objective

- *To ensure the design of subdivisions achieves attractive, safe, accessible, diverse and sustainable neighbourhoods.*

Strategies

- *In the development of new residential areas and in the redevelopment of existing areas, subdivision should be designed to create liveable and sustainable communities by:*
 - *Creating compact neighbourhoods that have walkable distances between activities.*
 - *Providing a range of lot sizes to suit a variety of dwelling and household types to meet the needs and aspirations of different groups of people.*
 - *Reduce car dependency by allowing for:*
 - *Subdivision layouts that allow easy movement within and between neighbourhoods.*
 - *Minimising exposure of sensitive uses to air and noise pollution from the transport system.*
 - *Being accessible to people with disabilities.*

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| <ul style="list-style-type: none"> ○ <i>Creating an urban structure that:</i> <ul style="list-style-type: none"> ▪ <i>Responds to climate related hazards.</i> ▪ <i>Incorporates integrated water management, including sustainable irrigation of open space.</i> ▪ <i>Minimises peak demand on the electricity network.</i> ▪ <i>Supports energy efficiency and solar energy generation through urban layout and lot orientation.</i> ▪ <i>Supports waste minimisation and increased resource recovery.</i> ○ <i>Providing utilities and services that support the uptake of renewable energy technologies, such as microgrids and energy storage systems, including batteries.</i> |
| <p>Clause 15.01-5S Neighbourhood character</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To recognise, support and protect neighbourhood character, cultural identity, and sense of place.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Support development that respects the existing neighbourhood character or contributes to a preferred neighbourhood character.</i> • <i>Ensure the preferred neighbourhood character is consistent with medium and higher density housing outcomes in areas identified for increased housing.</i> • <i>Ensure development responds to its context and reinforces a sense of place and the valued features and characteristics of the local environment and place by respecting the:</i> <ul style="list-style-type: none"> ○ <i>Pattern of local urban structure and subdivision.</i> ○ <i>Underlying natural landscape character and significant vegetation.</i> ○ <i>Neighbourhood character values and built form that reflect community identity.</i> |
| <p>Clause 16.01-1S Housing supply</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • <i>To facilitate well-located, integrated and diverse housing that meets community needs.</i> <p><i>Strategies</i></p> <ul style="list-style-type: none"> • <i>Ensure that an appropriate quantity, quality and type of housing is provided, including aged care facilities and other housing suitable for older people, supported accommodation for people with disability, rooming houses, student accommodation and social housing.</i> • <i>Increase the proportion of housing in designated locations in established urban areas (including under-utilised urban land) and reduce the share of new dwellings in greenfield, fringe and dispersed development areas.</i> • <i>Encourage higher density housing development on sites that are well located in relation to jobs, services and public transport.</i> • <i>Identify opportunities for increased residential densities to help consolidate urban areas.</i> • <i>Facilitate diverse housing that offers choice and meets changing household needs by widening housing diversity through a mix of housing types.</i> • <i>Encourage the development of well-designed housing that:</i> <ul style="list-style-type: none"> ○ <i>Provides a high level of internal and external amenity.</i> |

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| <ul style="list-style-type: none"> ○ Incorporates universal design and adaptable internal dwelling design. • Support opportunities for a range of income groups to choose housing in well-serviced locations. • Plan for growth areas to provide for a mix of housing types through a variety of lot sizes, including higher housing densities in and around activity centres. |
| <p>Clause 16.01-2S Housing affordability</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • To deliver more affordable housing closer to jobs, transport and services. <p><i>Strategies</i></p> <ul style="list-style-type: none"> • Improve housing affordability by: <ul style="list-style-type: none"> ○ Ensuring land supply continues to be sufficient to meet demand. ○ Increasing choice in housing type, tenure and cost to meet the needs of households as they move through life cycle changes and to support diverse communities. ○ Promoting good housing and urban design to minimise negative environmental impacts and keep costs down for residents and the wider community. |
| <p>Clause 18.02-4S Roads</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • To facilitate an efficient and safe road network that integrates all movement networks and makes best use of existing infrastructure. <p><i>Strategies</i></p> <ul style="list-style-type: none"> • Plan an adequate supply of car parking that is designed and located to: <ul style="list-style-type: none"> ○ Protect the role and function of nearby roads. ○ Enable the efficient movement and delivery of goods. ○ Facilitate the use of public transport. ○ Maintain journey times and the reliability of the on-road public transport network. ○ Protect residential areas from the effects of road congestion created by on-street parking. ○ Enable easy and efficient use. ○ Achieve a high standard of urban design. ○ Protect the amenity of the locality, including the amenity of pedestrians and other road users. ○ Create a safe environment, particularly at night. |
| <p>Clause 19.03-2S Infrastructure design and provision</p> <p><i>Objective</i></p> <ul style="list-style-type: none"> • To provide timely, efficient and cost-effective development infrastructure that meets the needs of the community. <p><i>Strategies</i></p> <ul style="list-style-type: none"> • Provide an integrated approach to the planning and engineering design of new subdivision and development. • Integrate developments with infrastructure and services, whether they are in existing suburbs, growth areas or regional towns. |
| <p>Clause 19.03-3S Integrated water management</p> <p><i>Objective</i></p> |

- *To sustainably manage water supply and demand, water resources, wastewater, drainage and stormwater through an integrated water management approach.*

Strategies

- *Manage stormwater quality and quantity through a mix of on-site measures and developer contributions at a scale that will provide greatest net community benefit.*
- *Provide for sewerage at the time of subdivision or ensure lots created by the subdivision are capable of adequately treating and retaining all domestic wastewater within the boundaries of each lot.*
- *Ensure land is set aside for water management infrastructure at the subdivision design stage.*

Assessment

The proposed subdivision and development is considered to be generally in accordance with the relevant MPS and PPF of the Hindmarsh Planning Scheme, for the following reasons:

Settlement Planning –

- The proposal comprises infill urban consolidation within the urban settlement area. It maximises this opportunity for development on the subject land whilst remaining consistent with the intent of the zoning and reasonable expectations for development in this settlement and zoning context. It does not create a detrimentally disproportionate outcome for the site to its surrounds. This is generally supported by the relevant state and local policy direction at Clauses 02.03-1, 11.01-1S, 11.01-1R, 11.01-1L and 11.02-1S of the Hindmarsh Planning Scheme.
- The site has frontage to the local road network, and utility services are already currently provided, which is consistent with strategies at Clause 11.01-1S.
- The proposal provides for the ongoing growth and development of Nhill, consistent with the regional-specific strategies for the Wimmera Southern Mallee region at Clause 11.01-1R.
- The local strategies for Nhill at Clause 11.01-1L seeks to *promote residential development within these [residential] zones*; which this proposal achieves. Likewise, the subdivision accords with the strategies at Clause 11.02-1S which seek to *ensure that sufficient land is available to meet forecast demand* and consolidate existing urban land with infill development – as is proposed.

Environmental values –

- The proposal is commensurate to the infrastructure and site's capability and is unlikely to cause any waste discharge, nutrients, other pollutants and increased turbidity of water within the primary catchment areas, consistent with the objectives and strategies of Clauses 02.03-2, 12.03-1S and 12.05-1S. Minimal vegetation removal is proposed and, of that vegetation removal, no vegetation of high significance, is proposed for removal. The subject site is located more than 30 metres any watercourses and is not located within a floodplain, and connected to reticulated drainage. As such, there is no risk of impact to the wetland and surrounding catchment area.

Built environment –

- The design of the development maintains a perceptively tempered built form that is responsive to the strategic context of the area and the need for housing, consistent with strategies at Clause 15.01-1S. The materials, colours and finishes draw somewhat

from existing development on the site and are consistent with the setting that it sits in; which exudes no notable or defined character.

- The proposed development provides two new dwellings fronting Ridgwell Street, which will assist to activate that streetscape and provide for passive surveillance. This is consistent with the strategies at Clause 15.01-2S which seek to *ensure buildings and their interface with the public realm support personal safety, perceptions of safety and property security*.
- The proposal comprises a measure intensification of use and development on the site as it confines the infill development to two modest, single-storey dwellings that are to be oriented to Ridgwell Street. Whilst the lot sizes are smaller than what is typical for the area, this is not discordant with the zone and does not detrimentally affect the character of the area. It ensures minimal change to the character exuded by the site (and existing dwelling) to Bell Street and evolves the character as presented to Ridgwell Street. Consequently, the proposal is respectful of the existing neighbourhood character of the area and contributes positively to the evolution of preferred character by providing greater diversity in lot size and built form. This is sought after by strategies at Clause 15.01-5S which seek to *support development that respects the existing neighbourhood character or contributes to a preferred neighbourhood character and ensure the preferred neighbourhood character is consistent with medium and higher density housing outcomes in areas identified for increased housing*. The site's surrounds have experienced and are promoted by policy at the State level to provide greater diversity of built form and variability in character. The proposed development is a more-modern interpretation of the prevailing development character of the area but maintains the modest nature of development. The design is considered a positive value-add to the character exuded by the existing development on the site and surrounds, which is not considered a compromise to Nhill's character but, rather, is considered to represent an appropriate evolution of it.
- The proposal provides for satisfactory articulation in terms of solar access, would provide for appropriate stormwater management (subject to conditions), and appropriate thermal comfort and energy performance owing to the siting, design and construction materials used for the development. This is consistent with environmentally sustainable design (ESD) policy at Clause 15.01-2S which seeks to achieve best practice ESD principles in new development.
- The proposed subdivision is in line with the zoning of the land and is responsive to the emerging and preferred streetscape character, as called for by policy at Clauses 15.01-1S, 15.01-2S and 15.01-5S of the Scheme.
- The layout and design of the subdivision provides servicing and connectivity to the road and utility network, maintains generously sized land areas for each lot and dwelling, and results in an orderly subdivision pattern and form of development; taking into account existing and proposed development conditions. Overall, the proposed subdivision design is considered appropriate and acceptable having regard to the relevant policy at Clause 15.01-3S.

Housing –

- The application proposes infill development on a site in an established urban area proximate to the town centre. This is consistent with the strategies at Clause 16.01-1S which seeks to *increase the proportion of housing in designated locations in established urban areas (including under-utilised urban land)*.

- The site is well positioned in relation to jobs, transport and services and would provide the potential for future residents to utilise active or public transport in lieu of less active/car-centric modes of transport, owing to the site's walkability to town and Nhill railway station. This is consistent with the strategies at Clause 16.01-1S which encourages *higher density housing development on sites that are well located in relation to jobs, services and public transport*.
- The provision of two new lots and two additional dwellings on the land would see a measured increase in housing stock in the area and contribute to addressing the ongoing housing affordability crisis which, for the reasons discussed, would not adversely affect neighbourhood character. The State Government has announced that the Hindmarsh Shire has a housing target of at least 250 additional homes by 2051, which is part of a scheme to ensure an additional 2.24 million homes can be built around the State and that all Victorians have the choice of an affordable home that meets their needs. Overall, this proposal provides a positive housing supply outcome in response to an overwhelming need for housing, that is consistent with Clause 02.03-1 and state-led policy at Clauses 16.01-1S and 16.01-2S of the Scheme.
- The proposal provides for good quality, affordable and diverse housing by virtue of the building's design, siting and construction. It is to be designed in such a way so that it can meet changing household needs whilst providing internal amenity and modern comfort for its occupants. Overall, the development meets the expectations of the zone and relevant planning policy at Clauses 02.03-1, 16.01-1S, 16.01-2S and 16.01-3S of the Scheme.
- The density proposed is acceptable for the setting and commensurate with the zoning and preferred character – with sufficient space for front gardens and spacing between existing development.

Car parking –

- The proposal provides for an adequate supply of car parking, in accordance with the statutory car parking requirement (Clause 52.06-5), the design standards for car parking (Clause 52.06-9) and the construction standards for car parking (Clause 52.06-11) of the Hindmarsh Planning Scheme. This is consistent with the objective and relevant strategies of Clause 18.02-4S of the Hindmarsh Planning Scheme which calls for the provision of safe and efficient movement networks.

Development infrastructure –

- The proposal can adequately provide and manage utility infrastructure requirements, including stormwater, in accordance with the relevant utility provider or authority, consistent with the policy direction at Clauses 19.03-2S and 19.03-3S of the Scheme.

Zoning Provisions – General Residential Zone (Schedule 1) – Clause 32.08

A permit is triggered under the GRZ1 to subdivide land and to construct two or more dwellings on a lot.

The relevant clauses of the General Residential Zone are summarised below:

Purpose

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*
- *To encourage development that respects the neighbourhood character of the area.*

| <ul style="list-style-type: none"> To encourage a diversity of housing types and housing growth particularly in locations offering good access to services and transport. To allow educational, recreational, religious, community and a limited range of other non-residential uses to serve local community needs in appropriate locations. | | | | |
|--|--|------------------------------------|-----------|--|
| <p>Minimum garden area requirement</p> <p>A minimum garden area requirement of 35% applies to the subject site as the site has a land area of above 650 square metres. The proposal provides a garden area of 364.8 square metres (or 36.1% of the site's land area), which meets the requirement of the zone.</p> | | | | |
| <p>Maximum building height requirement</p> <p>A maximum building height requirement of 11 metres and 3 storeys applies for dwellings, small second dwellings and residential buildings in the GRZ1. The proposal provides a maximum building height of 4.99 metres and 1 storey, which meets the requirement of the zone.</p> | | | | |
| <p>Subdivision requirements</p> <p>Clause 32.08-3 prescribes that <i>an application to subdivide land must meet the requirements of Clause 56 and:</i></p> <ul style="list-style-type: none"> Must meet all of the objectives included in the clauses specified in the following table. Should meet all of the standards included in the clauses specified in the following table. <table border="1"> <thead> <tr> <th>Class of subdivision</th> <th>Objectives and standards to be met</th> </tr> </thead> <tbody> <tr> <td>3-15 lots</td> <td>All except Clauses 56.02-1, 56.03-1 to 56.03-4, 56.05-2, 56.06-1, 56.06-3 and 56.06-6.</td> </tr> </tbody> </table> | Class of subdivision | Objectives and standards to be met | 3-15 lots | All except Clauses 56.02-1, 56.03-1 to 56.03-4, 56.05-2, 56.06-1, 56.06-3 and 56.06-6. |
| Class of subdivision | Objectives and standards to be met | | | |
| 3-15 lots | All except Clauses 56.02-1, 56.03-1 to 56.03-4, 56.05-2, 56.06-1, 56.06-3 and 56.06-6. | | | |
| <p>Buildings and works requirements</p> <p>Clause 32.08-7 prescribes that <i>a development must meet the requirements of Clause 55.</i></p> | | | | |
| <p>Decision guidelines</p> <p>Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:</p> <p><i>General</i></p> <ul style="list-style-type: none"> The Municipal Planning Strategy and the Planning Policy Framework. The purpose of this zone. The objectives set out in a schedule to this zone. Any other decision guidelines specified in a schedule to this zone. The impact of overshadowing on existing rooftop solar energy systems on dwellings on adjoining lots in a General Residential Zone, Housing Choice and Transport Zone, Mixed Use Zone, Neighbourhood Residential Zone, Residential Growth Zone or Township Zone. <p><i>Subdivision</i></p> <ul style="list-style-type: none"> The pattern of subdivision and its effect on the spacing of buildings. For subdivision of land for residential development, the objectives and standards of Clause 56. <p><i>Dwellings, small second dwellings and residential buildings</i></p> <ul style="list-style-type: none"> For the construction and extension of two or more dwellings on a lot, dwellings on common property and residential buildings, the objectives, standards and decision | | | | |

guidelines of Clause 55. This does not apply to an apartment development of five or more storeys, excluding a basement.

Assessment:

- The proposal is generally in accordance with the relevant MPS and PPF concerned with settlement planning, environmental values, built environment, housing, transport and infrastructure, as previously discussed.
- The proposal is consistent with the purpose of the GRZ, as it:
 - Is generally in accordance with the relevant MPS and PPF, as discussed.
 - Is respectful of the existing neighbourhood character (as it does not create a negative character outcome for the site) and appropriate to the preferred neighbourhood character of the area (as it is commensurate with the reasonable expectations for development on a site of this size, location and zoning).
 - Provides a diversity of housing types and housing growth in a location close to the town centre with good access to services and regional transport.
- No objectives are set out in Schedule 1 to Clause 32.08.
- No decision guidelines are specified in Schedule 1 to Clause 32.08.
- The proposed development would not overshadow any existing rooftop solar energy system/s on dwellings on adjoining lots in a residential zone, as demonstrated by the shadow diagrams provided, and, the site aerials which show no existing rooftop solar energy system/s on dwellings on adjoining lots.
- The pattern of subdivision is appropriate for the site. It enables activation of the Ridgwell Street side street frontage by orienting the new lots (and, by extension, dwellings) to Ridgwell Street; which is a positive urban design and safety outcome for streetscape. It provides greater diversity in lot sizes and improved housing affordability than what is currently available in Nhill, which is a positive housing and settlement outcome, and goes toward realising the State Government's housing targets for the Hindmarsh municipality. Whilst there is an impact to the spacing of buildings as a result of the lot layout and sizing, this is not detrimental to neighbourhood character as the existing presentation of the site to Bell Street is largely maintained whilst the rear balance of the site (fronting Ridgwell Street) is developed. Likewise, the proposal complies with setback requirements of Clause 55 and the lot size requirements of Clause 56; which indicates that sufficient spacing between buildings is achieved.
- The proposed subdivision is generally in accordance with the relevant objectives and standards of Clause 56.
- The proposed development is generally in accordance with the relevant objectives and standards of Clause 55.

Overlay Provisions - Clause 42.01 Environmental Significance Overlay - Schedule 6

A permit is triggered under the ESO6 to construct a building or construct or carry out works, subdivide land, and remove, destroy or lop any vegetation, including dead vegetation.

The relevant ESO clauses are outlined in the table below:

Purpose

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*

| |
|---|
| <ul style="list-style-type: none">• To identify areas where the development of land may be affected by environmental constraints.• To ensure that development is compatible with identified environmental values. |
| <p>Statement of environmental significance</p> <p><i>The Hindmarsh Shire contains numerous low-lying areas that hold wetland conservation values. These conservation values indicate areas that may be of ecological significance. Each of these wetlands of conservation value has the potential to receive water from the primary catchment areas identified in ESO6, as defined by the topography of the landscape. Development and land use within these primary catchments has the ability to affect the quality and quantity of water entering the wetlands of conservation value, and as such, degrade their ecological condition.</i></p> <p><i>The Wimmera Catchment Management Authority has undertaken investigations that seek to identify the location of a range of conservation values of various wetlands. Wetlands identified as being of conservation value are included in ESO5. The primary catchments of wetlands of conservation value are included in ESO6. These sites are identified in Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007) Decision Guidelines which is incorporated in this Scheme (Clause 72.04).</i></p> <p><i>Development and land use within the primary catchment of wetlands of conservation value must be controlled to ensure that it does not degrade the ecological condition of wetlands of conservation value.</i></p> |
| <p>Environmental objectives to be achieved</p> <ul style="list-style-type: none">• To ensure that land use and development within the primary catchment areas (ESO6) of wetlands of conservation value (ESO5), does not impact on the ecological condition of these wetlands.• To prevent waste discharge, nutrients, other pollutants and increased turbidity of water within the primary catchment areas (ESO6) from degrading the ecological condition of wetlands of conservation value (ESO5).• To ensure that changes to the biological, physical and chemical quality and quantity of water entering wetlands of conservation value (ESO5) from the primary catchment area (ESO6) does not degrade its ecological condition.• To ensure that the increase or decrease of surface runoff or concentration of surface water runoff from primary catchment areas (ESO6) does not lead to erosion and siltation of conservation value wetlands (ESO5).• To prevent changes in surface water flow within primary catchment areas (ESO6) from degrading the ecological condition of wetlands of conservation value (ESO5).• To protect, conserve and encourage the long term future of fauna and flora habitats in wetlands of conservation value.• To protect threatened wetland flora and fauna within wetlands of conservation value.• To ensure that any land use and development within a primary catchment area (ESO6) is consistent with maintaining the existing ecological condition of the wetlands of conservation value (ESO5).• To recognise the significance of wetlands identified under the Ramsar treaty and support the strategic management of Ramsar sites. |

- *To protect or enhance the ecological condition of wetlands that have low levels of modification from further modification.*
- *To identify wetlands listed on the Directory of Significant Wetlands and support the implementation of the recommendations of the Directory.*
- *To protect the ecological condition of wetland types, identified in Wimmera Catchment Management Authority Wetland Mapping (2004), as depleted since Corrick Wetland Mapping (1994) from further loss.*
- *To identify and support the management of wetlands protected under the Flora and Fauna Guarantee Act (1988).*
- *To ensure that the natural alignment of waterways are not altered.*

Decision guidelines

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- *The Municipal Planning Strategy and Planning Policy Framework.*
- *The statement of environmental significance and the environmental objective contained in a schedule to this overlay.*
- *The need to remove, destroy or lop vegetation to create a defensible space to reduce the risk of bushfire to life and property.*
- *Any other matters specified in a schedule to this overlay.*
 - *The Incorporated Document titled Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007) Decision Guidelines.*

Response:

The proposal is consistent with the above-stated decision guidelines, for the following reasons:

- The proposal is generally in accordance with the relevant MPS and PPF concerned with environmental values, as discussed.
- The proposal is consistent with the statement of environment significance and the environmental objectives to be achieved of Schedule 6 to Clause 42.01, for the following reasons:
 - The proposed development and subdivision would be connected to reticulated services, including sewer, water, drainage and electricity in accordance with the requirements of the relevant utility provider or authority. As such, there is no prospect waste discharge, nutrients, other pollutants and increased turbidity of water within the primary catchment areas from degrading the ecological condition of wetlands of conservation value as a result of this proposal.
 - As there is a decrease in the existing site's permeability as a result of this proposal, there is a potential increase of surface runoff. However, the site would be connected to reticulated drainage and sewer to discharge wastewater and stormwater offsite, and there would remain sufficient onsite permeability to accommodate any additional runoff.
 - The submitted Arborist Report does not identify any threatened wetland flora and fauna onsite that could be otherwise impacted by this proposal. It is not within 100 metres of a mapped watercourse either, that could otherwise potentially be impacted in its natural alignment or flow. Moreover, the State Government's

mapping (MapshareVic) does not identify any Ramsar, important or general wetland on the site or in its immediate vicinity.

- It is considered that the proposal is consistent with maintaining the existing ecological condition of the wetlands of conservation value, as there are unlikely to be flow-on effects from it on the wetlands.
- The subject site is not located within the BMO and, therefore, the vegetation proposed for removal is not necessary to create a defensible space as a bushfire mitigation measure.
- The proposal has been referred to the WCMA, who have reviewed the application and determined that it satisfies the relevant considerations. The WCMA consented to the proposal and did not require the imposition of any conditions on a permit.
- The proposal is consistent with the relevant decision guidelines (Matrix 2 for ESO6) of the Incorporated Document titled *Shire of Hindmarsh, Wetlands and Catchments of Conservation Value (WCMA 2007) Decision Guidelines*. Specifically:

| Decision guideline | Officer response |
|--|---|
| <i>Waste water must be treated such that nutrients and pollutants do not enter the high value wetland.</i> | <u>Complies</u> The proposed development and subdivision would be connected to reticulated services, including sewer, water, drainage and electricity in accordance with the requirements of the relevant utility provider or authority. As such, there is no prospect that wastewater would be discharged (directly or indirectly) into a high value wetland. |
| <i>Construction of a building should not result in changed surface drainage patterns, increased runoff (hard surfaces) resulting in higher speed surface flows during rain events resulting in erosion of the high value wetland, or waste waters (including from septic systems) entering surface or groundwater flows. Activities leading to siltation during the construction stage need to be managed such that sediments do not enter the high value wetland.</i> | <u>Complies</u> As above. Consequently, this would not result in changed surface drainage patterns and would contain any increased runoff to the legal point of discharge. |
| <i>Mineral, stone or soil extraction should not result in a change to surface drainage patterns, water entering the ground water aquifer, an increase in sediments entering a high value wetland. or waste water or pollutants entering the high value wetland</i> | <u>Complies</u> As above. No earthworks are proposed beyond what is necessary to undertake the development. |

| | |
|--|---|
| <i>Earthworks should not result in changes to surface drainage patterns, leading to a change in the 2004 Corrick hydrology classification of a wetland, other than those that reinstate the 1788 Corrick wetland hydrology classification of high value wetlands (Refer to Appendix 1, Table 1 for hydrology classification number, then Appendix 4, Table 2).</i> | <u>Complies</u> As above. |
| <i>Vegetation within ESO 6 plays a number of different roles depending on the proximity of the vegetated land to the high value wetland. (Refer to Appendix 5, Table 3 of buffer distances applicable to vegetation removal)</i> | <u>Complies</u> Minimal vegetation removal is proposed and, of that vegetation removal, no vegetation of high significance, as determined in the submitted Arborist Report, is proposed for removal. |
| <i>The material used in the construction of a fence should not act as a barrier that would redirect surface water flow. Any mounding of soil associated with the construction of a fence should not result in the redirection of surface water flow.</i> | <u>Complies</u> Whilst boundary fencing is proposed to the side and rear boundaries, it is unlikely to impact existing flows due to the existing development conditions on the subject site and surrounding sites. |

Particular Provisions - Clause 52.06 Car Parking

A permit is not triggered under Clause 52.06-3.

Clause 52.06-5 Number of car parking spaces required

Clause 52.06-5 prescribes the following car parking requirement/s for a dwelling:

| Use | Rate Column A | Rate Column B | Car parking measure Column C |
|----------|---------------|---------------|--|
| Dwelling | 1 | 1 | To each 1 or 2 bedroom dwelling, plus |
| | 2 | 2 | To each 3 or more bedroom dwelling (with studies or studios that are separate rooms counted as bedrooms), plus |
| | 1 | 0 | For visitors to every 5 dwellings for developments of 5 or more dwellings |

As the site is not within the Principal Public Transport Network Area nor in a Parking Overlay, the Column A rate applies. As the development is for two new dwellings, the visitor car parking rate does not apply.

The proposal comprises 2x new 3-bedroom dwellings and an existing 3-bedroom dwelling, which generates a statutory requirement of 2 car parking spaces to each dwelling (including at least one space to each dwelling being a covered space).

The proposal provides for 2 car parking spaces to each dwelling (including at least one space to each dwelling being a covered space within the enclosed garage or carport to each dwelling), which meets the statutory requirement.

Design standards for car parking

The proposal is generally in accordance with the applicable design standards, as discussed below.

| Design standard | Officer response |
|---|--|
| Design standard 1 Accessways | <u>Complies</u> The accessways are at least 3 metres wide. No changes of direction are necessitate by the proposed accessway and general development design. Corner splay requirements can be practically implemented. |
| Design standard 2 Car parking spaces | <u>Complies</u> Car parking spaces meet the required dimensions, with a 500mm separation for the tandem driveway space to dwellings 2 and 3. |
| Design standard 3 Gradients | <u>Not applicable</u> No notable gradients apply. |
| Design standard 4 Mechanical parking | <u>Not applicable</u> No mechanical parking is proposed. |
| Design standard 5 Urban design | <u>Complies</u> The garages/carport are not visually dominant as they are recessed from the front wall of the dwellings. The built form and landscaping will provide articulation and character so as to provide a sufficient design response to the site's frontage. |
| Design standard 6 Safety | <u>Complies</u> Onsite car parking would be clearly visible and accessible from the street; enabling safe and efficient access and maximise passive surveillance of these areas. |
| Design standard 7 Landscaping | <u>Complies</u> The proposal provides for adequate landscaping. |

Construction of car parking

It is considered that the relevant construction requirements can be practically implemented, and these will be enforced by a condition of permit.

Particular Provisions - Clause 53.01 Public Open Space Contribution

This clause applies to this assessment as the proposal comprises subdivision.

Clause 53.01 states that *a person who proposes to subdivide land must make a contribution to the council for public open space in an amount specified in the schedule to this clause (being a percentage of the land intended to be used for residential, industrial or commercial purposes, or a percentage of the site value of such land, or a combination of both). If no amount is specified, a contribution for public open space may still be required under section 18 of the Subdivision Act 1988.*

The schedule to Clause 53.01 does not specify a public open space contribution amount.

The application does not qualify for any of the state exemptions to this requirement at Clause 53.01-1 or Clause 53.01-2. A public open space contribution has not previously been paid for the land. Therefore the relevant tests for the application of POS are found in Section 18 of the *Subdivision Act 1988*.

Section 18(1A) of the *Subdivision Act 1988* states (inter alia):

The Council may only make a public open space requirement if it considers that, as a result of the subdivision, there will be a need for more open space, having regard to—

- a) the existing and proposed use or development of the land;*
- b) any likelihood that existing open space will be more intensively used after than before the subdivision;*
- c) any existing or likely population density in the area of the subdivision and the effect of the subdivision on this;*
- d) whether there are existing places of public resort or recreation in the neighbourhood of the subdivision, and the adequacy of these;*
- e) how much of the land in the subdivision is likely to be used for places of resort and recreation for lot owners;*
- f) any policies of the Council concerning the provision of places of public resort and recreation.*

Response:

It is considered that the development and subdivision of the land would be likely to lead to an increased use of public open space than what is currently found on the existing lot configuration. The only realistic development of the subject land is for residential purposes. There are limited public parks in the vicinity of the subject site, with existing open space generally consisting of sporting facilities and ovals, and the Nhill Lake Reserve which is considerable walking distance to the site.

Consequently, a condition will be imposed requiring a payment of up to 5% of the land value as POS in accordance with Section 18 of the *Subdivision Act 1988*, prior to the issue of a Statement of Compliance.

Particular Provisions - Clause 53.03 Reticulated Gas Service Connection

This clause applies to this assessment as the proposal comprises two new dwellings and a residential subdivision. The purpose of Clause 53.03 is to prohibit residential reticulated gas connections to new dwellings, new apartment developments and new residential subdivisions. Clause 53.03-2 and 53.03-3 specify mandatory conditions for buildings and works and subdivision (respectively). No residential reticulated gas connections are proposed and the mandatory conditions will be enforced by conditions of permit, as required.

Particular Provisions - Clause 53.18 Stormwater Management

Clause 53.18-1 specifies that this clause does not apply to an application to subdivide land in a residential zone for residential purposes nor an application to construct or extend a dwelling, fence or residential building in a residential zone.

As a Planning Scheme is a subordinate instrument, the Interpretation of *Legislation Act 1984* applies. Pursuant to Section 37(c) and (d) of the Interpretation of *Legislation Act 1984*, in an Act or subordinate instrument (e.g. a planning scheme is a subordinate instrument), unless the contrary intention appears; words in the singular include the plural and vice versa.

Accordingly, as Clause 53.18-1 of the Scheme specifies that it does not apply to an application to construct a dwelling in a residential zone, the provision would not apply for two or more dwellings on a lot in the GRZ.

Particular Provisions - Clause 55 Two or More Dwellings on a Lot

Clause 55 applies to an application to construct two or more dwellings on a lot in the GRZ.

Assessment:

The proposal is considered to generally accord with the objectives of Clause 55 (as relevant). An assessment of the application against Clause 55 is provided as an attachment to this report (it has been included in a separate document due to length).

Particular Provisions - Clause 56 Residential subdivision

Clause 56 applies to an application to subdivide land in the GRZ.

Assessment:

The proposal is considered to generally accord with the objectives of Clause 56 (as relevant). It is noted that, as the proposal is for a subdivision in conjunction with development, a separate assessment of Clause 56 is not necessary, as compliance with Clause 55 will be deemed to satisfy the requirements of Clause 56. Notwithstanding, an assessment of the application against Clause 56 is provided as an attachment to this report (it has been included in a separate document due to length).

General Provisions - Clause 65 Decision Guidelines

The application must comply with the Decision Guidelines in Clause 65. These are included below:

Clause 65.01 Approval of an application or plan

Before deciding on an application or approval of a plan, the responsible authority must consider, as appropriate:

- *The matters set out in section 60 of the Act.*
- *Any significant effects the environment, including the contamination of land, may have on the use or development.*
- *The Municipal Planning Strategy and the Planning Policy Framework.*
- *The purpose of the zone, overlay or other provision.*

- *Any matter required to be considered in the zone, overlay or other provision.*
- *The orderly planning of the area.*
- *The effect on the environment, human health and amenity of the area.*
- *The proximity of the land to any public land.*
- *Factors likely to cause or contribute to land degradation, salinity or reduce water quality.*
- *Whether the proposed development is designed to maintain or improve the quality of stormwater within and exiting the site.*
- *The extent and character of native vegetation and the likelihood of its destruction.*
- *Whether native vegetation is to be or can be protected, planted or allowed to regenerate.*
- *The degree of flood, erosion or fire hazard associated with the location of the land and the use, development or management of the land so as to minimise any such hazard.*
- *The adequacy of loading and unloading facilities and any associated amenity, traffic flow and road safety impacts.*
- *The impact the use or development will have on the current and future development and operation of the transport system.*

Clause 65.02 Approval of an application to subdivide land

Before deciding on an application to subdivide land, the responsible authority must also consider, as appropriate:

- *The suitability of the land for subdivision.*
- *The existing use and possible future development of the land and nearby land.*
- *The availability of subdivided land in the locality, and the need for the creation of further lots.*
- *The effect of development on the use or development of other land which has a common means of drainage.*
- *The subdivision pattern having regard to the physical characteristics of the land including existing vegetation.*
- *The density of the proposed development.*
- *The area and dimensions of each lot in the subdivision.*
- *The layout of roads having regard to their function and relationship to existing roads.*
- *The movement of pedestrians and vehicles throughout the subdivision and the ease of access to all lots.*
- *The provision and location of reserves for public open space and other community facilities.*
- *The staging of the subdivision.*
- *The design and siting of buildings having regard to safety and the risk of spread of fire.*
- *The provision of off-street parking.*
- *The provision and location of common property.*
- *The functions of any owners corporation.*
- *The availability and provision of utility services, including water, sewerage, drainage, electricity, and, where the subdivision is not a residential subdivision, gas.*

- *If the land is not seweraged and no provision has been made for the land to be seweraged, the capacity of the land to treat and retain all sewage and sullage within the boundaries of each lot.*
- *Whether, in relation to subdivision plans, native vegetation can be protected through subdivision and siting of open space areas.*
- *The impact the development will have on the current and future development and operation of the transport system.*

Response:

The proposal is considered to be consistent with the Clause 65 decision guidelines, for the following reasons:

- The proposed subdivision and development accords with the relevant matters enunciated in this Clause. There would be no adverse social, economic or environmental impacts associated with a proposal of this nature.
- As explored through this report, it is considered that the proposal accords with the relevant provisions of the MPS and the PPF and is an example of orderly planning.
- The extent of subdivision and development proposed is consistent with policy guidance, the parameters of the GRZ and the general expectations for development on the site and surrounds.
- The subject land is considered to be suitable for the development, as demonstrated by the development put forward and its compliance with ResCode. The detailed design of the dwellings provides sufficient pattern, form and articulation, whilst also providing sufficient means for a landscaping response that ensures some conformity with surrounding built form and general softening.
- The proposed development would not affect solar energy systems or the evolving character of the area, and it would be a valuable initiative to addressing the ongoing housing affordability crisis.
- Matters regarding car parking have been sufficiently addressed in accordance with the Planning Scheme. Additionally, the subdivision would provide suitable access to each lot created, in accordance with the requirements of the Scheme, and proportionate to the capacities of the existing road network. No roads or reserves for public open space and other community facilities are proposed as part of this subdivision proposal. As such, the layout and scale of the subdivision and development proposed is unlikely to impact the current and future operation of the transport system.
- The close proximity of the subject land to the Nhill Town Centre provides good accessibility and amenity.
- Aside from the ESO6, the subject land is not affected by any land management overlays or within any sensitive areas which would otherwise require the preservation of specific environmental and/or landscape values. The proposed subdivision and development will not cause or contribute to land degradation or reduce water quality as stormwater and wastewater will be appropriately managed in accordance with Council and Scheme requirements. Likewise, it is unlikely to impact on the use or development of other land which has a common means of drainage. The subdivision's design enables improved stormwater management on the subject land, with advantages to the resilience of abutting and nearby land to potential overland flows. Likewise, the subject land is not considered

to be at risk of potential land contamination that could otherwise affect the proposed development and any future inhabitants.

- The provision of reticulated utility services, including water, sewerage, drainage and electricity will be provided in accordance with the requirements of the relevant utility provider/authority.
- No residential reticulated gas connections are proposed, in accordance with the requirements of Clause 53.03, and the mandatory conditions of Clause 53.03 will be included on any permit issued.
- There is no vegetation of high significance proposed for removal. The vegetation proposed for removal is not excessive and considered acceptable. Opportunities for landscaping in the new development exist, as demonstrated by the submitted landscape plan, including the provision of canopy trees in the front setback.
- The subject land is not subject to any other notable flood, erosion or other environmental hazards/risks. It is not in bushfire or flood-prone area, which makes the site a good choice for infill development in Nhill.
- The development is generally in accordance with the relevant requirements of Clauses 55 and 56 (ResCode). As explored through this report, the subdivision will provide for a modest-sized lots and further housing options, on an infill residential holding, in an area well connected to private and public services, afforded with access to utility and drainage connections, and which is consistent with the preferred character of the area. Vehicular movements and access will be provided commensurate to the needs of the site and surrounds (and relevant authorities).
- There is some availability of subdivided land in Nhill, however this is currently at varying stages of development and there remains demand for affordable housing in Nhill and the State of Victoria; which the proposal helps to fulfil.
- The proposal provides for a logical and efficient pattern of subdivision, which is representative of orderly planning. The subdivision would not be staged.

Discussion

As discussed throughout this report, the proposed subdivision and development is considered to be an acceptable outcome having regard to the relevant planning policies and planning controls applying to the subject site that can be considered in this application's assessment. The proposal is considered to reflect an orderly planning outcome for the site and surrounding area that is consistent with the Hindmarsh Planning Scheme; which is consistent with the objectives of planning in Victoria, as stipulated in Section 4 of the Act.

Recommendation

That Council issues a Notice of Decision to Grant a Permit for PA1857-2024 for the development of land with two (2) additional dwellings on a lot, subdivision of land into three (3) lots, construction of a fence and vegetation removal on the land known as 6 Bell Street Nhill VIC 3418 (Lot 1 and 2 on Title Plan 628252H), subject to the following conditions.

Conditions

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

| Planning Scheme Clause | Matter for which a permit has been granted |
|--|--|
| Clause 32.08-3 (General Residential Zone – Schedule 1) | Subdivide land |
| Clause 32.08-7 (General Residential Zone – Schedule 1) | Construct two or more dwellings on a lot |
| Clause 42.01-2 (Environmental Significance Overlay – Schedule 6) | To construct a fence that may obstruct the flow of water |
| | Subdivide land |
| | Remove, destroy or lop any vegetation, including dead vegetation |

Amended Plans

1. Prior to the commencement of works or certification of the plan of subdivision, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. Once approved, the plans will then be endorsed and form part of the permit.

The plans must be drawn to scale and be generally in accordance with the plans dated 20 November 2024, Revision B, prepared by King Homes, but modified to show:

- a. The tandem car parking space for each dwelling shown on the driveway in accordance with Clause 52.06 of the Hindmarsh Planning Scheme.
- b. The floor plan and car parking location for the retained dwelling in accordance with Clause 52.06 of the Hindmarsh Planning Scheme.
- c. A notation that no front fencing is proposed
- d. Fencing shown on the submitted plans to be no more than 2 metres in height.
- e. Notation of exact height of habitable room floor levels above ground level, demonstrating these are less than 800mm per Standard B22 (Clause 55.04-6) of the Hindmarsh Planning Scheme.
- f. Deletion of the '?' notation on the streetscape elevation of unit 3.
- g. Renaming of 'units' to 'dwellings'.
- h. Location of mailboxes for each dwelling.
- i. Location of externally secure storage for the retained dwelling in accordance with Standard B30 (Clause 55.05-6) of the Hindmarsh Planning Scheme.
- j. Consistency in plans regarding location of storage shed, clotheslines, bins and mailboxes.
- k. Amended landscaping in accordance with Condition 5 of this permit.
- l. Drainage and civil plans in accordance with Condition 20 of this permit.

Endorsed Plans

2. The subdivision, vegetation removal works and development as shown on the endorsed plans shall not be altered or modified, whether or not in order to comply with

any statute or statutory rule or local law or any other reason without the written consent of the Responsible Authority.

Mandatory residential reticulated gas prohibition conditions

3. Any new dwelling allowed by this permit must not be connected to a reticulated gas service (within the meaning of clause 53.03 of the relevant planning scheme). This condition continues to have force and effect after the development authorised by this permit has been completed.
4. Any lot shown on the endorsed plan must not be connected to a reticulated gas service (within the meaning of clause 53.03 of the relevant planning scheme). This does not apply to:
 - a. a lot that will not be used for, or include, a dwelling; or
 - b. a lot that contains an existing dwelling or apartment; or
 - c. a lot where a permit has been granted for a dwelling or apartment on the land in the lot.

This condition continues to have force and effect after a statement of compliance under the *Subdivision Act 1988* has been issued and the subdivision authorised by this permit has been completed.

Landscaping conditions

5. Concurrent with the plans required by Condition 1 of this permit, an amended Landscape Plan to the satisfaction of the responsible authority must be submitted to and approved by the responsible authority. The Landscape Plan must show:
 - a. Details of surface finishes of pathways and driveways;
 - b. A planting schedule of all proposed trees, shrubs and ground covers, including botanical names, common names, pot sizes, sizes at maturity, and quantities of each plant;
 - c. Landscaping to be provided to the retained dwelling on Lot 1.
 - d. Removal of the listed 'pittosporum' and replacement with an alternative native screening plant.
 - e. Inclusion of a canopy tree in the rear private open space of each dwelling.
 - f. Provision of 2 canopy trees to the retained dwelling.
 - g. Canopy trees to be of advanced stock (minimum 35cm pot size and 2 metre tall at time of planting).
 - h. landscape plan must be annotated to show that all trees are to be planted using best practice methods.
 - i. All species selected must be to the satisfaction of the responsible authority.

When approved, the plan will be endorsed and will then form part of the permit.

6. No other trees on site that are protected by the Planning Scheme may be destroyed, felled, lopped or uprooted without the written consent of the responsible authority. All

existing trees to be retained and trees required by this permit to be planted shall be maintained to the satisfaction of the responsible authority.

7. Any pruning that is required to be done to the canopy of any tree to be retained is to be done by a qualified arborist to Australian Standard – Pruning of Amenity Trees AS4373-1996. Any pruning of the root system of is to any tree to be retained be done by hand by a qualified arborist.
8. Before the development is occupied, the landscaping shown on the approved landscape plan must be carried out and completed to the satisfaction of the responsible authority.

The responsible authority may consent in writing to vary this requirement.

9. At all times the landscaping shown on the approved landscape plan must be maintained (including the replacement of any dead, diseased or damaged plants) to the satisfaction of the responsible authority.

Buildings and works conditions

10. Once building works have commenced, they must be completed to the satisfaction of the Responsible Authority.
11. All buildings and works must be maintained in good order and appearance to the satisfaction of the Responsible Authority.
12. Before the development starts, the area(s) set aside for the parking of vehicles and bicycles, and access lanes as shown on the endorsed plans 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-seal coat; and
 - d. drained

to the satisfaction of the responsible authority.

At all times car spaces, access lanes and driveways must be kept available for these purposes.

Once constructed, these areas must be maintained to the satisfaction of the responsible authority.

Vegetation removal conditions

13. Before the commencement of any works, the permit holder must advise all persons undertaking the vegetation removal, development or works on site of all relevant permit conditions and associated statutory requirements or approvals.

14. Vegetation removal and disposal must not cause damage to vegetation stands to be retained or to drainage lines or watercourses to the satisfaction of the responsible authority.
15. Before the development starts, tree protection fencing must be erected around any trees identified for retention on the approved and endorsed plans in accordance with the approved vegetation management plan and Australian Standard AS4970-2009 - Protection of Trees on Development Sites, to the satisfaction of the responsible authority.
16. At all times during the carrying out of the development:
 - a. the tree protection fencing must remain in place and be maintained around any trees identified for retention on the approved and endorsed plans, in accordance with the approved vegetation management plan and Australian Standard AS4970-2009 - Protection of Trees on Development Sites to the satisfaction of the responsible authority
 - b. development, excavation, construction works or activities, grade changes, surface treatments, storage and movement of construction materials and vehicles of any kind must not occur on or over and must be excluded from any areas inside the tree protection fencing

to the satisfaction of the responsible authority.

The responsible authority may consent in writing to the variation of these requirements.

Subdivision conditions

17. The owner of the land must enter into an agreement with:
 - a. 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
 - b. 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.

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:

- c. 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

- d. 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.

18. The applicant or owner must make a contribution for public open space in accordance with the schedule to Clause 53.01 of the planning scheme in the form of a five (5) per cent by monetary contribution.

Before the Statement of Compliance is issued under the *Subdivision Act 1988*, the monetary contribution must be paid.

The responsible authority may delay the time for payment of the monetary contribution by agreement in writing with the applicant or owner.

19. Before a Statement of Compliance for the plan of subdivision is issued under the *Subdivision Act 1988*, the owner must enter into an agreement with the responsible authority under section 173 of the *Planning and Environment Act 1987*. The agreement must provide the following:

- a. each lot must only be developed in accordance with the development approved under planning permit PA1857-2024 unless otherwise agreed in writing by the responsible authority
- b. the agreement will cease to apply to any lot 12 months after the completion of the development.
- c. this requirement will not apply to any lot if construction of development under planning permit PA1857-2024 on that lot has been completed to the satisfaction of the responsible authority before the statement of compliance is issued.

The owner of the land must pay all of the responsible authority's reasonable legal costs and expenses of this agreement, including preparation, execution and registration on title.

Engineering conditions

20. Before the commencement of works or certification of the plan of subdivision, detailed civil 'for construction' plans 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. All construction plans submitted for approval must be consistent with this permit and must conform with the requirements of all relevant servicing authorities. The plans must be drawn to scale with dimensions and an electronic copy (PDF) must be provided. The plans must show:

- a. Drainage of the subject land, including levels or contours of the land (including relevant external catchments) and all hydraulic computations. The drainage plan must be prepared in accordance with the requirements of the Infrastructure Design Manual (IDM) as amended and must provide for the following:

- i. How each dwelling will be drained for a 20% AEP storm event to the legal point of discharge.
 - ii. All stormwater and surface water discharging from the site for the approved development, must be directed to the legal point of discharge (LPOD). Being the Northern side of the property for Lots 2 & 3 to the open table drain in the Ridgewell Street road reserve to the satisfaction of the Responsible Authority. LPD can be applied with the building permit application.
 - iii. Provision of over-land surcharge routes for all storm events up to the 1% AEP. This must include cut-off drains and associated infrastructure for the safe and effective passage of stormwater flows arising from areas upstream of the subject land discharging into Council's drainage system.
 - iv. No part of any above ground stormwater detention system is to be located within a stormwater drainage easement or a sewerage easement unless with the responsible authority's written approval.
 - b. Vehicle access and car parking to the satisfaction of the responsible authority including:
 - i. The section of Ridgewell Road from Bell Street to the Western Boundary of the subject land, must be upgraded and sealed, to a minimum 6.8m wide sealed surface with 300mm compacted paving material to Council Standard at the permit holder/owner's cost. To the satisfaction of the Responsible Authority.
 - ii. Vehicle access to each dwelling to be designed in accordance with the relevant IDM standard. Clearance from obstructions including existing street trees, service authority assets, footpaths, kerb and channel, poles, rain gardens, pits, cables, pipes, bus shelters / stops, street furniture, signs, etc. must be shown on the plans.

21. Before the issue of an Occupancy Permit or Statement of Compliance, all stormwater discharging from the buildings must be conveyed to the legal point of discharge to the satisfaction of the responsible authority.

22. Before the issue of a Statement of Compliance for this subdivision under the Subdivision Act 1988, the following works must be completed to the satisfaction of the responsible authority including all necessary permits being obtained and inspections undertaken:

- a. All civil construction works, must be constructed in accordance with the civil design plans for the property as endorsed by the responsible authority pursuant to this planning permit.
- b. All drainage works in accordance with the endorsed civil plans.

- c. Areas for common property, vehicle access and car parking within the land must be constructed in accordance with the endorsed civil design plans.
 - d. All proposed vehicle crossings (including existing crossovers) must be constructed in accordance with the endorsed plans and IDM standards,
 - e. All redundant infrastructure (including vehicle crossings) abutting the site shall be removed and the kerb, channel, naturestrip and footpath shall be reinstated.
23. No mud, dirt, sand, soil, clay, stones, oil, grease, scum, litter, chemicals, sediments, gross pollutants, animal waste or domestic waste shall be washed into, allowed to enter or discharged to the stormwater drainage system, receiving waters or surrounding land and road reserves, during the construction works hereby approved to the satisfaction of the responsible authority.
24. The onsite stormwater drainage system including stormwater detention, installed in accordance with the endorsed plans, must not be removed or modified without the further approval (in writing) of the responsible authority.

GWM Water conditions

25. The owner/applicant must provide individually metered water services to each lot/dwelling in accordance with GWMWater's requirements.
26. The owner/applicant must provide individual sewer services to each lot/dwelling in accordance with GWMWater's requirements.
27. The owner/applicant is responsible for verifying the condition of any existing sewer connection point/s to determine their suitability for use.
28. The owner/applicant must provide written notification of commencement of the works to enable GWMWater to organise inspections and coordinate with its staff.
29. The plan of subdivision submitted for certification must be referred to GWMWater in accordance with Section 8 of the Subdivision Act.
30. The owner/applicant must provide GWMWater with an updated drainage plan for each lot/dwelling submitted by a qualified plumber.
31. The owner/applicant must ensure any existing water or sewer services and GWMWater assets made redundant by this development are abandoned, at the owner's cost, in accordance with GWMWater's standards.
32. The owner/applicant must ensure the existing sanitary drain directly adjacent to proposed western lot boundary is not impacted by the development.

Powercor conditions

33. The plan of subdivision submitted for certification under the *Subdivision Act 1988* shall be referred to the Distributor in accordance with Section 8 of that Act.

34. The applicant shall provide an electricity supply to all lots in the subdivision in accordance with the Distributor's requirements and standards. Notes: Extension, augmentation or rearrangement of the Distributor's electrical assets may be required to make such supplies available, with the cost of such works generally borne by the applicant.
35. The applicant shall ensure that existing and proposed buildings and electrical installations on the subject land are compliant with the Victorian Service and Installation Rules (VSIR).

Time Limit condition

36. The subdivision and development hereby approved by this permit will expire if any of the following circumstances apply:
 - a. The development and vegetation removal is not commenced within two (2) years of the date of this permit; or
 - b. The development and vegetation removal is not completed within four (4) years of the date of this permit; or
 - c. The plan of subdivision has not been certified under the Subdivision Act 1988 within two (2) years of the issued date of this permit; or
 - d. The subdivision is not completed within five (5) years of the date of certification.

In accordance with Section 69 of the Planning and Environment Act 1987, an application may be submitted to the responsible authority for an extension of the periods referred to in this condition.

Notes:

- (1) 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.
- (2) This is not a Building Permit. Please consult a Building Surveyor and ensure that a Building Permit is obtained if required prior to the commencement of works.

PA1857-2024 Res Code Assessment

**Forms part of the Officer Assessment report but has been moved into a separate document for ease of reference.*

Clause 55 Two or more dwellings on a lot and residential buildings

Clause 55 applies to an application to construct two or more dwellings on a lot in the GRZ.

The purpose of Clause 55 is to:

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*
- *To achieve residential development that respects the existing neighbourhood character or which contributes to a preferred neighbourhood character.*
- *To encourage residential development that provides reasonable standards of amenity for existing and new residents.*
- *To encourage residential development that is responsive to the site and the neighbourhood.*

The head clause of Clause 55 states that:

A development:

- *Must meet all of the objectives of this clause that apply to the application.*
- *Should meet all of the standards of this clause that apply to the application.*

If a development meets standard B6, B7, B8, B17, B18, B19, B20, B21, B22, B27, B28, B30 or B32, it is deemed to meet objective for that standard (i.e. it is deemed to comply).

The proposal is considered to generally accord with the objectives of Clause 55 (as relevant). An assessment of the application against Clause 55 is provided below.

| 55.02 NEIGHBOURHOOD CHARACTER AND INFRASTRUCTURE | | | | |
|---|-------------|---|-------------|--|
| 55.02-1 Neighbourhood Character | Met? | Standard B1 | Met? | Comments |
| <i>To ensure that the design respects the existing neighbourhood character or contributes to neighbourhood character.</i> | Yes | <i>The design response must be appropriate to the neighbourhood and the site.</i> | Yes | Complies. For the reasons discussed throughout the assessment, the application is consistent with policies relating to residential land development and urban consolidation, having particular regard to the site and area context. |
| | | <i>The proposed design must respect the existing or preferred neighbourhood character and respond to the features of the site</i> | Yes | |
| <i>To ensure that development responds to the features of the site</i> | | | | The character of the area primarily consists of single storey residences with |

| | | | | |
|--|--------------------|--|--------------------|--|
| <p><i>and the surrounding area</i></p> | | | | <p>moderate backyards and varied setbacks to the street, with limited scattered infill developments throughout. The proposal will not offend the existing neighbourhood character, noting the proposal's compliance with the other relevant ResCode Standards and its conformity in terms of design, siting and setbacks, space for landscaping, scale and height, bulk and massing, articulation and palette with the prevailing character of the area. Setbacks to the development are appropriate and provide ample room for landscaping in front. The single storey form is consistent with surrounding developments and will be compatible with the abutting and nearby properties.</p> <p>Given the zoning of the site and typology of the area, the proposal is an appropriate intensification in the GRZ as envisaged by the Scheme.</p> |
| <p>55.02-2 Residential Policy</p> | <p>Met?</p> | <p>Standard B2</p> | <p>Met?</p> | <p>Comments</p> |
| <p><i>To ensure that residential development is provided in accordance with any policy for housing in the Municipal Planning Strategy and the Planning Policy Framework.</i></p> | <p>Yes</p> | <p><i>An application must be accompanied by a written statement to the satisfaction of the responsible authority that describes how the development is consistent with any relevant policy for housing in the Municipal Planning Strategy and the Planning Policy Framework.</i></p> | <p>Yes</p> | <p>Complies.</p> <p>The proposal provides a high degree of accordance with the relevant policy in the MPS and PPF, particularly that concerned with settlement, the built environment and housing.</p> |

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|--|-------------|--|-------------|--|
| <i>To support medium densities in areas where development can take advantage of public transport and community infrastructure and services</i> | | | | |
| 55.02-3 Dwelling Diversity | Met? | Standard B3 | Met? | Comments |
| <i>To encourage a range of dwelling sizes and types in developments of ten or more dwellings</i> | N/A | <p><i>Developments of ten or more dwellings should provide a range of dwelling sizes and types, including:</i></p> <ul style="list-style-type: none"> • <i>Dwellings with a different number of bedrooms.</i> • <i>At least one dwelling that contains a kitchen, bath or shower, and a toilet and wash basin at ground floor level.</i> | N/A | <p>Not applicable</p> <p>The development is for less than 10 dwellings.</p> |
| 55.02-4 Infrastructure | Met? | Standard B4 | Met? | Comments |
| <i>To ensure development is provided with appropriate utility services and infrastructure.</i> | Yes | <i>Development should be connected to reticulated services, including reticulated sewerage, drainage, electricity and gas, if available.</i> | Yes | <p>Complies.</p> <p>All reticulated services are available to the land and will be connected per the requirements of the relevant authority.</p> |
| <i>To ensure development does not unreasonably overload the capacity of utility services and infrastructure.</i> | | <i>Development should not unreasonably exceed the capacity of utility services and infrastructure, including reticulated services and roads.</i> | Yes | <p>Complies.</p> <p>The development will not unreasonably impact service capacity.</p> |
| <i>To ensure development does not unreasonably overload the capacity of utility services and infrastructure.</i> | | <i>In areas where utility services or infrastructure have little or no spare capacity, developments should provide for the upgrading of or mitigation of the impact on services or infrastructure.</i> | Yes | <p>Complies.</p> <p>As above.</p> |

| 55.02-5 Integration With The Street | Met? | Standard B5 | Met? | Comments |
|---|-------------|--|-------------|--|
| <i>To integrate the layout of development with the street</i> | Yes | <i>Developments should provide adequate vehicle and pedestrian links that maintain or enhance local accessibility.</i> | Yes | Complies. Each dwelling is provided with appropriate vehicular and pedestrian access. |
| | | <i>Development should be oriented to front existing and proposed streets</i> | Yes | Complies. All dwellings are orientated to existing streets and will provide passive surveillance to same. |
| | | <i>High fencing in front of dwellings should be avoided if practicable</i> | Yes | Complies. No front fencing proposed. |
| | | <i>Development next to existing public open space should be laid out to complement the open space.</i> | N/A | Not applicable. |

| 55.03 SITE LAYOUT AND BUILDING MASSING | | | | |
|--|-------------|--|-------------|--|
| 55.03-1 Street Setback objective | Met? | Standard B6 | Met? | Comments |
| <i>To ensure that the setbacks of buildings from a street respect the existing or preferred neighbourhood character and make efficient use of the site</i> | Yes | <p><i>Walls of buildings should be set back from streets the distance specified below:</i></p> <p><i>The site is on a corner.</i></p> <ul style="list-style-type: none"> <i>If there is no building on the abutting allotment facing the front street, 6 metres for streets in a Transport Zone 2 and 4 metres for other streets.</i> <i>Front walls of new development fronting the side street of a corner site should be setback at least the same distance as the setback of the front wall of any existing building on the abutting allotment facing the side street or 3 metres,</i> | Yes | <p>Complies</p> <p>The proposed dwellings face the side street (Ridgwell Street).</p> <p>There is no existing building facing the side street and, thus, a 3 metre front setback applies.</p> <p>The proposal provides for a 3.39 metre front setback to each of the new dwellings, which meets the standard.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |

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| | | <i>whichever is the lesser.</i> <i>Porches, pergolas and verandahs that are < 3.6m high and eaves may encroach ≤ 2.5m into the setbacks of this standard.</i> | | |
| 55.03-2 Building Height | Met? | Standard B7 | Met? | Comments |
| <i>To ensure that the height of buildings respects the existing or preferred neighbourhood character</i> | Yes | <i>The maximum building height should not exceed 9 metres, unless the slope of the natural ground level at any cross section wider than 8 metres of the site of the building is 2.5 degrees or more, in which case the maximum building height should not exceed 10 metres.</i> | Yes | Complies. The development is single storey and comfortably less than 9m in height (overall maximum building height would be 4.99 metres). Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met. |
| 55.03-3 Site Coverage | Met? | Standard B8 | Met? | Comments |
| <i>To ensure that the site coverage respects the existing or preferred neighbourhood character and responds to the features of the site</i> | Yes | <i>The site area covered by buildings should not exceed 60 per cent</i> | Yes | Complies. Building site coverage = 488 m ² (or 48%). Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met. |
| 55.03-4 Permeability | Met? | Standard B9 | Met? | Comments |
| <i>To reduce the impact of increased stormwater run-off on the drainage system</i> <i>To facilitate on-site stormwater infiltration</i> | Yes | <i>The site area covered by the pervious surfaces should be at least 20% of the site</i> | Yes | Complies. Permeable area = 417 m ² (or 41%). Stormwater to be managed in accordance with the requirements of Council's Engineering unit and/or the relevant water and drainage authority. |

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| | | <p><i>The stormwater management system should be designed to:</i></p> <ul style="list-style-type: none"> • <i>Meet the current best practice performance objectives for stormwater quality as contained in the Urban Stormwater - Best Practice Environmental Management Guidelines (Victorian Stormwater Committee, 1999).</i> • <i>Contribute to cooling, improving local habitat and providing attractive and enjoyable spaces.</i> | N/A | In accordance with the exemptions specified under Clause 53.18, a stormwater plan was not provided at lodgement. Permit conditions will require drainage plans to be provided. |
| 55.03-5 Energy Efficiency | Met? | Standard B10 | Met? | Comments |
| <p><i>ATo achieve and protect energy efficient dwellings and residential buildings</i></p> <p><i>To ensure the orientation and layout of development reduce fossil fuel energy use and make appropriate use of daylight and solar energy</i></p> | Yes | <p><i>Buildings should be:</i></p> <ul style="list-style-type: none"> • <i>Orientated to make appropriate use of solar energy.</i> • <i>Sited and designed to ensure that the energy efficiency of existing dwellings on adjoining lots is not unreasonably reduced.</i> • <i>Sited and designed to ensure that the performance of existing rooftop solar energy systems on dwellings on adjoining lots in a General Residential Zone, Neighbourhood Residential Zone or Township Zone are not unreasonably reduced. The existing rooftop solar energy system must exist at the date the application is lodged.</i> | Yes | <p>Complies.</p> <p>The development is appropriately sited that sufficient solar gains and energy efficiency are achieved. Each dwelling is orientated to capture northern light and solar energy as far as practicable on the site. Whilst the living areas of Units 2 and 3 do not face north, they are provided with windows to the east, west and south and access to the SPOS area to maximise solar access and energy efficiency.</p> <p>The energy efficiency of existing dwellings on adjoining lots is not unreasonably reduced and the performance of existing rooftop solar energy systems on dwellings on adjoining lots is not affected by the development.</p> |

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| | | <i>Living areas and private open space should be located on the north side of the development if practicable</i> | Yes | Complies. It is not practicable to located living areas and open space on the north side of development due to the street frontages the site has with Ridgwell Street and Bell Street. Solar access is maximised with good dimensioned rear yards and eastern and western solar gains. Living areas for all dwellings provide clear access to light and open areas, which provides for sufficient solar access and orientation. |
| | | <i>Developments should be designed so that solar access to north-facing windows is maximised</i> | Yes | Complies. As above. |
| 55.03-6 Open Space | Met? | Standard B11 | Met? | Comments |
| <i>To integrate the layout of the development with any public and communal open space provided in or adjacent to the development</i> | N/A | <i>If any public or communal open space is provided on site, it should:</i> <ul style="list-style-type: none"> • <i>Be substantially fronted by dwellings, where appropriate</i> • <i>Provide outlook for as many dwellings as practicable</i> • <i>Be designed to protect any natural features on the site</i> • <i>Be accessible and useable</i> | N/A | No communal open spaces are proposed. |
| 55.03-7 Safety | Met? | Standard B12 | Met? | Comments |
| <i>To ensure the layout of development provides for the safety and security of residents and property</i> | Yes | <i>Entrances to dwellings should not be obscured or isolated from the street and internal accessways</i> | Yes | Complies. The entrances to each dwelling are readily identifiable from the street. |
| | | <i>Planting which creates unsafe spaces along streets and accessways should be avoided</i> | Yes | Complies. No such plantings proposed. |

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| | | <i>Developments should be designed to provided good lighting, visibility and surveillance of car parks and internal accessways</i> | Yes | Complies. At least one car parking space to each dwelling is located within a secure garage, with the internal shared accessway afforded good passive surveillance from the proposed dwellings and the street. |
| | | <i>Private spaces within developments should be protected from inappropriate use as public thoroughfares</i> | Yes | Complies. The development does not present opportunity for inappropriate use as a public thoroughfare. |
| 55.03-8 Landscaping | Met? | Standard B13 | Met? | Comments |
| <p><i>To encourage development that respects the landscape character of the neighbourhood</i></p> <p><i>To encourage development that maintains and enhances habitat for plants and animals in locations of habitat importance</i></p> <p><i>To provide appropriate landscaping</i></p> <p><i>To encourage the retention of mature vegetation on the site</i></p> | Yes | <p><i>The landscape layout and design should:</i></p> <ul style="list-style-type: none"> • <i>Protect any predominant landscape features of the neighbourhood</i> • <i>Take into account the soil type and drainage patterns of the site</i> • <i>Allow for intended vegetation growth and structural protection of buildings</i> • <i>In locations of habitat importance, maintain existing habitat and provide for new habitat for plants and animals</i> • <i>Provide a safe, attractive and functional environment for residents</i> <p><i>Development should provide for the retention or planting of trees, where these are part of the character of the neighbourhood</i></p> <p><i>Development should provide for the replacement of any significant trees that have been removed in the 12 months prior to the application being made</i></p> | Yes | <p>Complies.</p> <p>No trees of high significance are proposed for removal.</p> <p>Sufficient area is provided for landscaping (including canopy trees in the front setback) for each dwelling, as illustrated by the submitted landscape plan. Revisions to the landscape plan will be required by conditions of permit.</p> |

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| | | <i>The landscape design should specify landscape themes, vegetation (location and species), paving and lighting.</i> | | |
| 55.03-9 Access | Met? | Standard B14 | Met? | Comments |
| <i>To ensure the number and design of vehicle crossovers respects the neighbourhood character</i> | Yes | <i>The width of accessways or car spaces should not exceed:</i> <ul style="list-style-type: none"> • 33% of the street frontage, or • if the width of the street frontage is less than 20m, 40% of the street frontage | Yes | <p>Complies.</p> <p>The combined width of the new accessways is 7 metres and the width of the street frontage is over 20 metres (actual = 40.23 metres), which means that the width of accessways or car spaces should not be more than 33 % of the street frontage.</p> <p>The width of accessways accounts for 17% of the street frontage, which complies with the standard.</p> |
| | | <i>No more than one single-width crossover should be provided for each dwelling fronting a street</i> | Yes | <p>Complies.</p> <p>One single-width crossover is proposed for each dwelling, which complies with the standard.</p> |
| | | <i>The location of crossovers should maximize the retention of on-street car parking spaces</i> | Yes | <p>Complies.</p> <p>The crossover locations have minimal negative impact on on-street car parking, ensuring multiple cars can park in the frontages on street.</p> |
| | | <i>The number of access point to a road in a Transport Zone 2 should be minimised</i> | N/A | <p>Not applicable.</p> <p>The site does not abut or have access to a road in the TRZ2</p> |
| | | <i>Developments must provide access for service, emergency and delivery vehicles</i> | Yes | <p>Complies.</p> <p>Access is available to service, emergency and delivery vehicles.</p> |

| 55.03-10 Parking Location | Met? | Standard B15 | Met? | Comments |
|---|-------------|--|-------------|--|
| <p><i>To provide convenient parking for resident and visitor vehicles</i></p> <p><i>To protect residents from vehicular noise within developments</i></p> | Yes | <p><i>Car parking facilities should:</i></p> <ul style="list-style-type: none"> • <i>Be reasonably close and convenient to dwellings and residential buildings</i> • <i>Be secure</i> • <i>Be well ventilated if enclosed</i> | Yes | <p>Complies.</p> <p>Each dwelling has an enclosed garage or carport for safe, secure and convenient car parking for at least one vehicle. There is an additional space that is uncovered that is provided on each lot.</p> |
| | | <p><i>Shared accessways or car parks of other dwellings and residential buildings should be located at least 1.5m from the windows of habitable rooms. This setback may be reduced to 1m where there is a fence at least 1.5m high or where window sills are at least 1.4m above the accessway</i></p> | Yes | Complies. |

| 55.04 AMENITY IMPACTS | | | | |
|---|-------------|--|-------------|--|
| 55.04-1 Side And Rear Setback | Met? | Standard B17 | Met? | Comments |
| <p><i>To ensure that the height and setback of a building from a boundary respects the existing or preferred neighbourhood character and limits the impact on the amenity of existing dwellings</i></p> | Yes | <p><i>A new building not on or within 200mm of a boundary should be set back from side or rear boundaries 1 metre, plus 0.3 metres for every metre of height over 3.6 metres up to 6.9 metres, plus 1 metre for every metre of height over 6.9 metres.</i></p> | Yes | <p>Complies.</p> <p>The minimum side and rear setback requirement is 1.00 metres.</p> <p>Minimum side setback proposed = 1.00 metres.</p> <p>Minimum rear setback proposed = 1.99 metres.</p> <p>There is no encroachment into the side or rear setback requirements, which complies with the standard.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |

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| | | <i>Sunblinds, verandahs, porches, eaves, fascias, gutters, masonry chimneys, flues, pipes, domestic fuel or water tanks, and heating or cooling equipment or other services may encroach not more than 0.5m into the setbacks of this standard</i> | Yes | Complies. |
| | | <i>Landings having an area of not more than 2sqm and less than 1m high, stairways, ramps, pergolas, shade sails and carports may encroach into the setbacks of this standard</i> | N/A | Not applicable No landings encroach within the required side and rear setbacks. Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met. |
| 55.04-2 Wall On Boundaries | Met? | Standard B18 | Met? | Comments |
| <i>To ensure that the location, length and height of a wall on a boundary respects the existing or preferred neighbourhood character and limits the impact on the amenity of existing dwellings</i> | Yes | <i>A new wall constructed on or within 200mm of a side or rear boundary of a lot or a carport constructed on or within 1 metre of a side or rear boundary of a lot should not abut the boundary for a length of more than:</i> <ul style="list-style-type: none"> • <i>10 metres plus 25 per cent of the remaining length of the boundary of an adjoining lot, or</i> • <i>Where there are existing or simultaneously constructed walls or carports abutting the boundary on an abutting lot, the length of the existing or simultaneously constructed walls or carports, whichever is the greater.</i> | N/A | Not applicable. No walls on existing boundaries are proposed. |
| | | <i>A new wall or carport may fully abut a side or rear boundary where slope and retaining walls or fences would result in the</i> | N/A | Not applicable |

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| | | <i>effective height of the wall or carport being less than 2 metres on the abutting property boundary.</i> | | No such slope applies and no walls on existing boundaries are proposed. |
| | | <i>The height of a new wall constructed on or within 200mm of a side or rear boundary or a carport constructed on or within 1 metre of a side or rear boundary should not exceed an average of 3.2 metres with no part higher than 3.6 metres unless abutting a higher existing or simultaneously constructed wall.</i> | N/A | Not applicable. No walls on existing boundaries are proposed. |
| 55.04-3 Daylight To Existing Windows | Met? | Standard B19 | Met? | Comments |
| <i>To allow adequate daylight into existing habitable room windows</i> | Yes | <i>Buildings opposite an existing habitable room window should provide for a light court to the existing window that has a minimum area of 3sqm and minimum dimensions of 1m clear to the sky. The calculation of the area may include land on the abutting lot</i> <i>Walls or carports more than 3m in height opposite an existing habitable room window should be set back from the window at least 50% of the height of the new wall if the wall is within a 55° arc from the centre of the existing window. The arc may be swung to within 35° of the plane of the wall containing the existing window</i> <i>Where the existing window is above ground floor level, the wall height is measured from the floor level of the room containing the window</i> <i>Refer to Diagram B2</i> | Yes | Complies Sufficient light courts are maintained to existing habitable room windows; with the dwellings generously setback from side and rear boundaries where they are opposite an existing habitable room window. This complies with the standard. Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met. |

| 55.04-4 North Facing Windows | Met? | Standard B20 | Met? | Comments |
|---|-------------|---|-------------|--|
| <i>To allow adequate solar access to existing north-facing habitable room windows</i> | Yes | <p><i>If a north-facing habitable window of an existing dwelling is within 3m of a boundary on an abutting lot, a building should be setback from the boundary 1m, plus 0.6m for every metre of height over 3.6m up to 6.9m, plus 1m for every metre of height over 6.9m, for a distance of 3m from the edge of each side of the window.</i></p> <p><i>A north-facing window is a window with an axis perpendicular to its surface oriented north 20 degrees west to north 30 degrees east.</i></p> <p><i>Refer to Diagram B3</i></p> | N/A | <p>Not applicable</p> <p>There are no existing north facing habitable room windows within 3m of the subject site.</p> |
| 55.04-5 Overshadow Open Space | Met? | Standard B21 | Met? | Comments |
| <i>To ensure buildings do not significantly overshadow existing secluded private open space</i> | Yes | <p><i>Where sunlight to secluded private open space of an existing dwelling is reduced, at least 75%, or 40sqm with minimum dimension of 3m, whichever is the lesser area, of the secluded private open space should receive a minimum of five hours of sunlight between 9am and 3pm on 22 September</i></p> | Yes | <p>Complies</p> <p>The proposed development would not unreasonably overshadow existing SPOS, applying the considerations of Planning Practice Note 27 (PPN27), as is demonstrated by the shadow diagrams provided.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |
| | | <p><i>If existing sunlight to the secluded private open space of an existing dwelling is less than the requirements of this standard, the amount of sunlight should not be further reduced</i></p> | N/A | Not applicable |

| 55.04-6 Overlooking | Met? | Standard B22 | Met? | Comments |
|---|-------------|---|-------------|---|
| <p><i>To limit views into existing secluded private open space and habitable room windows</i></p> | Yes | <p><i>A habitable room window, balcony, terrace, deck or patio should be located and designed to avoid direct views into the secluded private open space of an existing dwelling within a horizontal distance of 9m (measured at ground level) of the window, balcony, terrace, deck or patio. Views should be measured within a 45° angle from the plane of the window or perimeter of the balcony, terrace, deck or patio, and from a height of 1.7m above the floor level</i></p> | Yes | <p>Complies</p> <p>There are no overlooking opportunities resultant of the proposed development.</p> <p>The proposed development is single storey and there is a visual barrier 1.8 to 2.1 metres high and the floor level of the habitable room, balcony, terrace, deck or patio on the ground floor is less than 0.8 metres above ground level at the boundary. This complies with the standard.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |
| | | <p><i>A habitable room window, balcony, terrace, deck or patio with a direct view into a habitable room window of an existing dwelling within a horizontal distance of 9m (measured at ground level) of the window, balcony, terrace, deck or patio should be either:</i></p> <ul style="list-style-type: none"> <i>• offset a minimum of 1.5m from the edge of one window to the edge of the other</i> <i>• have sill heights of at least 1.7m above floor level</i> <i>• have fixed, obscure glazing in any part of the window below 1.7m above floor level</i> <i>• have permanently fixed external screens to at least 1.7m above floor level and be no more than 25% transparent</i> | Yes | As above. |

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| | | <i>Obscure glazing in any part of the window below 1.7m above floor level may be openable provided that there are no direct views as specified in this standard</i> | Yes | As above. |
| | | <p><i>Screens used to obscure a view should be:</i></p> <ul style="list-style-type: none"> • <i>perforated panels or trellis with a maximum of 25% openings or solid translucent panels</i> • <i>permanent, fixed and durable</i> • <i>designed and coloured to blend with the development</i> | Yes | As above. |
| 55.04-7 Internal Views | Met? | Standard B23 | Met? | Comments |
| <i>To limit views into the secluded private open space and habitable room windows of dwellings and residential buildings within a development</i> | Yes | <i>Windows and balconies should be designed to prevent overlooking of more than 50% of the secluded private open space of a lower-level dwelling or residential building directly below and within the same development</i> | Yes | <p>Complies.</p> <p>There are no internal views created from the proposal, as the proposal is single storey, no balconies are proposed and, in most cases, there would be a visual barrier at least 1.8 metres high between each lot. This complies with the standard.</p> |
| 55.04-8 Noise Impacts Objective | Met? | Standard B24 | Met? | Comments |
| <p><i>To contain noise sources in developments that may affect existing dwellings</i></p> <p><i>To protect residents from external noise</i></p> | Yes | <i>Noise sources, such as mechanical plant, should not be located near boundaries of immediately adjacent existing dwellings</i> | Yes | <p>Complies.</p> <p>Standard domestic services such as air conditioners, and hot water tanks are not expected to emit noise that would cause nuisance to adjacent dwellings. This complies with the standard.</p> <p>Note: the use of land for a dwelling is not considered to impose any noise impacts beyond reasonable expectations.</p> |

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| | | <i>Noise sensitive rooms and secluded private open spaces of new dwellings and residential buildings should take account of noise sources on immediately adjacent properties</i> | Yes | Complies. The site is located in a typical residential area with typical noise sources and emissions. This is by no means uncharacteristic or unreasonable for this area. |
| | | <i>Dwellings and residential buildings close to busy roads, railway lines or industry should be designed to limit noise levels in habitable rooms</i> | Yes | Complies. The subject land is not proximate to industry, busy roads or railway lines that would have an unreasonable effect on future residents. |

| 55.05 ON-SITE AMENITY AND FACILITIES | | | | |
|--|-------------|--|-------------|--|
| 55.05-1 Accessibility | Met? | Standard B25 | Met? | Comments |
| <i>To encourage the consideration of the needs of people with limited mobility in the design of developments</i> | Yes | <i>The dwelling entries of the ground floor of dwellings and residential buildings should be accessible or able to be easily made accessible to people with limited mobility.</i> | Yes | Complies. Each dwelling is readily accessible to people with limited mobility, as they are single storey and would not require more than one or two steps to enter the dwelling/s. This complies with the standard. |
| 55.05-2 Dwelling Entry | Met? | Standard B26 | Met? | Comments |
| <i>To provide each dwelling or residential building with its own sense of identity</i> | Yes | <i>Entries to dwellings and residential buildings should:</i> <ul style="list-style-type: none"> • <i>be visible and easily identifiable from streets and other public areas</i> • <i>provide shelter, a sense of personal address and a transitional space around the entry</i> | Yes | Complies. Each entry is readily identifiable and visible from the accessway and street, and provides a porch/verandah as a transitional space to same. This complies with the standard. |

| 55.05-3 Daylight To New Windows | Met? | Standard B27 | Met? | Comments |
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| <i>To allow adequate daylight into new habitable room windows</i> | Yes | <p><i>A window in a habitable room should be located to face:</i></p> <ul style="list-style-type: none"> <i>an outdoor space or a light court with a minimum area of 3sqm and minimum dimension of 1m clear to the sky, not including land on an abutting lot, or</i> <i>a verandah provided it is open for at least one third its perimeter, or</i> <i>a carport provided it has two or more open sides and is open for at least one third of its perimeter</i> | Yes | <p>Complies</p> <p>All new habitable room windows are provided with the requisite light courts. This complies with the standard.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |
| 55.05-4 Private Open Space | Met? | Standard B28 | Met? | Comments |
| <i>Nit 2</i> | Yes | <p><i>A dwelling or residential building should have private open space:</i></p> <ul style="list-style-type: none"> <i>an area of 40sqm, with one part secluded at the side or rear with a min area of 25sqm, a min dimension of 3m and convenient access from a living room, or</i> <i>a balcony of 8sqm with a min width of 1.6m and convenient access from a living room, or</i> <i>a roof-top area of 10sqm with a min width of 2m and convenient access from a living room</i> | Yes | <p>Complies</p> <p>Each dwelling is provided at least 40m² (387m² for Unit 1, 116m² for Unit 2, 114m² for Unit 3) of POS and at least 25m² (47.72m² for Unit 1, 30m² for Unit 2 and 3) of SPOS with minimum 3m dimension and convenient access from a living room. This complies with the standard.</p> <p>Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met.</p> |
| 55.05-5 Solar Access To Open Space | Met? | Standard B29 | Met? | Comments |
| <i>To allow solar access into the secluded private open space of new</i> | Yes | <i>The private open space should be located on the north side of the dwelling or residential buildings</i> | Yes | Complies |

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| <i> dwellings and residential buildings</i> | | | | Areas of private open space are located on the southern or western side of the dwellings as it is not practical to provide SPOS on the northern or eastern sides due to the street frontages the site has with Ridgwell Street and Bell Street. There remains sufficient means to access to north facing light. This complies with the standard. |
| | | <i>The southern boundary of secluded private open space should be set back from any wall on the north of the space at least $(2 + 0.9h)$ metres, where 'h' is the height of the wall.</i> Refer to Diagram B29 | Yes | Complies The southern boundary of SPOS is sufficiently setback back from any wall on the north of the space, providing at least 5.33 metres setback. |
| 55.05-6 Storage | Met? | Standard B30 | Met? | Comments |
| <i>To provide adequate storage facilities for each dwelling</i> | Yes | <i>Each dwelling should have convenient access to at least 6m³ of externally accessible, secure storage space</i> | Yes | Complies. Each dwelling is provided storage of the requisite 6m ³ of externally accessible, secure storage space in the form of garden sheds. Pursuant to the head clause of Clause 55, as the standard is met, the objective and decision guidelines are deemed to be met. |

| 55.06 DETAILED DESIGN | | | | |
|---|-------------|---|-------------|-----------------|
| 55.06-1 Design Detail | Met? | Standard B31 | Met? | Comments |
| <i>To encourage design detail that respects the existing or preferred</i> | Yes | <i>The design of buildings, including:</i> <ul style="list-style-type: none"> • <i>Facade articulation and detailing,</i> • <i>Window and door proportions,</i> | Yes | Complies. |

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| <i>neighbourhood character</i> | | <ul style="list-style-type: none"> • <i>Roof form, and</i> • <i>Verandahs, eaves and parapets, should respect the existing or preferred neighbourhood character.</i> | | The proposed dwellings are single storey and have a simple yet contemporary design, which will sit comfortably within the streetscape and are of a scale and intensity that is appropriate for the location for the reasons discussed in this submission. |
| | | <i>Garages and carports should be visually compatible with the development and the existing or preferred neighbourhood character</i> | Yes | Complies. Garages are not overly visually dominant, which will be compatible with the existing and preferred character of the area. |
| 55.06-2 Front Fences | Met? | Standard B32 | Met? | Comments |
| <i>To encourage front fence design that respects the existing or preferred neighbourhood character</i> | N/A | <i>The design of front fences should complement the design of the dwelling and any front fences on adjoining properties</i> | N/A | Not applicable. No front fences are proposed. |
| | | <i>A front fence within 3m of a street should not exceed:</i> <ul style="list-style-type: none"> • <i>Streets in a Road Zone – 2m</i> • <i>Other Streets – 1.5m</i> | N/A | As above. |
| 55.06-3 Common Property | Met? | Standard B33 | Met? | Comments |
| <i>To ensure that communal open space, car parking, access lanes and site facilities are practical, attractive and easily maintained</i> <i>To avoid future management difficulties in areas of common ownership</i> | Yes | <i>Developments should clearly delineate public, communal and private areas</i> | Yes | Complies. Private areas are clearly delineated and not common or public areas are proposed. |
| | | <i>Common property, should be functional and capable of efficient management</i> | N/A | Not applicable. No common areas are proposed. |

| 55.06-4 Service | Site | Met? | Standard B34 | Met? | Comments |
|--|-------------|-------------|---|-------------|--|
| <p><i>To ensure that site services can be installed and easily maintained</i></p> <p><i>To ensure that site facilities are accessible, adequate and attractive</i></p> | | Yes | <p><i>The design and layout of dwellings and residential buildings should provide sufficient space (including easements where required) and facilities for services to be installed and maintained efficiently and economically</i></p> | Yes | <p>Complies.</p> <p>Services will be installed in accordance with the utility providers requirements. The site is within an established area, as such, infrastructure connections are considered to be achievable.</p> |
| | | | <p><i>Bin and recycling enclosures, mailboxes and other site facilities should be adequate in size, durable, waterproof and blend in with the development</i></p> | Yes | <p>Complies.</p> <p>Each dwelling will house their own bins and mailboxes within their respective yards and no shared facilities are proposed.</p> |
| | | | <p><i>Bin and recycling enclosures should be located for convenient access</i></p> | Yes | <p>Complies.</p> <p>Each dwelling will house their own bins in areas close and convenient for residents of the dwellings.</p> |
| | | | <p><i>Mailboxes should be provided and located for convenient access</i></p> | Yes | <p>Complies.</p> <p>Each dwelling is provided access to its own mailbox at the front of the property.</p> |

Clause 56 Residential subdivision

Clause 56 applies to an application to subdivide land in the GRZ.

The purpose of Clause 56 is to:

- *To implement the Municipal Planning Strategy and the Planning Policy Framework.*
- *To create liveable and sustainable neighbourhoods and urban places with character and identity.*
- *To achieve residential subdivision outcomes that appropriately respond to the site and its context for:*
 - *Metropolitan Melbourne growth areas.*
 - *Infill sites within established residential areas.*
 - *Regional cities and towns.*
- *To ensure residential subdivision design appropriately provides for:*
 - *Policy implementation.*
 - *Liveable and sustainable communities.*
 - *Residential lot design.*
 - *Urban landscape.*
 - *Access and mobility management.*
 - *Integrated water management.*
 - *Site management.*
 - *Utilities.*

An application to subdivide land:

- *Must meet all of the objectives included in the clauses specified in the zone.*
- *Should meet all of the standards included in the clauses specified in the zone.*

The proposal is considered to generally accord with the objectives of Clause 56 (as relevant). It is noted that, as the proposal is for a subdivision in conjunction with development, a separate assessment of Clause 56 is not necessary, as compliance with Clause 55 will be deemed to satisfy the requirements of Clause 56. Notwithstanding, an assessment of the application against Clause 56 is provided below.

| POLICY IMPLEMENTATION OBJECTIVE | | | | |
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| 56.02-1 Policy implementation objective | Met? | Standard C1 | Met? | Comments |
| <i>To ensure that the layout and design of a subdivision is consistent with and implements any objective, policy, strategy or plan for the area set out in this scheme.</i> | Yes | <i>To ensure that the layout and design of a subdivision is consistent with and implements any objective, policy, strategy or plan for the area set out in this scheme.</i> | Yes | Complies The relevant planning policy/controls – particularly that concerned with residential land development and urban growth, as well as the character of the surrounding area and policy |

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| | | | | direction to intensify existing residential areas – have been considered and deemed generally in accordance. The proposed configuration positively integrates with the surrounding urban environment, activates the Ridgwell Street frontage, and provides density of development consistent with the existing and emerging character of the area. |
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| LIVEABLE AND SUSTAINABLE COMMUNITIES | | | | |
|---|-------------|--|-------------|---|
| 56.03-4 Built environment objective | Met? | Standard C6 | Met? | Comments |
| <i>To create urban places with identity and character</i> | Yes | <p><i>The built environment should:</i></p> <ul style="list-style-type: none"> <i>Implement any relevant urban design strategy, plan or policy for the area set out in this scheme.</i> <i>Provide living and working environments that are functional, safe and attractive.</i> <i>Provide an integrated layout, built form and urban landscape.</i> <i>Contribute to a sense of place and cultural identity.</i> <p><i>An application should describe the identity and character to be achieved and the elements that contribute to that identity and character.</i></p> | Yes | <p>Complies</p> <p>For the reasons discussed in this report, the application is considered to be consistent with the relevant policies and relevant policy documents.</p> |

| LOT DESIGN | | | | |
|--|-------------|--|-------------|--|
| 56.04-1 Lot Diversity and Distribution | Met? | Standard C7 | Met? | Comments |
| <i>To achieve housing densities that support compact and walkable neighbourhoods and the efficient provision of public transport services.</i> | Yes | <i>A subdivision should implement any relevant housing strategy, plan or policy for the area set out in this scheme.</i> | Yes | Complies There is no specified density requirements. The subject land forms part of Nhill's residential land supply. The density of the proposed subdivision is consistent with preferred character of the area and new subdivisions, consistent with the reasonable expectations for subdivision in the GRZ, provides efficient use of the land, provides diversity in residential development opportunities, and provides good access and proximity to physical infrastructure, local jobs and services. This is consistent with the applicable policies. |
| <i>To provide higher housing densities within walking distance of activity centres.</i> | Yes | <i>Lot sizes and mix should achieve the average net residential density specified in any zone or overlay that applies to the land or in any relevant policy for the area set out in this scheme.</i> | Yes | As above. |
| <i>To achieve increased housing densities in designated growth areas.</i> | Yes | <i>A range and mix of lot sizes should be provided including lots suitable for the development of:</i> <ul style="list-style-type: none"> • <i>Single dwellings</i> • <i>Two dwellings or more.</i> • <i>Higher density housing.</i> • <i>Residential buildings and Retirement Villages</i> | Yes | Complies A range of lot sizes are provided, which will provide a mix of density compared to the existing larger lot form found on the site and some abutments. |

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| <p><i>To provide a range of lot sizes to suit a variety of dwelling and household types.</i></p> | Yes | <p><i>Unless the site is constrained by topography or other site conditions, lot distribution should provide for 95 per cent of dwellings to be located no more than 400 metre street walking distance from the nearest existing or proposed bus stop, 600 metres street walking distance from the nearest existing or proposed tram stop and 800 metres street walking distance from the nearest existing or proposed railway station.</i></p> | Yes | <p>Complies</p> <p>The proposed lots are appropriately designed to respond to site conditions. The subject land is within 500 metres walking distance of local shops and 700 metres from the Nhill railway station.</p> <p>It is noted that the proposal is unable to influence location of public transport in an existing urban area.</p> |
| | | <p><i>Lots of 300sqm or less in area, lots suitable for development of two dwellings or more, lots suitable for higher density housing and lots suitable for Residential buildings and Retirement villages should be located in and within 400 metres street walking distance of an activity centre.</i></p> | Yes | Complies |

| 56.04-2 Lot Area and Building Envelopes | Met? | Standard C8 | Met? | Comments |
|---|-------------|--|-------------|---|
| <p><i>To provide lots with areas and dimensions that enable the appropriate siting and construction of a dwelling, solar access, private open space, vehicle access and parking, water management, easements and the retention of significant vegetation and site features.</i></p> | Yes | <p><i>An application to subdivide land that creates lots of less than 300sqm should be accompanied by information that shows:</i></p> <ul style="list-style-type: none"> <i>That the lots are consistent or contain a building envelope that is consistent with a development approved under this scheme, or</i> <i>That a dwelling may be constructed on each lot in accordance with the requirements of this scheme.</i> | Yes | <p>Complies</p> <p>The lots are of sufficient size and dimension that a dwelling could be constructed on each lot in accordance with the requirements of the Scheme, including the minimum garden area requirement.</p> |
| | | <p><i>Lots of between 300sqm and 500sqm should:</i></p> <ul style="list-style-type: none"> <i>Contain a building envelope that is consistent with a development of the lot approved under this scheme, or</i> <i>If no development of the lot has been approved under this scheme, contain a building envelope and be able to contain a rectangle measuring 10m x 15m, or 9m x15m if a boundary wall is nominated as part of the building envelope</i> | Yes | <p>Complies</p> <p>A lot over 500m² is proposed and will contain the existing dwelling on the site. The lot would also be able to contain a rectangle measuring 10m x 15m.</p> |
| | | <p><i>If lots of between 300sqm and 500sqm are proposed to contain buildings that are built to the boundary, the long axis of the lots should be within 30°E and 20°W of N unless there are significant physical constraints that make this difficult to achieve.</i></p> | N/A | <p>N/A</p> <p>No lots between 300 m² and 500 m² are proposed to contain a building.</p> |

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| | <p><i>Lots greater than 500sqm in area should be able to contain a rectangle measuring 10m x 15m, and may contain a building envelope.</i></p> | <p>Yes</p> | <p>Complies One lot over 500m² (Lot 1) is proposed and will contain the existing dwelling on the site. The lot would also be able to contain a rectangle measuring 10m x 15m.</p> |
| | <p><i>A building envelope may specify or incorporate any relevant siting and design requirement. Any requirement should meet the relevant standards of Clause 54, unless:</i></p> <ul style="list-style-type: none"> • <i>The objectives of the relevant standard are met, and</i> • <i>The building envelope is shown as a restriction on a plan of subdivision registered under the Subdivision Act 1988, or is specified as a covenant in an agreement under Section 173 of the Act.</i> | <p>N/A</p> | <p>N/A A building envelope is not warranted. The plans sufficiently demonstrate that a dwelling could be constructed on each lot in accordance with the requirements of the Scheme, including the minimum garden area requirement.</p> |
| | <p><i>Where a lot with a building envelope adjoins a lot that is not on the same plan of subdivision or is not subject to the same agreement relating to the relevant building envelope:</i></p> <ul style="list-style-type: none"> • <i>The building envelope must meet Standards A10 and A11 and Clause 54 in relation to the adjoining lot, and</i> • <i>The building envelope must not regulate siting matters covered by Standards A12 to A15 (inclusive) of Clause 54 in relation to the adjoining lot. This should be specified in the relevant plan of subdivision or agreement.</i> | <p>N/A</p> | <p>As above.</p> |

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| | | <p><i>Lot dimensions and building envelopes should protect:</i></p> <ul style="list-style-type: none"> <i>Solar access for future dwellings and support the siting and design of dwellings that achieve the energy rating requirements of the Building Regulations.</i> <i>Existing or proposed easements on lots.</i> <i>Significant vegetation and site features.</i> | N/A | As above. |
| 56.04-3 Solar Orientation | Met? | Standard C9 | Met? | Comments |
| <i>To provide good solar orientation of lots and solar access for future dwellings</i> | Yes | <i>Unless the site is constrained by topography or other site conditions, at least 70 percent of lots should have appropriate solar orientation.</i> | Yes | Complies Sufficient solar access is provided given the site characteristics, proposed lot configurations and dimensions, and local climate. |
| | | <p><i>Lots have appropriate solar orientation when:</i></p> <ul style="list-style-type: none"> <i>The long axes of lots are within the range N20°W to N30°E, or E20°N to E30°S.</i> <i>Lots between 300sqm and 500sqm are proposed to contain dwellings that are built to the boundary, the long axis of the lots should be within N20°W to N30°E.</i> <i>Dimensions of lots are adequate to protect solar access to the lot, taking into account likely dwelling size and the relationship of each lot to the street.</i> | Yes | As above. |
| 56.04-4 Street Orientation | Met? | Standard C10 | Met? | Comments |

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| <i>To provide a lot layout that contributes to community social interaction, person safety and property security.</i> | Yes | <p><i>Subdivision should increase visibility and surveillance by:</i></p> <ul style="list-style-type: none"> <i>Ensuring lots front all roads and streets and avoid the side and rear lots being orientated to connector streets and arterial roads.</i> <i>Providing lots of 300sqm or less in area and lots for 2 or more dwellings around activity centres and public open space.</i> <i>Ensuring streets and houses look onto public open space and avoiding sides and rears of lot along public open space boundaries.</i> | Yes | <p>Complies</p> <p>Lot orientation is appropriate given the site's characteristics (i.e. the long axis facing Ridgwell Street is north facing, which limits lot layout and orientation possibilities). Each new lot will front Ridgwell, with Lot 1 (containing the existing dwelling) have frontages to Ridgwell Street and Bell Street.</p> <p>No public open space is proposed.</p> |
| 56.04-5 Common Area | Met? | Standard C11 | Met? | Comments |
| <i>To identify common areas and the purpose for which the area is commonly held.</i> | N/A | <p><i>An application to subdivide land that creates common land must be accompanied by a plan and a report identifying:</i></p> <ul style="list-style-type: none"> <i>The common area to be owned by the body corporate, including any streets and open space.</i> <i>The reasons why the area should be commonly held.</i> <i>Lots participating in the body corporate.</i> <i>The proposed management arrangements including maintenance standards for streets and open spaces to be commonly held.</i> | N/A | <p>Not applicable.</p> <p>No common areas are proposed.</p> |
| <i>To ensure the provision of common area is appropriate and that necessary management arrangements are in place.</i> | N/A | | | |
| <i>To maintain direct public access throughout the neighbourhood street network.</i> | N/A | | | |

| URBAN LANDSCAPE | | | | |
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| 56.05-1 Integrated Urban Landscape | Met? | Standard C12 | Met? | Comments |
| <i>To provide attractive and continuous landscaping in streets and public open spaces that contribute to the character and identity of new neighbourhoods and urban places or to existing or preferred neighbourhood character in existing urban areas.</i> | N/A | <i>An application for subdivision that creates streets or public open space should be accompanied by a landscape design.</i> | N/A | Not applicable. The proposed plan for endorsement shows the lot layout, with sufficient space for landscaped areas. |
| <i>To incorporate natural and cultural features in the design of streets and public open space where appropriate.</i> | N/A | <i>The landscape design should:</i> <ul style="list-style-type: none"> • <i>Implement any relevant streetscape, landscape, urban design or native vegetation precinct plan, strategy or policy for the area set out in this scheme.</i> • <i>Create attractive landscapes that visually emphasise streets and public spaces.</i> • <i>Respond to the site and context description for the site and surrounding area.</i> • <i>Maintain significant vegetation where possible within an urban context.</i> • <i>Take account of the physical features of the land including landform, soil and climate.</i> • <i>Protect and enhance any significant natural and cultural features.</i> • <i>Protect and link areas of significant local habitat where appropriate.</i> • <i>Support integrated water management systems with appropriate landscape</i> | N/A | As above. |
| <i>To protect and enhance native habitat and discourage the planting and spread of noxious weeds.</i> | Yes | | | |

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| | | <p><i>design techniques for managing urban run-off including wetlands and other water sensitive urban design features in streets and public open space.</i></p> <ul style="list-style-type: none"> <i>Promote the use of drought tolerant and low maintenance plants and avoid species that are likely to spread to the surrounding environment.</i> <i>Ensure landscaping supports surveillance and provides shade in streets, parks and public open space.</i> <i>Develop appropriate landscape for the intended use of public open space including areas for passive and active recreation, the exercising of pets, playgrounds and shaded areas.</i> <i>Provide for walking and cycling networks that link with community facilities.</i> <i>Provide appropriate pathways, signage, fencing, public lighting and street furniture.</i> <i>Create low maintenance, durable landscapes that are capable of a long life.</i> | | |
| <i>To provide integrated water management systems and contribute to drinking water conservation.</i> | Yes | <i>The landscape design must include a maintenance plan that sets out maintenance responsibilities, requirements and costs.</i> | Yes | As above. |

| ACCESS AND MOBILITY MANAGEMENT | | | | |
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| 56.06-2 Walking and Cycling Network | Met? | Standard C15 | Met? | Comments |
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| <p><i>To contribute to community health and wellbeing by encouraging walking and cycling as part of the daily lives of residents, employees and visitors.</i></p> | <p>N/A</p> | <p><i>The walking and cycling network should be designed to:</i></p> <ul style="list-style-type: none"> • <i>Implement any relevant regional and local walking and cycling strategy, plan or policy for the area set out in this scheme.</i> • <i>Link to any existing pedestrian and cycling networks.</i> | <p>N/A</p> | <p>Not applicable</p> |
| <p><i>To provide safe and direct movement through and between neighbourhoods by pedestrians and cyclists.</i></p> | <p>N/A</p> | <ul style="list-style-type: none"> • <i>Provide safe walkable distances to activity centres, community facilities, public transport stops and public open spaces.</i> | | <p>No internal roads are proposed. Access would be provided via a proposed crossovers to Ridgwell and Bell Streets. Appropriate upgrades will be required to reflect Ridgwell Street comprising a primary access.</p> |
| <p><i>To reduce car use, greenhouse gas emissions and air pollution.</i></p> | <p>N/A</p> | <ul style="list-style-type: none"> • <i>Provide an interconnected and continuous network of safe and efficient and convenient footpaths, shared paths, cycle paths and cycle lanes based primarily on the network of arterial roads, neighbourhoods streets and regional public open spaces.</i> • <i>Provide direct cycling routes for regional journeys to major activity centres, community facilities, public transport and other regional activities and for regional recreational cycling.</i> • <i>Ensure safe street and road crossings including the provision for traffic controls where required.</i> • <i>Provide an appropriate level of priority for pedestrians and cyclists.</i> • <i>Have natural surveillance along streets and from abutting dwellings and be designed for personal safety and security particularly at night.</i> | | |

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| | | <ul style="list-style-type: none"> Be accessible to people with disabilities. | | |
| 56.06-4 Neighbourhood Street Network | Met? | Standard C17 | Met? | Comments |
| <i>To provide for direct, safe and easy movement through and between neighbourhoods for pedestrians, cyclists, public transport and other motor vehicles using the neighbourhood street network.</i> | N/A | <p><i>The neighbourhood street network must:</i></p> <ul style="list-style-type: none"> <i>Take account of the existing mobility network of arterial roads, neighbourhood streets, cycle paths, footpaths and public transport routes.</i> <i>Provide clear physical distinctions between arterial roads and neighbourhood street types.</i> <i>Comply with the Roads Corporation's arterial road access management policies.</i> <i>Provide an appropriate speed environment and movement priority for the safe and easy movement of pedestrians and cyclists and for accessing public transport.</i> <i>Provide safe and efficient access to activity centres for commercial and freight vehicles.</i> <i>Provide safe and efficient access to all lots for service and emergency vehicles.</i> <i>Provide safe movement for all vehicles.</i> <i>Incorporate any necessary traffic control measures and traffic management infrastructure.</i> | N/A | As above. |
| | | <p><i>The neighbourhood street network should be designed to:</i></p> <ul style="list-style-type: none"> <i>Implement any relevant transport strategy, plan or</i> | N/A | As above. |

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| | <p><i>policy for the area set out in this scheme.</i></p> <ul style="list-style-type: none"> • <i>Include arterial roads at intervals of approximately 1.6km that have adequate reservation widths to accommodate long term movement demand.</i> • <i>Include connector streets approximately halfway between arterial roads and provide adequate reservation widths to accommodate long term movement demand.</i> • <i>Ensure connector streets align between neighbourhoods for direct and efficient movement of pedestrians, cyclists, public transport and other motor vehicles.</i> • <i>Provide and interconnected and continuous network of street within and between neighbourhoods for use by pedestrians, cyclists, public transport and other vehicles.</i> • <i>Provide an appropriate level of local traffic dispersal.</i> • <i>Indicate the appropriate street type.</i> • <i>Provide a speed environment that is appropriate to the street type.</i> • <i>Provide a street environment that appropriately management movement demand (volume, type and mix of pedestrians, cyclists, public transport and other motor vehicles).</i> • <i>Encourage appropriate sharing of access lanes and access places by pedestrians, cyclists and vehicles.</i> | |
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| | | <ul style="list-style-type: none"> Minimise the provision of cul-de-sacs. Provide for service and emergency vehicles to safely turn at the end of a dead-end street. Facilitate solar orientation of lots. Facilitate the provision of the walking and cycling network, integrated water management systems, utilities and planting of trees. Contribute to the area's character and identity. Take account of any identified significant features. | | |
| 56.06-5 Walking and Cycling Network detail | Met? | Standard C18 | Met? | Comments |
| <i>To design and construct footpaths, shared path and cycle path networks that are safe, comfortable, well-constructed and accessible for people with disabilities.</i> | N/A | <i>Footpaths, shared paths, cycle paths and cycle lanes should be designed to:</i> <ul style="list-style-type: none"> <i>Be part of a comprehensive design of the road or street reservation.</i> <i>Be continuous and connect.</i> <i>Provide for public transport stops, street crossings for pedestrians and cyclists and kerb crossovers for access to lots.</i> <i>Accommodate projected volumes and mix.</i> <i>Meet the requirements of Table C1.</i> <i>Provide pavement edge, kerb, channel and crossover details that support safe travel for pedestrians, footpath bound vehicles and cyclists, perform required drainage functions and are structurally sound.</i> | N/A | As above. |
| <i>To design footpaths to accommodate wheelchairs, prams, scooters and other footpath bound vehicles.</i> | Yes | | | |
| <i>To provide public transport stops that are accessible to people with disabilities.</i> | N/A | | | |

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| | | <ul style="list-style-type: none"> • Provide appropriate signage. • Be constructed to allow access to lots without damage to footpath or shared path surfaces. • Be constructed with a durable, non-skid surface. • Be of a quality and durability to ensure: <ul style="list-style-type: none"> ▪ Safe passage for pedestrians, cyclists, footpath bound vehicles and vehicles. ▪ Discharge of urban run-off. ▪ Preservation of all weather access. ▪ Maintenance of a reasonable, comfortable riding quality. ▪ A minimum 20 year life space. • Be accessible to people with disabilities and include tactile ground surface indicators, audible signals and kerb ramps required for the movement of people with disabilities. | | |
| 56.06-7 Neighbourhood Street Network Detail | Met? | Standard C20 | Met? | Comments |
| <i>To design and construct street carriageways and verges so that the street geometry and traffic speed provide an accessible and safe neighbourhood street system for all users.</i> | N/A | <p><i>The design of streets and roads should:</i></p> <ul style="list-style-type: none"> • <i>Meet the requirements of Table C1. Where the widths of access lanes, access places, and access streets do not comply with the requirements of Table C1, the requirements of the relevant fire authority and roads authority must be met.</i> • <i>Provide street blocks that are generally between 120m and 240m in length</i> | N/A | As above. |

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| | <p><i>and generally between 60m and 120m in width to facilitate pedestrian movement and control traffic speed.</i></p> <ul style="list-style-type: none"> • <i>Have verges of sufficient width to accommodate footpaths, shared paths, cycle paths, integrated water management, street tree planting, lighting and utility needs.</i> • <i>Have street geometry appropriate to the street type and function, the physical land characteristics and achieve a safe environment for all users.</i> • <i>Provide a low-speed environment while allowing all road users to proceed without inconvenience or delay.</i> • <i>Provide a safe environment for all street users applying speed control measures where appropriate.</i> • <i>Ensure intersection layouts clearly indicate the travel path and priority movement for pedestrians, cyclists and vehicles.</i> • <i>Provide a minimum 5m by 5m corner splay at junctions with arterial roads and a minimum 3m by 3m corner splay at other junctions unless site conditions justify a variation to achieve safe sight lines across corners.</i> • <i>Ensure street are sufficient strength to:</i> <ul style="list-style-type: none"> ▪ <i>Enable the carriage of vehicles.</i> ▪ <i>Avoid damage by construction vehicles and equipment.</i> | |
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| | | <ul style="list-style-type: none"> • <i>Ensure street pavements are of sufficient quality and durability for the:</i> <ul style="list-style-type: none"> ▪ <i>Safe passage of pedestrians, cyclists and vehicles.</i> ▪ <i>Discharge of urban run-off.</i> • <i>Preservation of all-weather access and maintenance of a reasonable, comfortable riding quality.</i> • <i>Ensure carriageways of planned arterial roads are designed to the requirements of the relevant road authority.</i> • <i>Ensure carriageways of neighbourhood streets are designed for a minimum 20 year life span.</i> • <i>Provide pavement edges, kerbs, channel and crossover details designed to:</i> <ul style="list-style-type: none"> ▪ <i>Perform the required integrated water management functions.</i> ▪ <i>Delineate the edge of the carriageway for all street users.</i> ▪ <i>Provide efficient and comfortable access to abutting lots at appropriate locations.</i> ▪ <i>Contribute to streetscape design.</i> • <i>Provide for the safe and efficient collection of waste and recycling materials from lots.</i> • <i>Be accessible to people with disabilities.</i> | | |
| | N/A | <i>A street detail plan should be prepared that shows, as appropriate:</i> | N/A | |

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| | | <ul style="list-style-type: none"> • <i>The street hierarchy and typical cross-sections for all street types.</i> • <i>Location of carriageway pavement, parking, bus stops, crossovers, footpaths, tactile surface indicators, cycle paths and speed control and traffic management devices.</i> • <i>Water sensitive urban design features.</i> • <i>Location and species of proposed street trees and other vegetation.</i> • <i>Location of existing vegetation to be retained and proposed treatment to ensure its health.</i> • <i>Any relevant details for the design and location of street furniture, lighting, seats, bus stops, telephone boxes and mailboxes.</i> | | |
| 56.06-8 Lot Access | Met? | Standard C21 | Met? | Comments |
| <i>To provide for safe vehicle access between roads and lots.</i> | Yes | <i>Vehicle access to lots abutting arterial roads should be provided from service roads, side or rear lanes, access places or access streets where appropriate and in accordance with the access management requirements of the relevant roads authority.</i> | N/A | Not applicable All new residential lots are not accessed via arterial roads but rather the proposed crossovers to existing council-managed roads. |
| | | <i>Vehicle access to lots of 300sqm or less in area and lots with frontage of 7.5m or less should be provided via rear or side access lanes, places or streets.</i> | N/A | N/A |
| | | <i>The design and construction of a crossover should meet the requirements of the relevant road authority.</i> | Yes | Complies Crossovers will be provided in accordance with relevant requirements to the road/s. |

| INTEGRATED WATER MANAGEMENT | | | | |
|--|-------------|---|-------------|--|
| 56.07-1 Drinking Water Supply | Met? | Standard C22 | Met? | Comments |
| <i>To reduce the use of drinking water</i> | Yes | <i>The supply of drinking water must be:</i> | Yes | Complies |
| <i>To provide adequate, cost-effective supply of drinking water</i> | Yes | <ul style="list-style-type: none"> <i>Designed and constructed in accordance with the requirements and to the satisfaction of the relevant water authority.</i> <i>Provided to the boundary of all lots in the subdivision to the satisfaction of the relevant water authority</i> | | Services will be installed in accordance with the requirements of the relevant utility provider. |
| 56.07-2 Reused and Recycled Water | Met? | Standard C23 | Met? | Comments |
| <i>To provide for the substitution of drinking water for non-drinking water purposes with reused and recycled water,</i> | N/A | <i>Reused and recycled water supply systems must be:</i> <ul style="list-style-type: none"> <i>Designed and constructed in accordance with the requirements and to the satisfaction of the relevant water authority, Environment Protection Authority and Department of Health and Human Services.</i> <i>Provided to the boundary of all lots in the subdivision where required by the relevant water authority.</i> | N/A | Complies Recycled water is not available or proposed. |
| 56.07-3 Waste Water Management | Met? | Standard C24 | Met? | Comments |
| <i>To provide a waste water system that is adequate for the maintenance of public health and the management of effluent in an environmentally friendly manner.</i> | Yes | <i>Waste water systems must be:</i> <ul style="list-style-type: none"> <i>Designed, constructed and managed in accordance with the requirements and to the satisfaction of the relevant water authority and the Environmental Protection Authority.</i> <i>Consistent with any relevant approved</i> | Yes | Complies There are existing sewer connections and new services / extensions will be installed in accordance with the requirements of the relevant utility provider. |

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| | | <i>domestic waste water management plan.</i> | | |
| | | <i>Reticulated waste water must be provided to the boundary of all lots in the subdivision where required by the relevant water authority.</i> | Yes | As above. |
| 56.07-4 Urban Run-Off Management | Met? | Standard C25 | Met? | Comments |
| <i>To minimise damage to properties and inconvenience to residents from urban run-off.</i> | Yes | <p><i>The urban stormwater management system must be:</i></p> <ul style="list-style-type: none"> • <i>Designed and managed in accordance with the requirements and to the satisfaction of the relevant drainage authority.</i> • <i>Designed and managed in accordance with the requirements and to the satisfaction of the water authority where reuse of urban run-off is proposed.</i> • <i>Designed to meet the current best practice performance objectives for stormwater quality as contained in the Urban Stormwater – Best Practice Environmental Management Guidelines (Victorian Stormwater Committee 1999) as amended.</i> • <i>Designed to ensure that flows downstream of the subdivision site are restricted to pre-development levels unless increased flows are approved by the relevant drainage authority and there are no detrimental downstream impacts.</i> | Yes | <p>Complies</p> <p>Services will be installed in accordance with the requirements of the relevant drainage authority, as required.</p> |

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| <p><i>To ensure that the street operates adequately during major storm events and provides for public safety.</i></p> | <p>Yes</p> | <p><i>The stormwater management system should be integrated with the overall development plan including the street and public open space networks and landscape design.</i></p> | <p>Yes</p> | <p>As above.</p> |
| <p><i>To minimise increases in stormwater run-off and protect the environmental values and physical characteristics of receiving waters from degradation by urban run-off.</i></p> | <p>Yes</p> | <p><i>For all storm events up to and including the 20% Average Exceedance Probability (AEP) standard:</i></p> <ul style="list-style-type: none"> • <i>Stormwater flows should be contained within the drainage system to the requirements of the relevant authority.</i> • <i>Ponding on roads should not occur for longer than 1 hour after the cessation of rainfall.</i> | <p>Yes</p> | <p>As above.</p> |
| | | <p><i>For storm events greater than 20% AEP and up to and including 1% AEP standard:</i></p> <ul style="list-style-type: none"> • <i>Provision must be made for the safe and effective passage of stormwater flows.</i> • <i>All new lots should be free from inundation or to a lesser standard of flood protection where agreed by the relevant floodplain management authority.</i> • <i>Ensure that streets, footpaths and cycle paths that are subject to flooding meet the safety criteria $d_a V_{ave} < 0.35m^2/s$ (where, d_a = average depth in metres and V_{ave} = average velocity in metres per second).</i> | <p>Yes</p> | <p>As above.</p> |
| | | <p><i>The design of the local drainage network should:</i></p> <ul style="list-style-type: none"> • <i>Ensure run-off is retarded to a standard required by the responsible drainage authority.</i> | <p>Yes</p> | <p>As above.</p> |

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| | | <ul style="list-style-type: none"> • Ensure that every lot is provided with drainage to a standard acceptable to the relevant drainage authority. Where possible, run-off should be directed to the front of the lot and discharged into the street drainage system or legal point of discharge. • Ensure that inlet and outlet structures take account of the effects of obstructions and debris build up. Any surcharge drainage pit should discharge into an overload flow in a safe and predetermined manner. • Include water sensitive urban design features to manage run-off in streets and public open space. Where such features are provided, an application must describe maintenance responsibilities, requirements and costs. | | |
| | | Any flood mitigation works must be designed and constructed in accordance with the requirements of the relevant floodplain management authority. | Yes | As above. |

| SITE MANAGEMENT | | | | |
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| 56.08-1 Site Management | Met? | Standard C26 | Met? | Comments |
| <i>To protect drainage infrastructure and receiving waters from sedimentation and contamination.</i> | Yes | <p>A subdivision application must describe how the site will be managed prior to and during the construction period and may set out requirements for managing:</p> <ul style="list-style-type: none"> • Erosion and sedimentation. | Yes | Complies |

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| | | <ul style="list-style-type: none"> • <i>Dust</i> • <i>Run-off</i> • <i>Litter, concrete and other construction wastes.</i> • <i>Chemical contamination.</i> • <i>Vegetation and natural features planned for retention.</i> | | The proposal comprises a small-scale subdivision and residential development. The imposition of a construction management plan is not considered warranted in this instance for a project of this scope. |
| <i>To protect the site and surrounding area from environmental degradation or nuisance prior to and during construction of subdivision works.</i> | Yes | <i>Recycled materials should be used for the construction of streets, shared paths and other infrastructure where practicable.</i> | Yes | Complies Reused/recycled materials will be used where practicable. |
| <i>To encourage the re-use of materials from the site and recycled materials in the construction of subdivisions where practicable.</i> | Yes | | | |

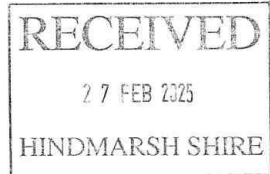
| UTILITIES | | | | |
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| 56.09-1 Shared Trenching | Met? | Standard C27 | Met? | Comments |
| <i>To maximise the opportunities for shared trenching.</i> | Yes | <i>Reticulated services for water, gas, electricity and telecommunications should be provided in shared trenching to minimise construction costs and land allocation for underground services.</i> | Yes | Complies Services will be installed in accordance with the requirements of the relevant utility providers. |
| <i>To minimise constraints on landscaping within street reserves.</i> | Yes | | | |
| 56.09-2 Electricity, Telecommunications and Gas | Met? | Standard C28 | Met? | Comments |
| <i>To provide public utilities to each lot in a timely, efficient and cost effective manner.</i> | Yes | <i>The electricity supply system must be designed in accordance with the requirements of the relevant electricity supply agency and be provided to the boundary of</i> | Yes | Complies Services will be installed in accordance with the requirements of the relevant utility provider. |

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| <i>To reduce greenhouse gas emissions by supporting generation and use of electricity from renewable sources.</i> | | <i>all lots in the subdivision to the satisfaction of the relevant electricity authority.</i> | | |
| | | <i>Arrangements that support the generation or use of renewable energy at a lot or neighbourhood level are encouraged.</i> | N/A | N/A |
| | | <i>The telecommunication system must be designed in accordance with the requirements of the relevant telecommunications servicing agency and should be consistent with any approved strategy, policy or plan for the provision of advanced telecommunications infrastructure, including fibre optic technology. The telecommunications system must be provided to the boundary of all lots in the subdivision to the satisfaction of the relevant telecommunications servicing authority.</i> | Yes | Complies Services will be installed in accordance with the requirements of the relevant utility provider. |
| 56.09-3 Fire Hydrants | Met? | Standard C29 | Met? | Comments |
| <i>To provide fire hydrants and fire plugs in positions that enable fire fighters to access water safely, effectively and efficiently.</i> | N/A | <i>Fire hydrants should be provided:</i> <ul style="list-style-type: none"> • <i>A maximum distance of 120 metres from the rear of each lot.</i> • <i>No more than 200 metres apart</i> | N/A | Not applicable As no new streets are proposed, no public lighting is warranted. |
| | | <i>Hydrants and fire plugs must be compatible with the relevant fire service authority.</i> | Yes | As above. |
| 56.09-4 Public Lighting | Met? | Standard C30 | Met? | Comments |

| | | | | |
|---|-----|--|-----|--|
| <i>To provide public lighting to ensure the safety of pedestrians, cyclists and vehicles.</i> | N/A | <i>Public lighting should be provided to streets, footpaths, public telephones, public transport stops and to major pedestrian and cycle paths including public open spaces that are likely to be well used at night to assist in providing safe passage for pedestrians, cyclists and vehicles.</i> | N/A | Not applicable As no new streets are proposed, no public lighting is warranted. |
| <i>To provide pedestrians with a sense of personal safety at night.</i> | N/A | <i>Public lighting should be designed in accordance with relevant Australian Standards.</i> | N/A | As above. |
| <i>To contribute to reducing greenhouse emissions and to saving energy</i> | N/A | <i>Public lighting should be consistent with any strategy, policy or plan for the use of renewable energy and energy efficient fittings.</i> | N/A | As above. |



OFFICE USE ONLY
Application number:
.....
Date received:
.....



OBJECTION TO PLANNING PERMIT APPLICATION

Planning and Environment Act 1987

Email:

THE OBJECTOR: Who is making this objection?

Name: [Redacted]
Address: [Redacted] 18
Phone: [Redacted]

THE APPLICATION:

What is the permit application number? PA 1857-2024
What is proposed? Development of two additional dwellings, subdivision of land into three lots, construction of fencing and vegetation removal.
What land is proposed to be used or developed? 6 Bell Street, Nhill, Victoria 3418

Who has applied for the permit? [Redacted]

THE OBJECTION:

What are the reasons for your objection? See attached.
How will you be affected by the grant of a permit? See attached.

(If there is not enough room, attach a separate page.)

Signature: [Redacted] Date: [Redacted]

IMPORTANT NOTES ABOUT OBJECTIONS TO PERMIT APPLICATIONS

PRIVACY WARNING: If making an objection, do not include private and confidential

information as objections are available for public scrutiny and will be available electronically and will be published on the Shire website. Any person may inspect an objection. The applicant will be forwarded a copy of all objections.

- 1 This form is to help you make an objection to an application in a way which complies with the *Planning and Environment Act 1987*, and which can be readily understood by the responsible authority. There is no requirement under the Act that you use any particular form. Do not use this form to make a submission about a planning scheme amendment.
- 2 Make sure you clearly understand what is proposed before you make an objection. You should inspect the application at the responsible authority's office.
- 3 To make an objection you should clearly complete the details on this form and lodge it with the responsible authority as shown on the Public Notice - Application for Planning Permit.
- 4 An objection should explain:
 - why you object to the application; and
 - how you would be affected if a permit is granted.
- 5 If making an objection, **do not** include private and confidential information as objections are available for public scrutiny and will be available electronically and will be published on the Shire website. Any person may inspect an objection. The applicant will be forwarded a copy of all objections.
- 6 The responsible authority may reject an application which it considers has been made primarily to secure or maintain a direct or indirect commercial advantage for the objector. In this case, the Act applies as if the objection had not been made.
- 7 If your objection relates to an effect on property other than at your address as shown on this form, give details of that property and of your interest in it.
- 9 To ensure the responsible authority considers your objection, make sure that the authority receives it by the date shown in the notice you were sent or which you saw in a newspaper or on the site.
- 9 If you object before the responsible authority makes a decision, the authority will tell you its decision.
- 10 If despite your objection the responsible authority decides to grant the permit, you can appeal against the decision. Details of the appeal procedures are set out on the back of the Notice of Decision which you will receive. An appeal must be made on a prescribed form (obtainable from the Administrative Appeals Tribunal) and accompanied by the prescribed fee. A copy must be given to the responsible authority. Any appeals must be made within 21 days of the responsible authority giving notice of its decision.
- 11 If the responsible authority refuses the application, the applicant can also appeal. The provisions are set out on the Refusal of Planning Application which will be issued at that time

Reasons for objection and how the objector will be impacted by the grant of a permit.

Street Frontage Characteristics

The application refers to the streets in the area being constructed from asphalt (refer to page 8). This is incorrect. Ridgewell Street is a narrow, unsealed road, that is primarily undeveloped. No existing dwellings in the area front Ridgewell Street.

B1 - Neighbourhood Character

There are no existing dwellings that front Ridgewell Street and no smaller comparable lots in the area (being north of Nelson Street). The proposed development would be the first of its kind in this area in terms of lot layout and intensity of built form with virtually no setbacks from neighbouring properties. The neighbourhood comprises spaced, single, detached dwellings on uniform large regular sized blocks of approximately 1,000 m². This creates a high standard of amenity for existing and new residents, including through reduced noise transmission between dwellings by reason of the degree of separation

and associated vegetation and significant open space.

The proposed new dwellings will:

- dominate the proposed lots;
- dramatically alter the streetscape; and
- be within at least 1m of the western boundary (for Lot 3) and 1.9m of the southern (rear) boundary (for Lots 2 and 3).

The intensity and proximity of built form will have a significant adverse impact on the neighbourhood character and is not in-keeping with the surrounding area.

The development is also inconsistent with other known developments in the Nhill area, including the "Russell Road precinct" cited by the applicant. Other known developments such as those in Russell Street, Nhill:

- are in areas with existing smaller, narrower blocks; and
- front sealed roads, with a uniform streetscape and appearance (ie, houses in a row).

The proposed dwellings are:

- not in an area contemplated for intense development of the type proposed under Council's strategic framework;
- not part of a row of houses, but an isolated, irregular and unexpected form, as an adjunct to the backyard of an older existing dwelling; and
- in an area which has no existing comparable development or lot sizes and wasn't previously envisaged for a development of the kind proposed.

The development is inconsistent with Council's Planning Scheme objective of creating appropriate integrated housing.

B2 – Residential Policy

It is stated in the application that the development "...will be a much better addition to the area than the existing home..." It is therefore implied that the existing dwelling is uninhabitable and/or new accommodation should be prioritised over existing housing and amenity.

Creating new accommodation in priority to the use or retention of existing development is inconsistent with residential policy of use of existing resources.

The applicant's cited policy outcome of "energy efficiency" cannot be reconciled with the resources associated with building new dwellings instead of improving existing dwellings.

B4 – Infrastructure

Based on the information available to the objector, the development will not be provided with appropriate infrastructure.

Ridgewell Street is an unsealed road, with impeded vehicle movement given the nature and dimensions of the unsealed road (ie, there is no ability for vehicles to pass without getting on to the shoulder of the road or nature strip and heavy vehicles such as garbage trucks may be unable to readily access), no on-street parking, no kerb and channel and no footpaths. Development of this type should be prioritised in areas with comparable intensity and lot sizes and appropriate infrastructure, such as the "Russell Road precinct" cited by the applicant.

There is insufficient detail in the plans forming part of the application to allow the objector to assess how roof captured rain water will be discharged from the property. The plans make no provision for water tanks, meaning that run off from the roof of the proposed dwellings will need to be discharged onto the ground or to the street. There is no kerb and channel on Ridgewell Street and no information to assess:

- whether the existing table drain can accommodate the envisaged discharge of water from the proposed development (to the extent it is discharged to the street); or
- the extent to which water may be discharged onto the ground and flow into the adjoining properties.

The associated vehicle and pedestrian traffic and water discharge from the development could readily be expected to exceed and overload the capacity of the existing infrastructure.

The failure to include on-site water storage is also at odds with Council's policy objectives of conserving potable water.

The construction of crossovers on Ridgewell Street (which do not expressly appear to be applied for) will impact on the form of the unsealed road and movement of vehicles that are required to move onto the shoulder of the road to allow on-coming vehicles to pass (ie, vehicles travelling west will be required to drive over the crossovers or stop prior to the crossovers to allow oncoming traffic to pass). This is expected to create a safety hazard, have an adverse impact on local amenity and require design changes to Ridgewell Street infrastructure.

B5 – Integration with the street

As noted above, there are no existing dwellings on Ridgewell Street. The dwellings will not therefore integrate (akin to a row of houses) but be an outlier and standalone set of two dwellings, in an area of Nhill where there is no comparable development or envisaged intensity of development based on Council's strategic framework.

B8 – Site coverage

It is erroneously stated in the application that site coverage is 48.62% and therefore respects existing or preferred neighbourhood character (this percentage is understood to be based on the area of Lots 1, 2 and 3 – ie, it includes the existing dwelling, which is misleading). The site coverage of the existing dwelling isn't stated in the application, but is understood to be less than 30%, which is reflective of the neighbourhood.

The "building area" of 'Unit 1' (being Lot 2) is stated to be 142.32m² (which is understood to exclude a garden shed shown in some plans of what is understood to be 3.32m²). The built area is therefore understood to be 57.9%.

The "building area" of 'Unit 2' (being Lot 3) is stated to be 139.63m² (which is understood to exclude a garden shed shown in some plans of what is understood to be 3.32m²). The built area is therefore understood to be 56.8%.

Compared to the surrounding area:

- the dwellings completely dominate the lots, which is inconsistent with and to the detriment of the existing neighbourhood character, which consists of spaced, single, detached dwellings on large regular sized blocks, with significant backyards; and
- the proposal represents an overdevelopment, that is completely at odds with the neighbourhood character.

B10 – Energy efficiency

It is incorrectly stated that the orientation of the dwellings is west facing. The proposed new dwellings are predominantly north facing.

There is insufficient information in the application to allow the objector to assess:

- how incorrect assumptions as to the orientation of the dwellings impacts on design assumptions;
or
- how the design will achieve a 6 star rating.

The application therefore fails to demonstrate how energy efficiency objectives can be met.

B12 – Safety

Assuming Council doesn't redevelop Ridgewell Street (noting there is currently no allocated funding for that purpose in Council's budget), the dwellings will front an unsealed road, with limitations on passing vehicles, with no on-street parking and no footpath. This creates immediate safety issues for the occupiers of the proposed dwellings, visitors and other users of Ridgewell Street.

Contrary to the application, the development will allow for inappropriate and illegal use, including:

- parking on surrounding nature strips, by reason of there being no on-street parking (the photos in the application show vehicles parking in that manner, which demonstrates that such parking is inevitable given the design of Ridgewell Street); and
- parking on crossovers, with the applicant stating that: "Both units will also have their individual driveways and crossovers for extra parking space if required". Parking on the crossovers is therefore acknowledged by the applicant and cited as an appropriate design response, which seems to acknowledge the significant parking pressures created by the development, that cannot be supported by the existing infrastructure.

The need for garbage trucks, postal delivery services and the like to access the proposed dwellings via an unsealed road may also create unacceptable safety issues, particularly in the event of high rain fall. The application doesn't address these considerations.

As noted above, the potential impact of water discharge is unclear as the application doesn't address the treatment of rain water runoff (including water captured on the roof of the dwelling). There is no clear attempt to minimise off-site detrimental impacts on people and the environment, including the objector.

Further, assuming the development includes a storage shed to achieve storage requirements, the distance between the shed and the rear of the dwelling on Lot 3 is understood to be 0.52m (see diagrams and assessment below). The shed would effectively block meaningful access to the rear of Lot 3 from the path along the western boundary, causing safety issues.

B14 and 15 – Access and parking location

The application is based on parking within a garage, within individual driveways and crossovers.

The driveways also serve as the point of access for foot traffic to the dwellings. That is, to enter the

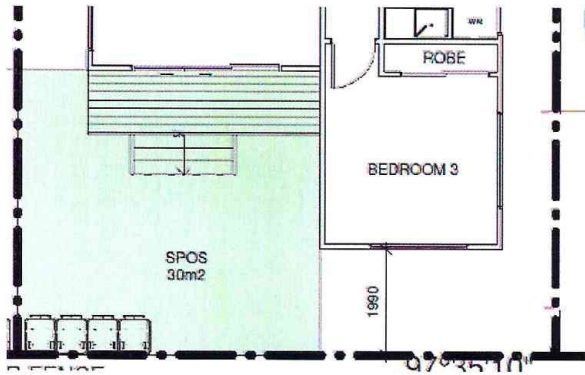
dwellings, you must walk down/across the driveway as there is no provision for an alternate entry point or path. The dimensions of the driveway are such that a person could not readily or safely enter the property if a vehicle is parked in the driveway (including emergency services).

As noted above, the design of the dwelling and nature of existing infrastructure is such that:

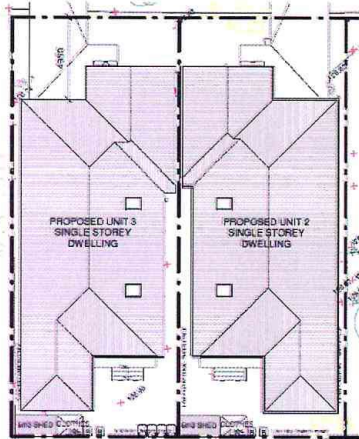
- there is no accommodation for visitor parking (as there is no on-street parking or permitted parking on crossovers); and
- there will be significant and adverse impacts on parking and traffic in the area, including traffic difficulties arising from the illegal parking of vehicles and general vehicle movements along Ridgewell Street, which isn't a divided road (which means vehicles must get off the road to allow oncoming vehicles to pass), which will be further impacted by the presence of crossovers.

B17 – Setbacks

It is incorrectly stated in the application that the rear setback is 3.1m. The rear setback shown in the plans is 1.99m (see diagram below). This is completely at odds with the existing neighbourhood character and to the detriment of the neighbouring property.



The accommodation of storage via a storage shed is inadequately and inconsistently addressed in the plans – ie, the shed is not sufficiently or consistently shown on plans and is therefore seemingly excluded from the application and setback calculations, which therefore misconstrues the development and relevant calculations and submissions made by the applicant (see diagram below).



Assuming the development includes a storage shed to achieve storage requirements:

- the setback from the rear boundary would be non-existent. That is, the shed will be built along the rear boundary. This would be contrary to the current neighbourhood character and design guidelines and may explain why a storage shed is inconsistently shown on the proposed plans; and
- the distance between the shed and the rear of the dwelling would be nominal. The plans in the application fail to show the exact measurements of the proposed shed, but based on a stated volume of 6m³ the dimensions of the shed would be 2.26m x 1.47m. This would therefore mean that the distance between the shed and the rear of the dwelling on Lot 3 (including the adjacent window) would be 0.52m.

The proximity of built form:

- means the applicant hasn't demonstrated how the development complies with the objectives and

standards of 'ResCode'; and

- will have a significant impact on amenity, including privacy, noise and shadowing. Existing dwellings in the neighbourhood enjoy amenity and significant privacy by reason of the separation of built forms and associated vegetation.

B21 – Overshadowing

The overshadowing modelling is considered flawed by reason of the applicant's failure to include the contemplated storage sheds at the rear of the property (with storage sheds being cited by the applicant to satisfy storage requirements).

B24 – Noise impacts

It's stated in the application that:

- if air-conditioning is fitted it will be located at the rear of each unit (ie, within the 1.99m setback at the rear of the property); and
- an air-conditioning unit could be the only source of noise.

The climate of Nhill is such that the dwellings may be uninhabitable (or at least conformably) without air-conditioning (and it is difficult to envisage there being no air-conditioning). The presence of air-conditioning units within close proximity to the rear boundary would have a significant and adverse impact on the neighbouring property.

Contrary to the application, there may be other sources of noise, including from occupiers. The potential noise impact is exacerbated by the proposed design, and in particular, the limited set back at the rear of the property and the need for air-conditioning units to be placed at the rear of the property.

B25 – Accessibility

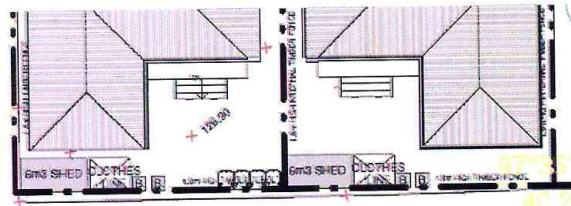
The application has no regard to and fails to adequately particularise the accessibility issues arising from:

- the absence of footpaths along Ridgewell Street (which substantially compromises access);
- the car parking pressures that will arise from the development and the indirect impact that will have on access (eg, vehicles parked on crossovers, vehicles parked on the nature strip); and
- the resulting narrow (0.52m) point of ingress and egress at the rear of the dwelling on Lot 3 resulting from the storage shed (which would be exacerbated by the access point being under the building eave of the dwelling).

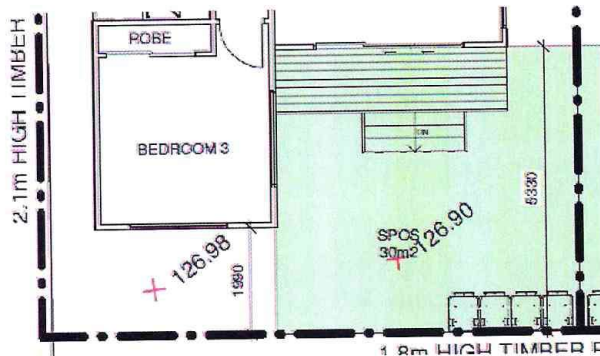
B27 – Daylight to new windows

It is stated in the application that all habitable windows have a 1m minimum to clear open sky.

Assuming the development includes a storage shed as shown the diagram below, the distance between the shed and the rear of the dwelling (including the adjacent window) on Lot 3 would be 0.52m. This is contrary to the standard.



If the location of the shed is altered, other contentions made in the application, such as the area of private open space will no longer hold true as the shed will take up part of that space (see diagram below).



B28 – Private open space

There is insufficient and/or misleading information to make a proper assessment of the amount and impact of private open space.

The plans in the application show an open space at the rear of the dwellings of 30m² (which equates to 11.9% on an area basis). This is significantly less than the 40m² cited in the application and seemingly grossly inadequate and in-consistent with the design and layout of the surrounding area.

The amount of actual open space will be impacted by other elements of the development, including the envisaged installation of an air-conditioning unit and the actual location of any storage shed. If, as expected, an air-conditioning unit is installed at the rear of the property, the actual functional open space would be less than 30m². Similarly, if a storage shed is located in the area at the rear of the dwelling currently allocated for private open space, the actual open space area cannot be 30m². This is contrary to the standard and will have adverse impact on the neighbourhood character and the objector.

B30 – Storage

The accommodation of storage via a storage shed is inconsistently addressed in the plans – ie, a shed is not consistently shown on plans and is therefore seemingly excluded from other calculations and assumptions in relation to built areas and the like.

It is also erroneously stated in the application that a storage shed will be included “within the side yard”. Assuming dimensions of 2.26m X 1.47m, a shed could not be placed to the sides of the dwellings as:

- the “side yard” has a width of 1.3m; and
- the placement of a shed to the side of the dwelling would completely block access to and use of that area for any other purpose.

It is therefore unclear to the objector whether the development will include adequate storage and if so, how that storage area impacts on other relevant considerations and calculations of open space and the set back from the rear boundary and so on.

The actual functionality of any proposed storage is also unclear. For example, will it have an electricity supply to allow meaningful usage at different times of the day? If the dimensions of the shed are 2.26m X 1.47m, how could the entire volume of 6m³ actually be used and if it cannot, what is the actual functional storage space of the shed? If the dimensions of the shed are greater so as to allow an actual functional storage of 6m³, how can a shed fit on Lot 3?

B31 – Design detail

As noted above, the development does not respect the existing or preferred neighbourhood character. It is:

- completely at odds with the current neighbourhood character; and
- too intense and cannot and does not complement the “Russell Road precinct” as stated by the applicant, given the physical distance between the sites and the differences between the two locations.

As shown in the site photos in the application, the development is within an area that solely consists of standalone development. And as far as the objector is aware, there is no development in Nhill of a comparable intensity.

The proposal represents an inappropriate overdevelopment that if envisaged by Council should be within an area contemplated for intense development of the type proposed under Council’s strategic framework (being within the vicinity of George Street, which is a significant distance from the proposed development).

NO.6 BELL ST, NHILL

PROPOSED TWO UNIT DEVELOPMENT

| SHEET LIST TP | |
|---------------|----------------------------|
| SHEET NO. | SHEET NAME |
| TP 01 | COVERSHEET |
| TP 02 | NEIGHBOURHOOD DESCRIPTION |
| TP 03 | SITE SURVEY |
| TP 04 | DEMOLITION PLAN |
| TP 05 | PROPOSED SITE PLAN |
| TP 06 | PROPOSED GROUND FLOOR PLAN |
| TP 08 | PROPOSED ELEVATION (1) |
| TP 09 | PROPOSED ELEVATION (2) |
| TP 10 | PROPOSED ELEVATION (3) |
| TP 11 | SHADOW DIAGRAM 9 AM |
| TP 12 | SHADOW DIAGRAM 12 PM |
| TP 13 | SHADOW DIAGRAM 3 PM |
| TP 14 | GARDEN AREA PLAN |
| TP 15 | LANDSCAPE PLAN |
| TP 16 | PRELIMINARY PLAN OF SUB |

| DATE | ISSUE | AMENDMENTS | Client | DRAWING TITLE | COVERSHEET |
|----------|--------|------------------------------------|-----------------|-------------------|---------------------|
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | [REDACTED] | [REDACTED] | COVERSHEET |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Date 20/11/2024 | | |
| | | | Drawn by JS | | |
| | | | Checked by RAC | | |
| | | | | SHEET NO. | TP 01 |
| | | | | FOR TOWN PLANNING | SHEET SIZE A3 Scale |

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PROPOSED SITE NO.6 BELL ST NHILL
SINGLE STOREY WEATHERBOARD CLADDING
METAL SHEET ROOF



NEIGHBOURING SITE NO.4 BELL ST
BRICK VENEER
TILED ROOF



VIEW OF PROPOSED AREA OF WORKS
(RIDGEWELL ST)



ADJACENT VIEW OF
PROPOSED UNITS



NO.2 BELL ST NHILL
SINGLE STOREY MATRIX CLADDING
METAL SHEET ROOF



NO.4 BELL ST NHILL
SINGLE STOREY WEATHERBOARD CLADDING
METAL SHEET ROOF



6 GOLDSWORTHY ST
SINGLE STOREY WEATHERBOARD CLADDING
METAL SHEET ROOF



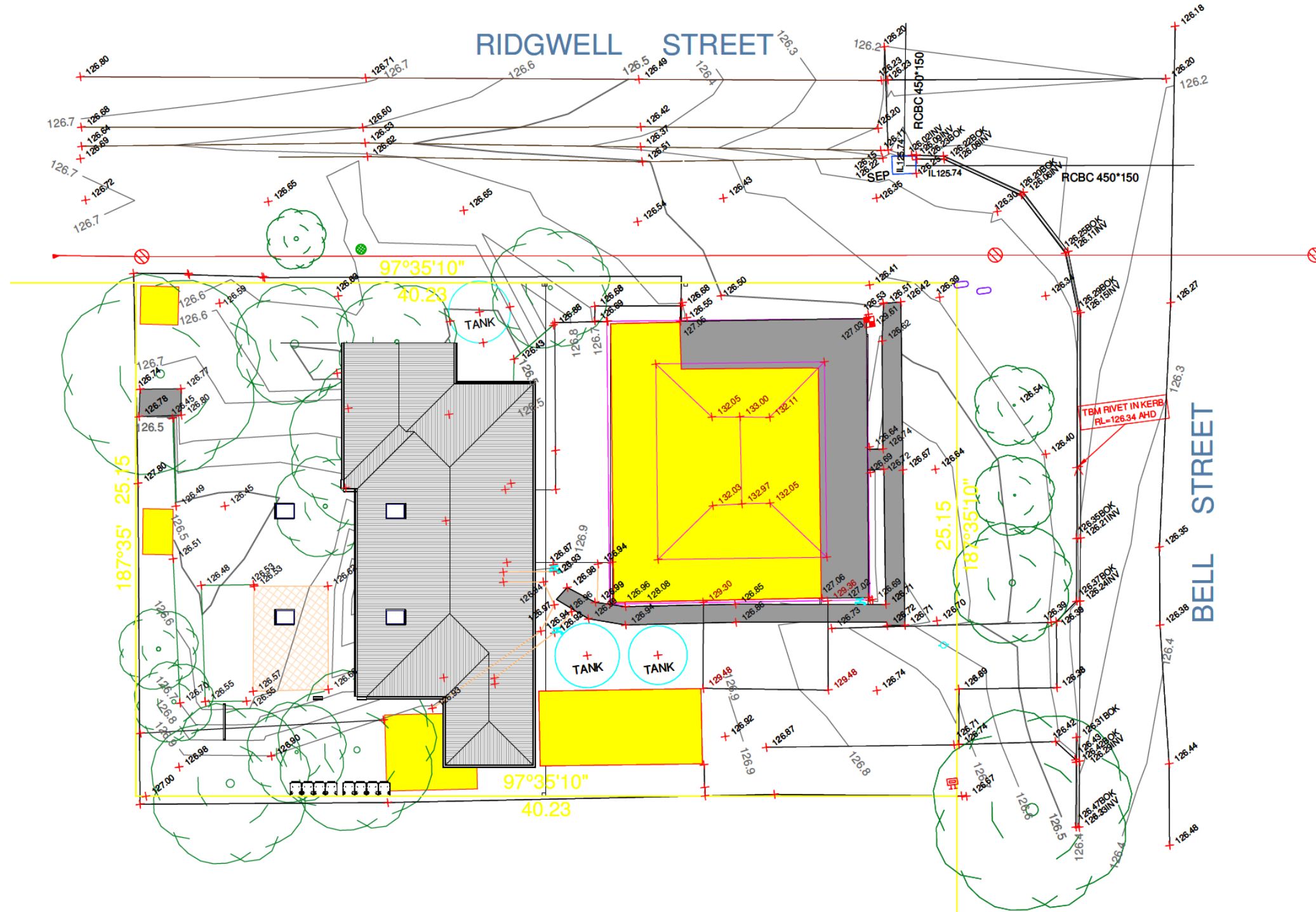
5 GOLDSWORTHY ST
BRICK VENEER
TILED ROOF



8 GOLDSWORTHY ST
SINGLE STOREY WEATHERBOARD CLADDING
METAL SHEET ROOF

| DATE | ISSUE | AMENDMENTS | Client | DRAWING TITLE | NEIGHBOURHOOD DESCRIPTION | |
|----------|--------|------------------------------------|------------|-------------------|---------------------------|------------|
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | [REDACTED] | FOR TOWN PLANNING | TP 02 | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Date | | | 20/11/2024 |
| | | | Drawn by | | | JS |
| | | | Checked by | RAC | SHEET NO. | |
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| | | | | | Scale | |

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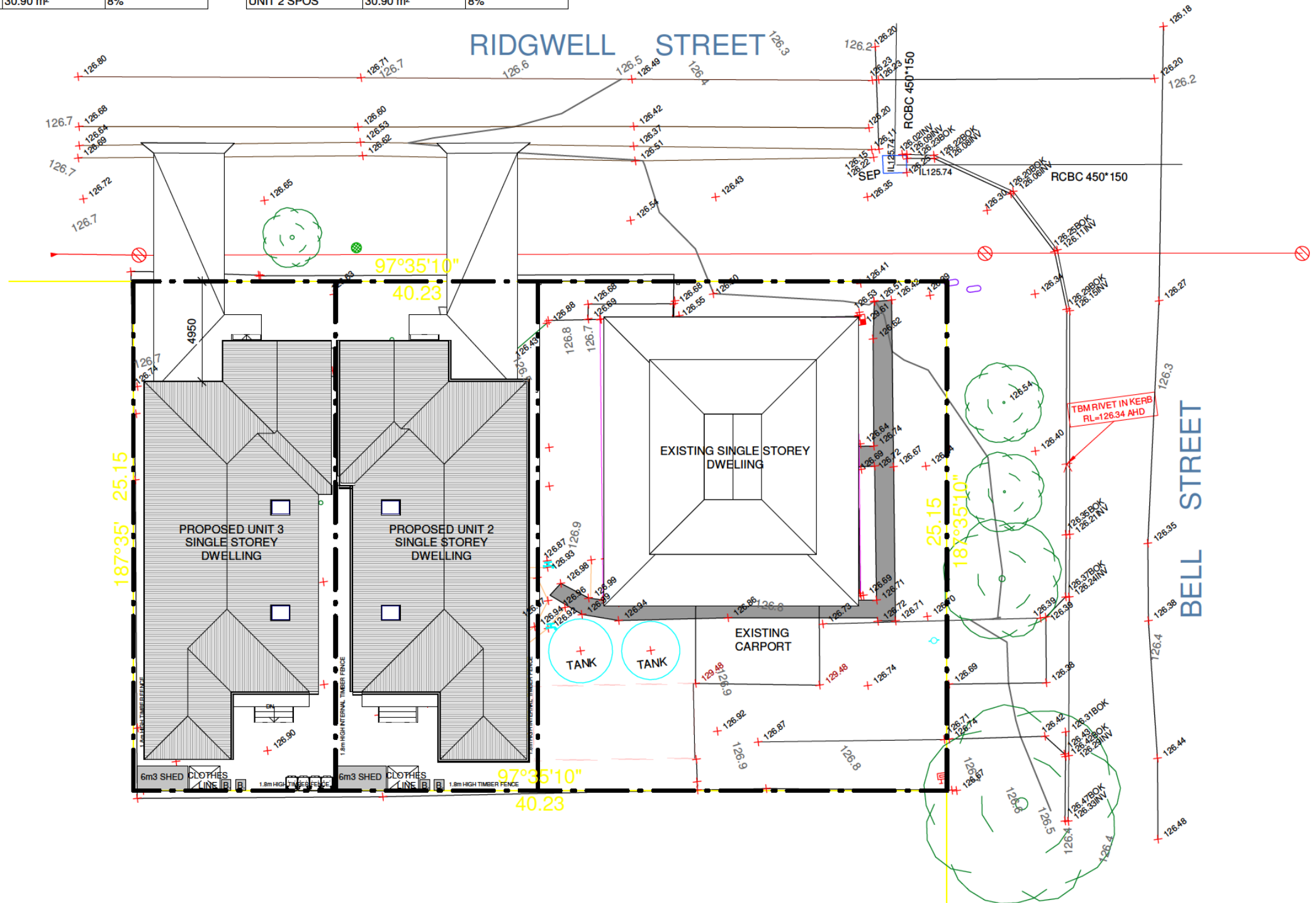


| DATE | ISSUE | AMENDMENTS | Client | DRAWING TITLE | SITE SURVEY | | |
|----------|--------|------------------------------------|------------|---------------|-------------------|-------|---------|
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | [REDACTED] | [REDACTED] | DRAWING TITLE | | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Date | | SHEET NO. | | |
| | | | Drawn by | | FOR TOWN PLANNING | | |
| | | | Checked by | | SHEET SIZE | A3 | |
| | | | | Date | 20/11/2024 | Scale | 1 : 200 |
| | | | | Drawn by | JS | | |
| | | | | Checked by | RAC | | |

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| Area Analysis | | |
|-----------------|-----------------------|------------|
| Name | Area | Percentage |
| UNIT 1 ALFRESCO | 6.42 m ² | 2% |
| UNIT 1 GARAGE | 21.60 m ² | 6% |
| UNIT 1 LIVING | 111.71 m ² | 29% |
| UNIT 1 PORCH | 2.59 m ² | 1% |
| UNIT 1 POS | 21.05 m ² | 5% |
| UNIT 1 SPOS | 30.90 m ² | 8% |

| Area Analysis | | |
|-----------------|-----------------------|------------|
| Name | Area | Percentage |
| UNIT 2 ALFRESCO | 6.49 m ² | 2% |
| UNIT 2 GARAGE | 22.71 m ² | 6% |
| UNIT 2 LIVING | 110.43 m ² | 29% |
| UNIT 2 PORCH | 2.67 m ² | 1% |
| UNIT 2 POS | 18.64 m ² | 5% |
| UNIT 2 SPOS | 30.90 m ² | 8% |



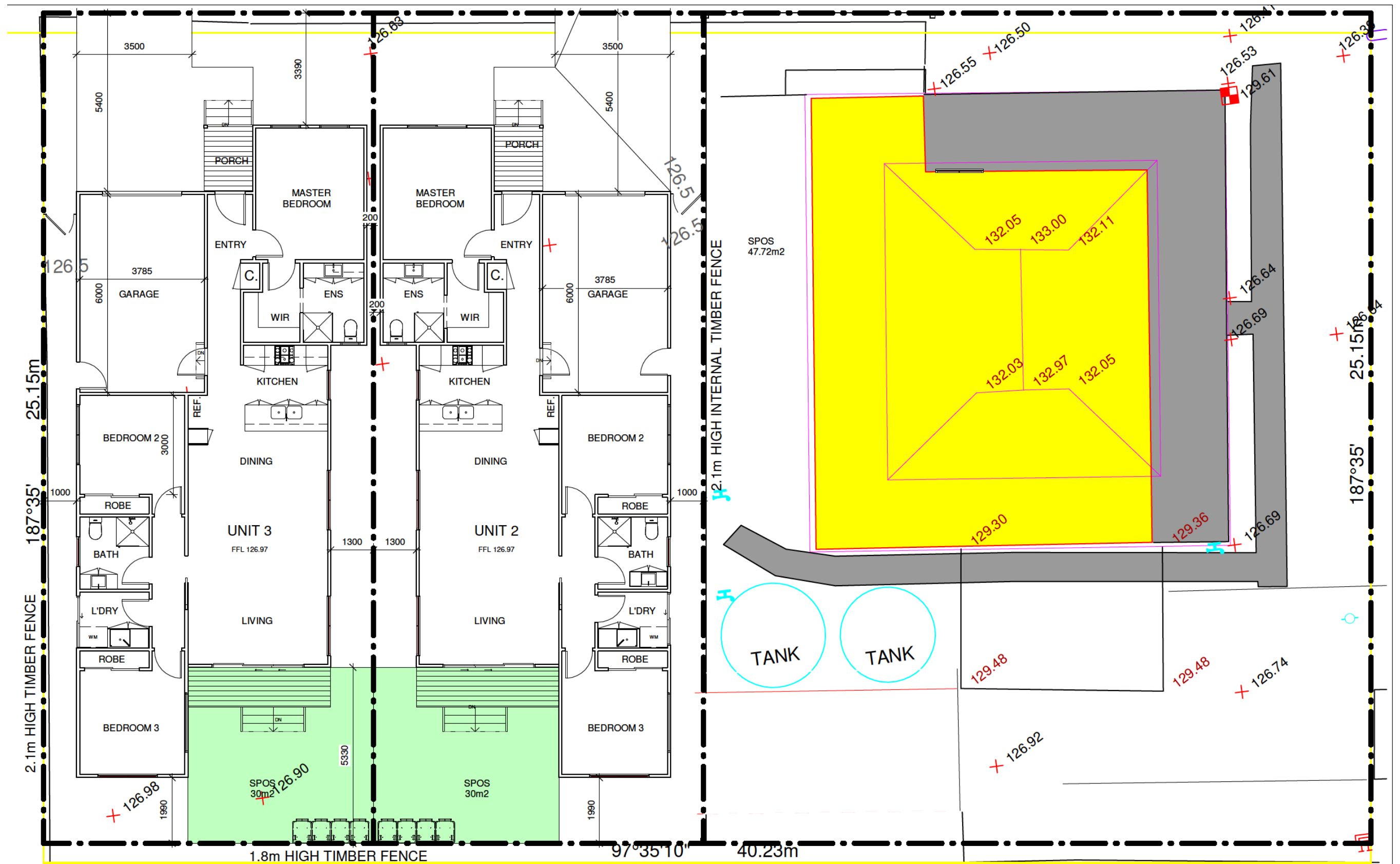
| DATE | ISSUE | AMENDMENTS |
|----------|--------|------------------------------------|
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI |
| | | |
| | | |

| | |
|------------|------------|
| Client | [REDACTED] |
| Date | 20/11/2024 |
| Drawn by | JS |
| Checked by | RAC |



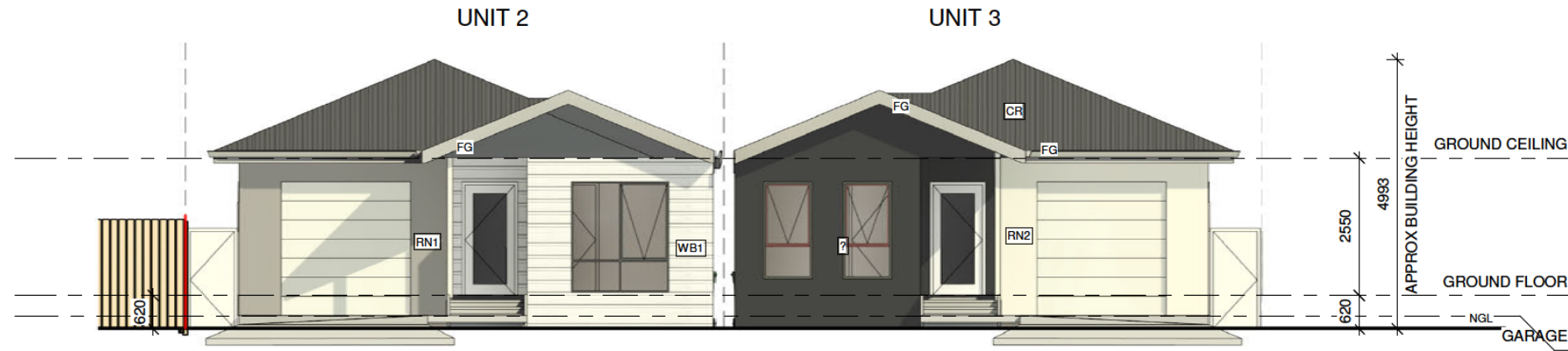
| | | |
|-------------------|--------------------|---------------|
| DRAWING TITLE | PROPOSED SITE PLAN | |
| SHEET NO. | TP 05 | |
| FOR TOWN PLANNING | SHEET SIZE A3 | Scale 1 : 200 |

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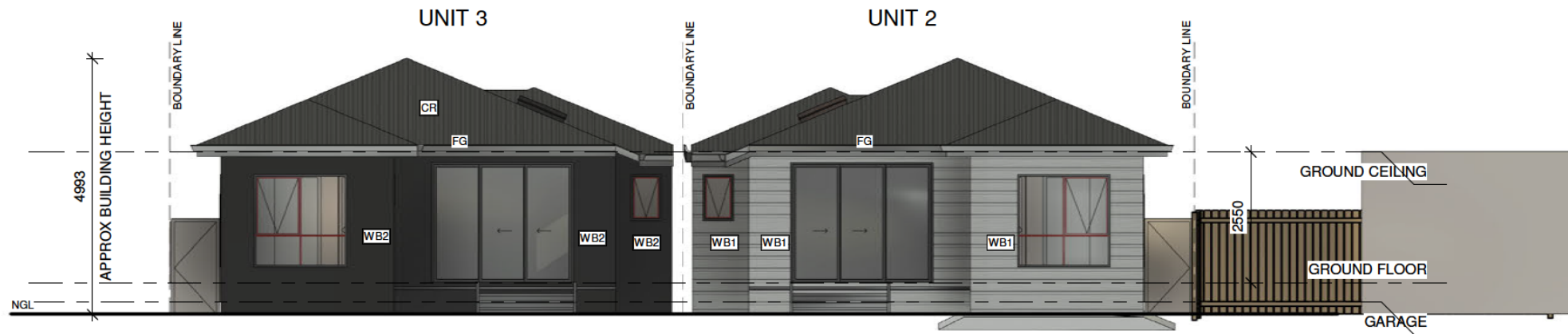


| DATE | ISSUE | AMENDMENTS | Client | Client | DRAWING TITLE | PROPOSED GROUND FLOOR PLAN | |
|----------|--------|------------------------------------|------------|------------|---------------|----------------------------|---------------|
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | | | SHEET NO. | TP 06 | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | | | | FOR TOWN PLANNING | SHEET SIZE A3 |
| | | | Date | 20/11/2024 | | | |
| | | | Drawn by | JS | | | |
| | | | Checked by | RAC | | | |

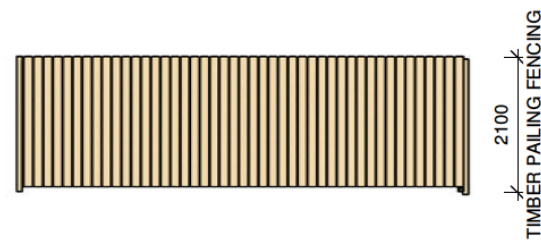
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1 NORTH ELEVATION - UNIT 2 & 3
1 : 100



2 SOUTH ELEVATION - UNIT 2 & 3
1 : 100



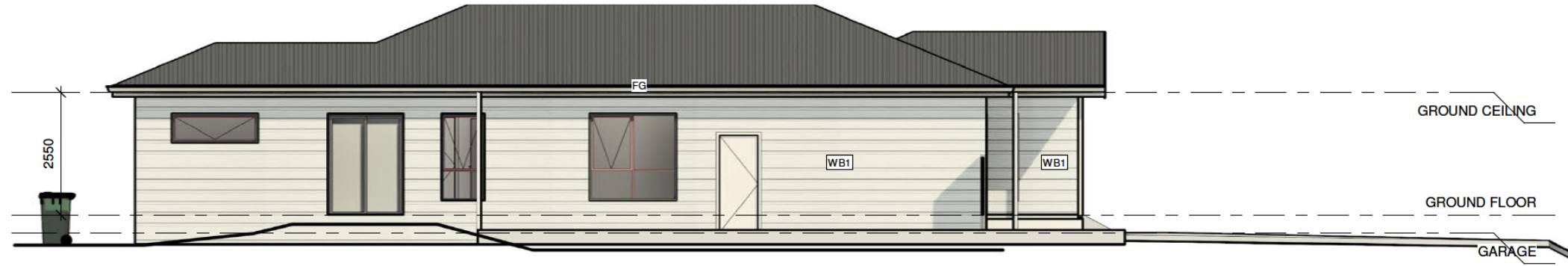
3 TIMBER FENCING
1 : 100

SELECTED MATERIAL

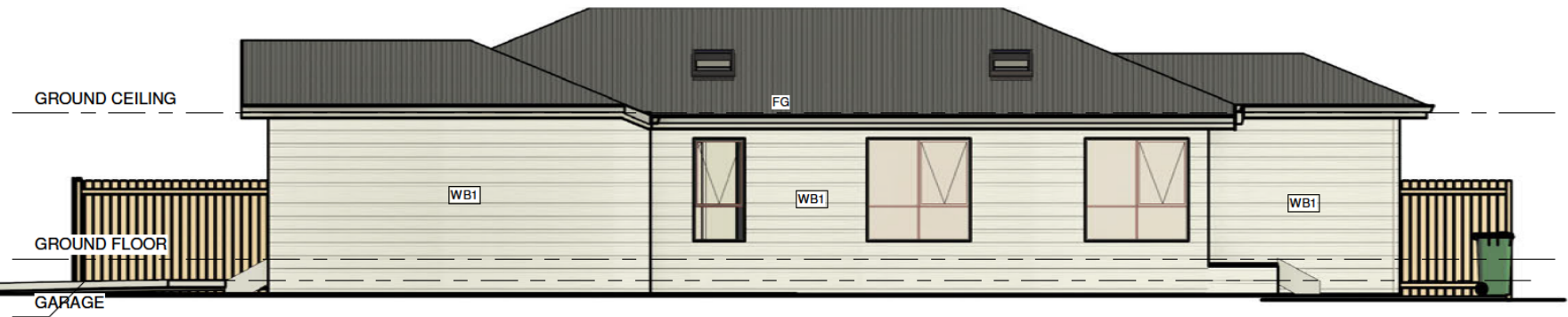
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| WB2 | SELECTED WEATHERBOARD: | DUNE | |

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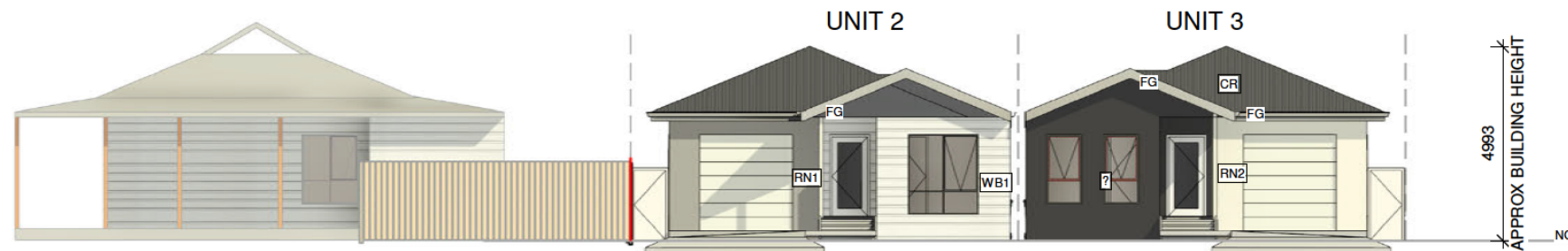
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2 WEST ELEVATION - UNIT 2
1 : 100

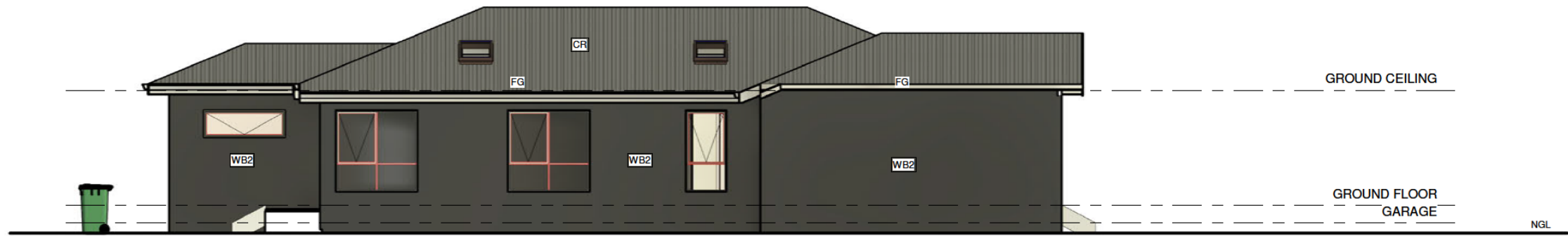


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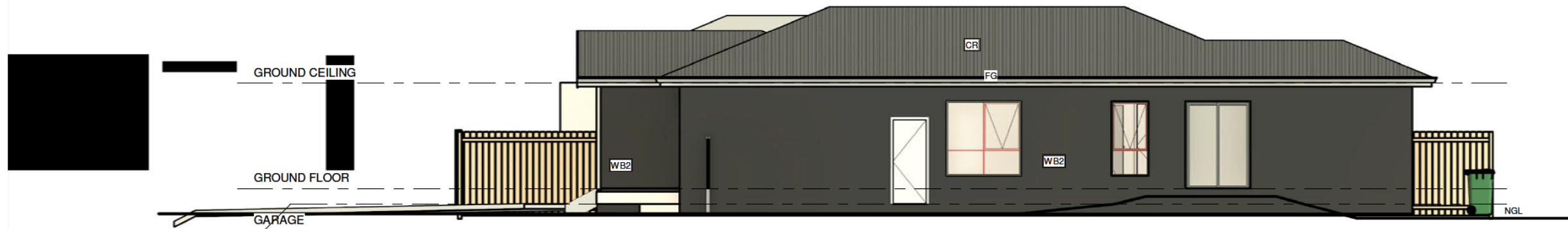
3 RIDGEWELL STREETSCAPE
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| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Drawn by | JS | FOR TOWN PLANNING | [REDACTED] |
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


1 EAST ELEVATION - UNIT 3
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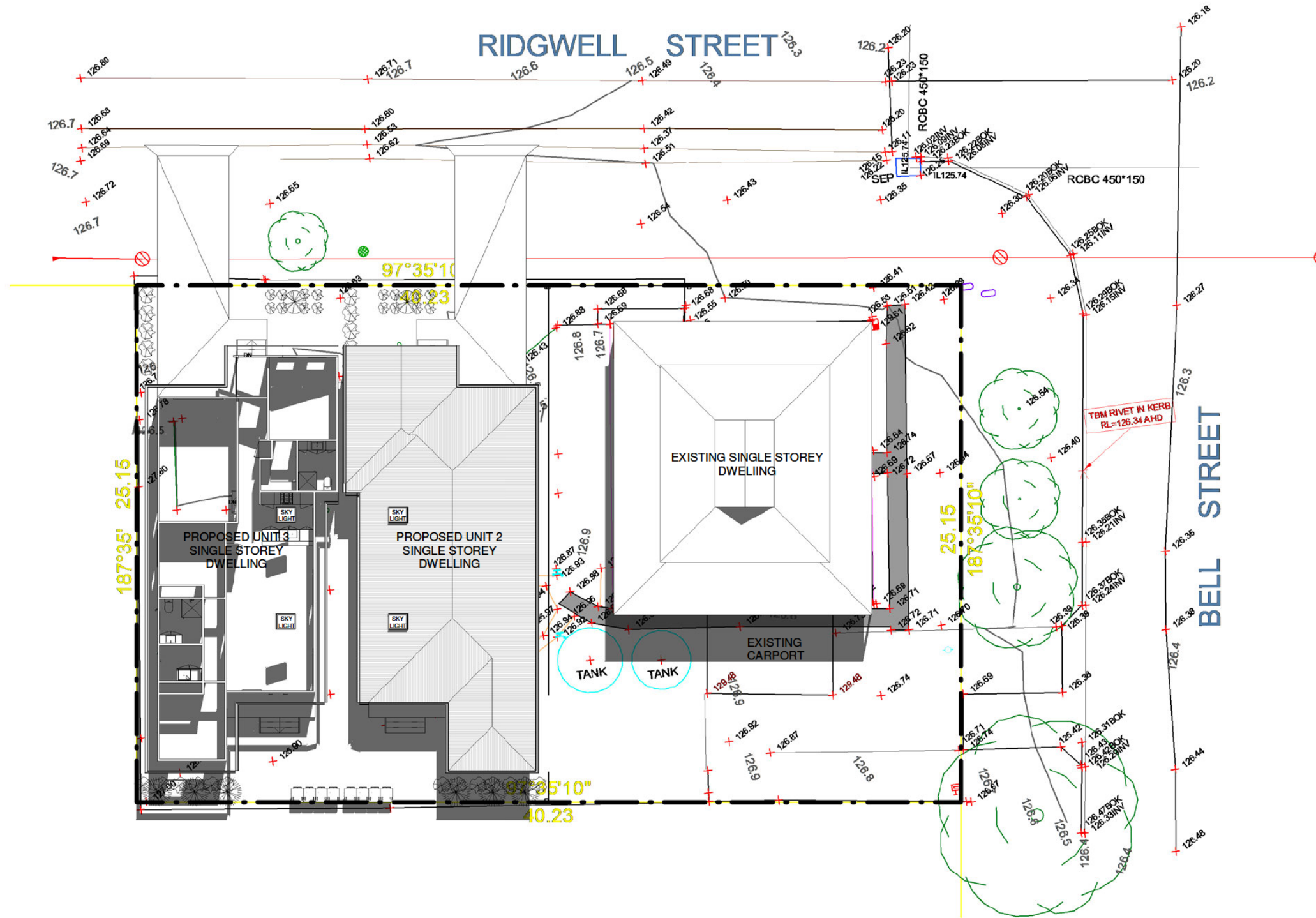
2 WEST ELEVATION - UNIT 3
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SELECTED MATERIAL

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| WB2 | SELECTED WEATHERBOARD: | DUNE |  |

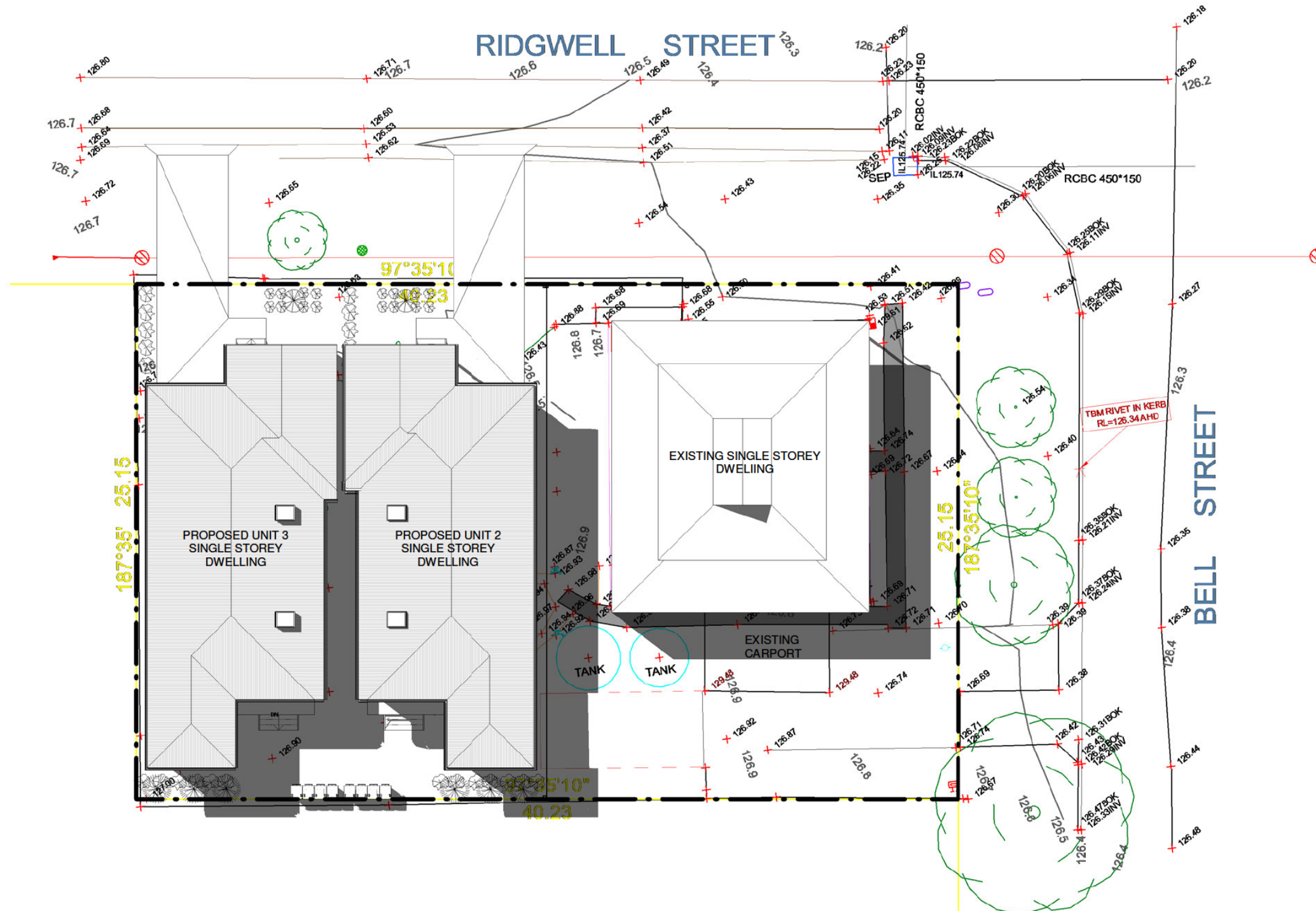
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| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | Date | 20/11/2024 | SHEET NO. | TP 12 | | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Drawn by | JS | | FOR TOWN PLANNING | SHEET SIZE | A3 |
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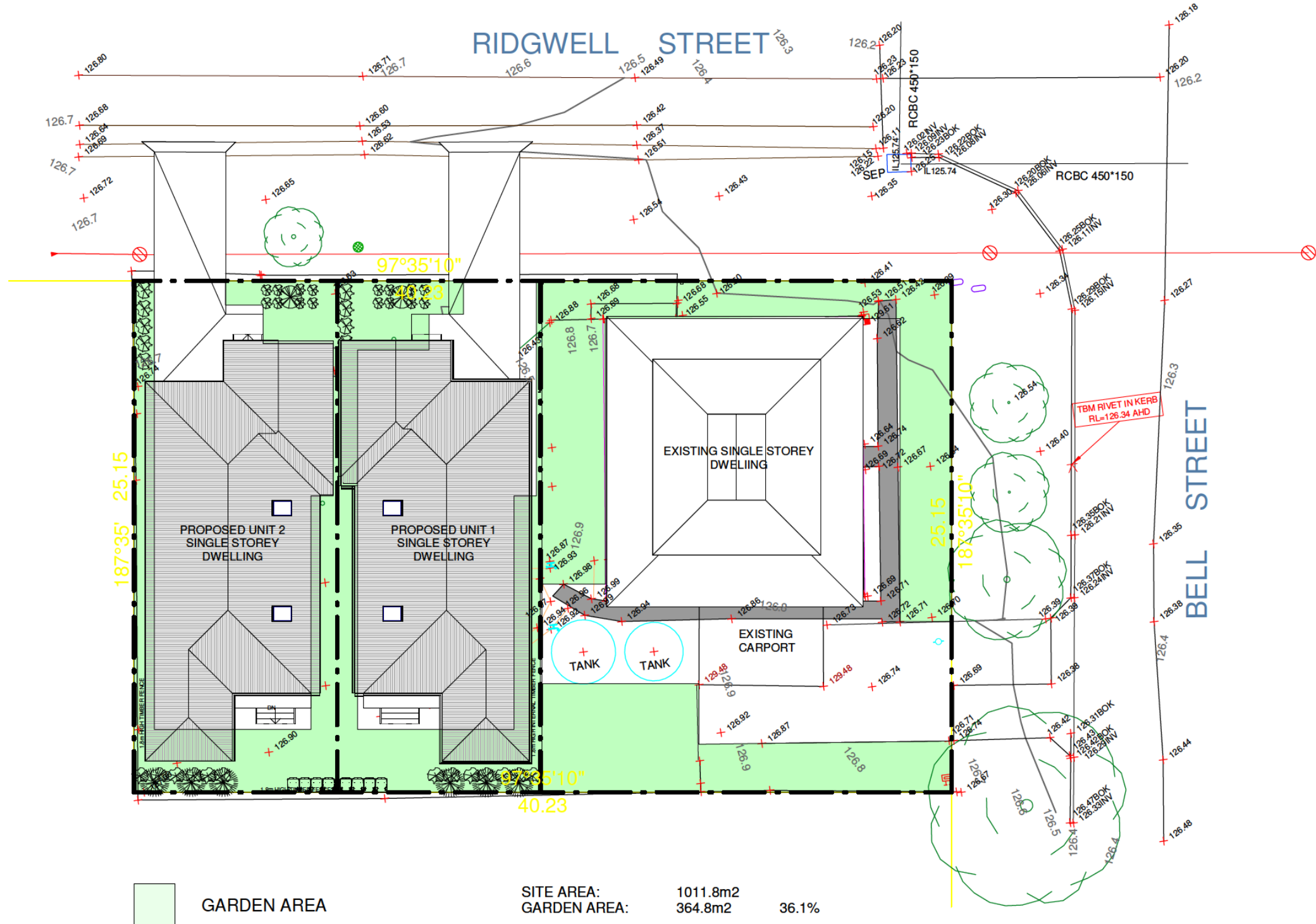
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| Client | [REDACTED] |
| Date | 20/11/2024 |
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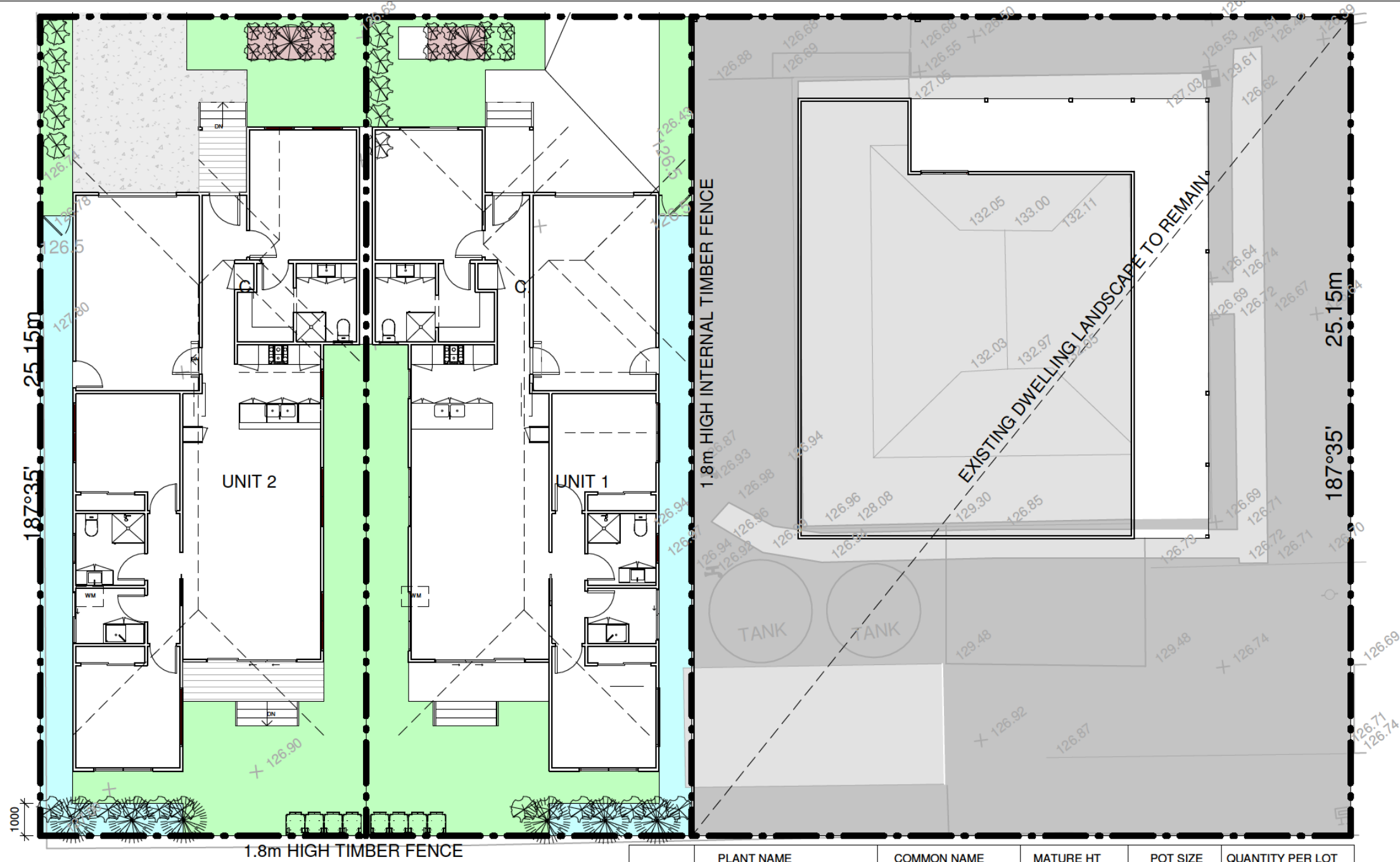
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| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | [REDACTED] | GARDEN AREA PLAN | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Date | TP 14 | |
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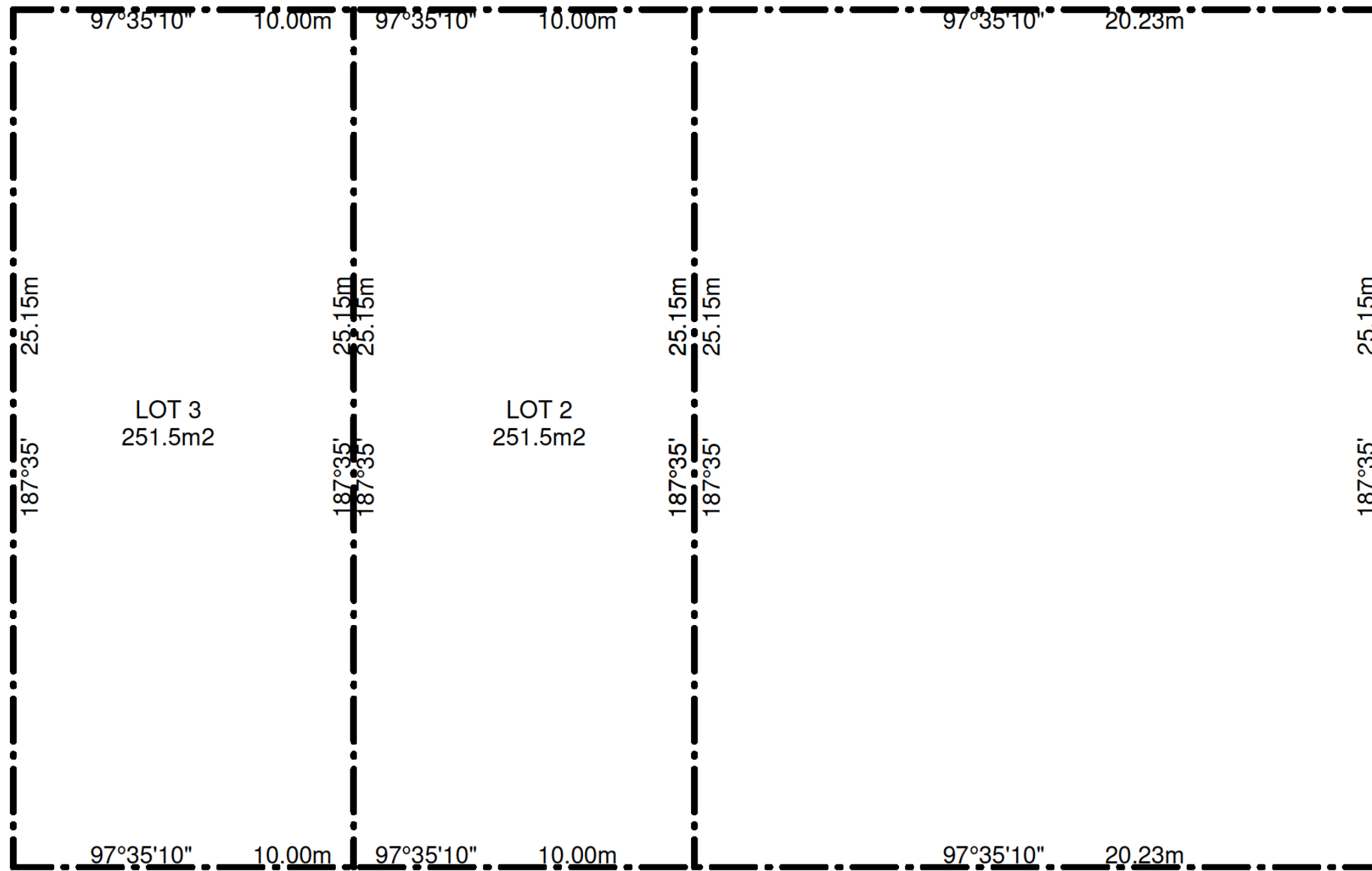
LEGEND:



| | PLANT NAME | COMMON NAME | MATURE HT | POT SIZE | QUANTITY PER LOT |
|--|---------------------|-----------------|-----------|----------|------------------|
| | DIANELLA LONGIFOLIA | SMOOTH FLAXLILY | 500 mm | 150 | 8 |
| | GOODENIA OVATA | HOP GOODENIA | 1000 mm | 150 | 12 |
| | PITTOSPORUM | JAMES STERLING | 1600 mm | 150 | 3 |
| | AGONIS FLEXUOSA | WILLOW MYRTLE | 5000 mm | 50 | 1 |

| | | | | | | | | |
|----------|--------|------------------------------------|------------|------------|---------------|-------------------|------------|--------------|
| DATE | ISSUE | AMENDMENTS | Client | [REDACTED] | DRAWING TITLE | LANDSCAPE PLAN | | |
| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | Date | | 20/11/2024 | SHEET NO. | TP 15 | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Drawn by | | JS | FOR TOWN PLANNING | SHEET SIZE | A3 |
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| 03/04/24 | REV. A | DRAWINGS PREPARED FOR TOWNPLANNING | [REDACTED] | PRELIMINARY PLAN OF SUB | |
| 09/07/24 | REV. B | DRAWINGS AMENDED AS PER RFI | Date | SHEET NO. | |
| | | | 20/11/2024 | TP 16 | |
| | | | Drawn by | FOR TOWN PLANNING | |
| | | | JS | SHEET SIZE A3 | |
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| | | | RAC | | |

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Hindmarsh Shire Council
Community Action Grants
Event Sponsorship

| Project Number | Date Received | Council Meeting | Doc ID | Organisation | Project Name (Description) | Amount Requested | Total Project Cost | In-Kind/Cash Contribution | Eligible (Y/N) | Assessment Criteria | | | | | | | | | | Total Assessment Score (out of 26) | Weighted Score % | Recommended Allocation \$500 | Allocated Amount |
|----------------|---------------|-----------------|--------|----------------------------|--|------------------|--------------------|---------------------------|----------------|---------------------|-----------------------|------------------------|--------------------|---------------------------|-------------------|-------------------|-------------------|-----------------------|----------------------|------------------------------------|------------------|------------------------------|------------------|
| | | | | | | | | | | Community Need 4 | Community Wellbeing 3 | Social Connectedness 3 | Economic Benefit 3 | Community Participation 3 | Risk Assessment 2 | Project summary 4 | Acknowledgement 2 | Quotes/ Information 1 | Budget and In-Kind 1 | | | | |
| 1 | 26/02/2025 | 2/04/2025 | 445125 | Winiam CFA | Little Desert National Park Busfire Volunteer Thank You. | \$500.00 | \$1,000.00 | \$500.00 | Y | 4 | 3 | 3 | 2 | 3 | 2 | 4 | 2 | 1 | 1 | 25 | 96.92 | \$500.00 | |
| 2 | 26/02/2025 | 2/04/2025 | 445127 | Nhill South Landcare Group | Little Desert National Park Busfire Volunteer Thank You. | \$500.00 | \$1,000.00 | \$500.00 | Y | 4 | 3 | 3 | 2 | 3 | 2 | 4 | 2 | 1 | 1 | 25 | 96.92 | \$500.00 | |
| 3 | 27/02/2025 | 2/04/2025 | 445129 | Nhill A & P Society Inc. | 139th Nhill Annual Show - Children's Entertainment | \$500 | \$950 | \$450 | Y | 3 | 3 | 3 | 2 | 2 | 2 | 4 | 2 | 1 | 1 | 23 | 90.21 | \$450.00 | |

| Hindmarsh Shire Council Community Action Grants Community Assistance | | | | | | | | | | | | | | | | | | | | | | | | |
|--|---------------|-----------------|--------|--------------------------|---------------------------------------|------------------|--------------------|---------------------------|----------------|--------------------------|------------------|-----------------------|------------------------|--------------------|---------------------------|-------------------|-------------------|-------------------|-----------------------|---------------------------|------------------------|--------------------|-----------------------------------|------------------|
| Project Number | Date Received | Council Meeting | Doc ID | Organisation | Project Name (Description) | Amount Requested | Total Project Cost | Cash/in kind Contribution | Eligible (Y/N) | Reason for Ineligibility | WHY | | | | WHAT | | | | HOW | | Total Assessment Score | Weighted Score (%) | Recommended Allocation \$1,000.00 | Allocated Amount |
| | | | | | | | | | | | Community Need 4 | Community Wellbeing 3 | Social Connectedness 3 | Economic Benefit 3 | Community Participation 3 | Risk Assessment 2 | Project summary 4 | Acknowledgement 2 | Quotes/ Information 1 | Budget (BS) and In-Kind 1 | | | | |
| 1 | 12/02/2025 | 2/04/2025 | 445133 | Rainbow Scout Group | Fridge/freezer combo at Scout Hall | \$900.00 | \$980.00 | \$80.00 | Y | N/A | 3 | 2 | 3 | 2 | 3 | 2 | 3 | 2 | 1 | 1 | 22 | 87.13 | \$900.00 | |
| 2 | 26/02/2025 | 2/04/2025 | 445134 | Winiam Hall Incorporated | Winiam Hall kitchen equipment upgrade | \$496.00 | \$496.00 | \$0.00 | Y | N/A | 3 | 2 | 2 | 3 | 2 | 2 | 3 | 2 | 1 | 1 | 21 | 83.49 | \$496.00 | |

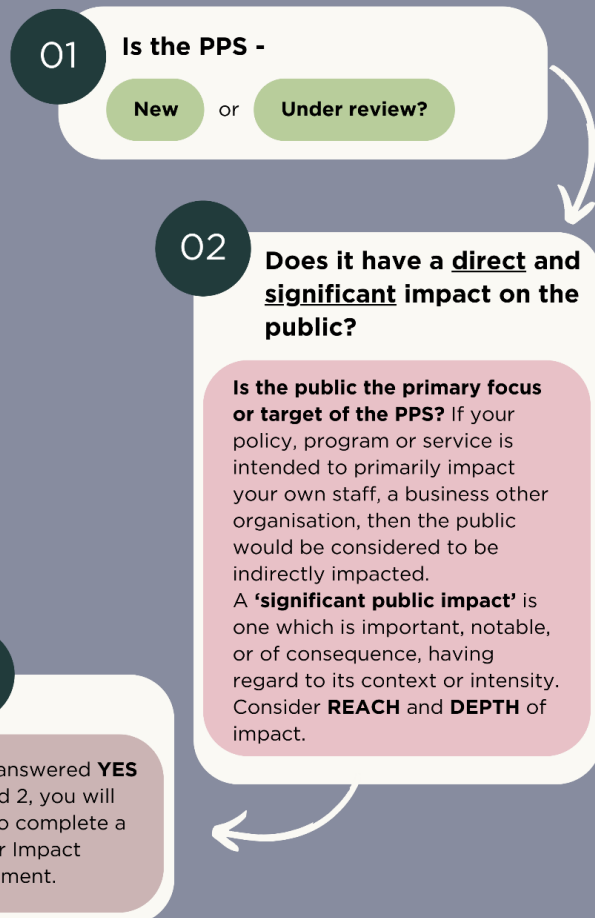
Hindmarsh Shire Council Gender Impact Assessment

Do I need to complete a GIA?

PPS means Program, Policy or Service.

| Policy | Program |
|---|---|
| <ul style="list-style-type: none">External-facing policies aimed at the general publicStrategies that state Council priorities and shape budget allocationsLocal Laws | <ul style="list-style-type: none">Grants programsInfrastructure developmentBudget bids and business cases |
| | Services |
| | <ul style="list-style-type: none">Aged CareSafetyEnvironmentEmergency ManagementWaste ManagementLibrariesRecreation and Public Facilities |

These lists contains programs, policies and services that would likely require a GIA when being developed or reviewed.



What you need to provide in this report:

- An outline of the program, policy or service.
- An account of the gender issues which were considered and investigated.
- Findings of consultations or other evidence about these issues.
- How it will address gender inequality and promote gender equality.
- How you will design or change the program, policy or service, to better meet the needs of people of different genders.

| OUTLINE OF PROGRAM, POLICY OR SERVICE | |
|---|--------------------------------|
| Responsible Officer | Manager People and Performance |
| Description of Program, Policy or Service | |
| Town Advisory Committee Terms of Reference, Hindmarsh Pride Committee Terms of Reference, Advisory Committee Policy | |

| ASSESSMENT |
|---|
| <p>Who has been included in the decision-making process in regard to this project?</p> <p>These policy documents have been reviewed by Council officers, for endorsement by Council and for a period of public consultation from 3 - 18 April, allowing community members an opportunity to participate in setting the foundations for these committees.</p> <p>These committee fundamentally enable the community, through a representative group, to have input on a broad range of Council policies, projects and services.</p> |
| <p>Discuss possible differences in the impacts of the policy, program or service upon people of different genders.</p> <ul style="list-style-type: none"> • <i>Important considerations may include the needs, preferences, perceptions and experiences of people of different genders.</i> • <i>Consider the influence of age, ability, cultural background, Indigenous status, gender identity, race, religion or sexual orientation, where relevant.</i> • <i>Also consider access for people of different genders, such as cost, transport, safety, child-care responsibilities and other personal obligations.</i> <p>Being a member of an Advisory Committee requires a certain amount of volunteer commitment, including meetings outside of working hours and assisting with projects and events.</p> <p>People who have significant working or caring responsibilities are less likely to have 'spare' time to engage in volunteering activity. Volunteering Australia notes that women are more likely to volunteer than men in 'parenting, children and youth' (16.4% and 9.3% respectively) and 'health and welfare' organisations (15.6%</p> |

and 7.1% respectively). Men are more likely than women to volunteer for sport and physical recreation – 47.5% and 30.5 % respectively.

People who are working several jobs or experiencing poverty may not feel they're able to “volunteer,” as they associate it with working without being paid.

People who do not have higher education, extensive job experience or an abundance of extra time may not be looking for volunteer opportunities.

Hindmarsh has a higher than state average of volunteers, and as there is such an abundance of local (both Council and external) committees and volunteer organisations, there are opportunities to volunteer across a variety of areas, days and levels of commitment.

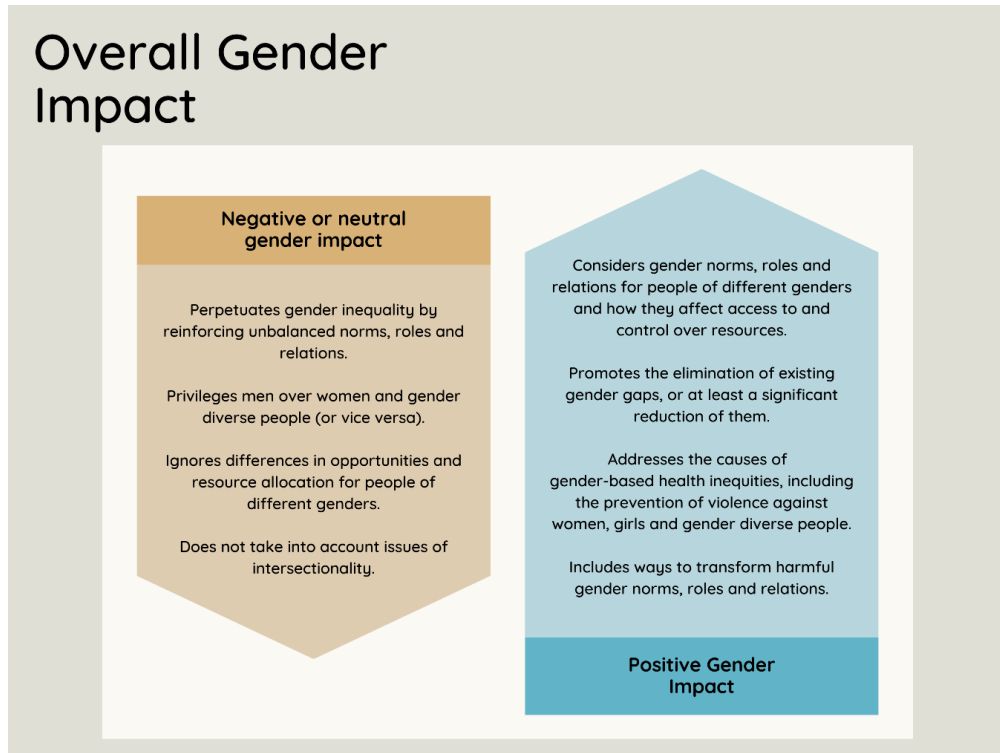
Detail the evidence that you have obtained regarding the needs, preferences, circumstances and access to the program, policy or service, among people of different genders.

Sources of this evidence may include:

- *Conversations with clients, residents, advisory committees, community representatives or service providers.*
- *Existing staff knowledge, records, surveys or research.*
- *Information about service usage or social conditions among people targeted by the policy, program or service.*

See <https://www.genderequalitycommission.vic.gov.au/data-sources-conducting-gender-impact-assessment> for data sources that can assist in this discussion.

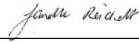

The current composition of Council Advisory Committees suggests that different genders join the committee at the same rate. This has been identified through informal information gathering rather than collecting data from members. Council has updated data collected from employees through personal details forms but has not requested the same information from volunteers at this stage. Doing so in the future would give a clearer idea of how our volunteers identify their gender.



| OVERALL GENDER IMPACT |
|--|
| <p>Assess the overall gender impact. Do the benefits outweigh the costs or vice versa?</p> <p>Gender equality may be compounded by other forms of disadvantage and discrimination that people may experience. How might this impact access to the policy/program or service?</p> <p>Advisory Committees are required to adhere to relevant Council policies around inclusion, discrimination and codes of conduct – this means that when they are undertaking their roles in providing advice or engaging in certain activities, it is expected that they are equitably serving the whole community and considering all needs. Having committees working in the community gives Council another mechanism through which it can support equitable community involvement and development.</p> <p>In this way the benefits outweigh the costs.</p> |
| <p>Provide recommendations for your project based on the findings of your Gender Impact Assessment.</p> <ul style="list-style-type: none"> Based on your assessment, the final step in a GIA is making recommendations around your PPS that will assist in the promotion and achievement of gender equality. You are also required to recommend a reporting date of when you will provide feedback to your Director and the Manager of People and Performance on the outcomes of approved recommendations. This could be changes to the wording, scope, engagement, design, planning and development of your project. |

Council will continue to assess the gender composition of Committees to identify any issues in inclusivity and will consider gender-based research on volunteer attraction and retention when undertaking activities around these advisory committees.

Council will continue to communicate with Committees around gender-based issues and ensure there is appropriate guidance for ensuring the needs of both committee members and community are considered from a gender-based perspective.

| APPROVAL | |
|----------------------------------|---|
| Project Manager Signature |  |
| Date | 21/03/2025 |
| Director Signature |  |
| Date | 21 March 2025 |

RESOURCES

- [Gender Impact Assessment Toolkit and Templates](#)
- [Gender Impact Assessment Case Studies](#)

| STARTING POINT | |
|------------------------------------|--|
| PROJECT AREA | CONSIDERATIONS |
| Roads/Footpaths/Assets | <p>While all roads may be equally accessible to all genders, this doesn't mean that all roads are used equally by all genders. Some rural roads may largely be used by male farmers, whereas access roads to WWHS and hospitality venues may be more regularly used by women. Has this been considered when planning capital works and maintenance projects?</p> <p>Do we have data or qualitative information around how different genders utilise our assets? If not, how can we be accurately ensuring that we are considering all genders and that our projects are equitably benefiting all genders?</p> <p>When conducting alterations to roads/footpaths, consider who uses the spaces around those areas – is this a route to a playground or childcare area that may impact carer's capacity to safely or efficiently access these spaces? Is it providing for adequate wheelchair and pram access?</p> |
| Place/Street Naming | <p>Localities' roads, features and places are predominantly named after men. Considering this when naming streets/roads/places/features can boost the visibility of women and their achievements.</p> |
| Urban Cooling/Tree Planting | <p>Has the plan considered that women are more likely to be providing unpaid care for infants, older persons, and people living with a disability who are most vulnerable to heat, and that men are more likely to be working in outdoor and high heat environments and are directly vulnerable to our changing climate?</p> <p>Will trees planted in particular locations block light from street lighting? Will this create a dark and potentially unsafe environment for women and other vulnerable groups?</p> |
| Community Infrastructure | <p>Are you making assumptions about who will use public spaces?</p> <p>Do you need to consult with and engage other community stakeholders and organisations to promote and understand gender-equal use of public spaces?</p> <p>If you consult with audiences who have different gendered priorities (i.e. a new sporting complex that serves 5 male teams and 1 female team within a club and they have different preferences for design/layout) – will you prioritise the safety of all users even if they aren't the majority?</p> <p>Have you considered partnering with Wimmera Regional Sport Assembly, Women's Health Grampians, or another stakeholder organization to assist in delivering a more gender aware outcome?</p> <p>Is the public space mainly be used by one gender? Could a program, campaign or tangible change to the space be made to encourage more equitable use?</p> |
| Community Grants Programs | <p>Does the program consider whether the events, businesses and/or activities being funded promote gender equality?</p> |

Are an equal number of people from all genders applying for Council grants? If not, why not?

Are all the pathways for application equally accessible for all genders, abilities, ages, and diverse groups?

Do you restrict support for programs that perpetuate negative gender stereotypes?

Emergency Management

Does Council provide safe and accessible evacuation centres for all genders?

Have you considered gender-based needs when organising evacuation centres? Are sanitary items provided? Is there capacity to support breast-feeding or bottle-feeding parents? Are there gender inclusive toilets?

If a victim and perpetrator of gender-based violence were to arrive at the same evacuation centre (especially in the case that there is an intervention order) – is there a process for managing this?

Instances of family violence can increase during emergency situations - does Council have the processes in place to respond to reports of family violence at emergency management centres?



TERMS OF REFERENCE

XX TOWN COMMITTEE

ADVISORY COMMITTEE TO HINDMARSH SHIRE COUNCIL

Contents

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| 3 | Role of the Committee | 3 |
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DRAFT

1 Background

- 1.1 By this Terms of Reference document, Hindmarsh Shire Council (**Council**) establishes the XX Town **Advisory** Committee.
- 1.2 Council will establish from time to time various Advisory Committees. The purpose of such committees is to provide advice to Council with expertise in relevant matters to assist its decision making for the Hindmarsh Community.
- 1.3 The Committee has functions and responsibilities as set out in this Terms of Reference document. The Terms of Reference document sets out the structure and basis on which the Committee can make recommendations to Council.
- 1.4 This Terms of Reference document is authorised by a resolution of Council passed on *[insert date]*.

2 Purpose

- 2.1 The purpose of the XX Town Committee (**Committee**) is to:
 - 2.1.1 provide leadership in the promotion of XX and district, the improvement of the community's liveability and its economic development, liaising with sporting clubs, community organisations and businesses to identify and help coordinate any such opportunities;
 - 2.1.2 advise Council of necessary service delivery and infrastructure improvements in its community, and to prioritise such requests and submit them in early December of each year for consideration in Council's budget;
 - 2.1.3 provide a means of effective and efficient communication between Council and the community;
 - 2.1.4 provide feedback and comments on matters referred by Council or other matters brought to the Committee's attention;
 - 2.1.5 facilitate local activities and events, including welcome functions for new residents; and
 - 2.1.6 provide advice to Council as to how the funds allocated to the XX Town Committee are expended.

3 Role of the Committee

- 3.1 The role of the Committee is to:
 - 3.1.1 to establish clearer lines of communication between Council and residents to support future development and operational activities in Nhill/Jeparit/Dimbeola/Rainbow.

4 Town Committee Finances

- 4.1 Council will hold the funds of the XX Town Committee.
- 4.2 Decisions to spend the funds will be made by Council on the advice of the XX Town Committee.
- 4.3 Funds remaining in the XX Town Committee's ledger at the end of each financial year will **not be carried forward** into the following financial year's accounts for the XX Town Committee **unless an expenditure proposal is submitted and approved by Council**.

5 Membership

- 5.1 The Committee will consist of a minimum of five and a maximum of eleven members comprising of:
 - 5.1.1 One Councillor nominated by Council;
 - 5.1.2 Up to ten members of the [Nhill/Jeparit/Dimboola/Rainbow] community appointed by Council after seeking expressions of interest from the community.
- 5.2 The Chief Executive Officer (CEO) shall appoint a Council Officer to provide governance advice and approve purchasing recommendations within limits determined by the CEO.
- 5.3 A Council Officer appointed under **Error! Reference source not found.** is not considered a member of the Committee and does not have voting rights.
- 5.4 Each member of the Committee has and may exercise one equal vote on any question before the Committee for determination.
- 5.5 Councillors, other than a Councillor appointed under clause **Error! Reference source not found.**, who attend a meeting are not to be classed as members of the Committee and do not have voting rights.
- 5.6 Membership is for a period of **two (2)** years, unless otherwise determined by a resolution of Council.
- 5.7 Any Councillor can attend meetings of the Committee as an observer.
- 5.8 Appointment to the Committee may be decided by factors such as suitability, experience, expertise, and with a view to ensuring a diverse and well balanced Committee.
- 5.9 People wishing to serve as an external independent member may nominate for successive terms without restriction.
- 5.10 Members of an Advisory Committee must abide by the Advisory Committee Policy - specifically clause 13 – code of conduct.
- 5.11 Where members are unable to attend a scheduled Advisory Committee Meeting, they should advise the Chair in writing prior to the meeting commencing.
- 5.12 A Committee member can be disqualified from the Committee in accordance with clause [5.12.1](#) and [5.12.2](#).
 - 5.12.1 If a Committee Member is absent from 2 or more consecutive meetings without providing written notice to the Chair, then Council can propose to remove the member as per clause [5.12.2](#). The Chair must notify Council in writing, via s86@hindmarsh.vic.gov.au, of any Committee Member who is absent from two or more consecutive meetings and has not provided written notice.
 - 5.12.2 If the Council proposes to remove a member from the Committee, it must give written notice to the member of its intention to do so and provide that member with the opportunity to be heard if that member so requests.
- 5.13 If the Councillor appointed under **Error! Reference source not found.** cannot attend an Advisory Committee Meeting they can nominate another Councillor to attend the meeting on their behalf.

6 Appointment of Community Representatives to Advisory Committees

- 6.1 Community representatives will be appointed to Council through an expression of interest and selection process.
- 6.2 Expressions of interest will be sought by public notice in the local media and on Hindmarsh Shire Council's website in March of every second year.
- 6.3 Applications will be assessed against the following criteria:
- Nominees must work, study or reside in the town (or in the district surrounding the town);
 - Nominees should have a knowledge of - and passion for - the needs, services, interests and values relevant to their community;
 - Willingness to engage with the relevant community and represent a diverse range of views and ideas at Committee meetings;
 - Nominees must want to help the Township Committee fulfill its core purpose; and
 - Availability to attend 80% of meetings scheduled throughout the year.
- 6.4 Council will appoint the committee members to the Advisory Committee during the May Meeting.
- 6.5 Every effort should be made to ensure a representative cross section of people from the relevant area are elected to serve on the Advisory Committee.
- 6.6 Appointment to an Advisory Committee will be for a period of two (2) years, unless otherwise determined by way of a Council resolution, or if appointment occurs as per clause 6.7, appointment will cease at the end of the financial year, 30 June.
- 6.7 A member of an Advisory Committee is able to resign at any time.
- 6.8 Where an Advisory Committee does not have the maximum number of appointments as per clause 5.1 above and Council's Advisory Committee Policy, they may appoint additional members by way of resolution as per clause 12, having received a majority vote as per clauses 11.4, 11.5 and 11.6.

7 Executive

- 7.1 The executive composition of the Committee will be:
- 7.1.1 Chairperson;
 - 7.1.2 Secretary
 - 7.1.3 up to 2 other office bearers as determined by the Committee.
- 7.2 The executive composition of the Committee is to be elected at the first Advisory Committee Meeting in a financial year.

Explanatory note 5.1.3 The 2 other office bearers are up to the discretion of each Committee. For example, a Deputy Chairperson may be elected.

8 Election of Chairperson

- 8.1 The Committee must elect a Chairperson at the first Advisory Committee Meeting in a financial year.
- 8.2 The election of a Chairperson must be chaired by the Councillor or a Council Officer.
- 8.3 The Councillor or Council Officer will invite nominations for Chairperson.
- 8.4 Every nomination for Chairperson will require a seconder.
- 8.5 Voting must be done by show of hands.
- 8.6 The Chairperson must be elected by an absolute majority of the Committee.

8.7 Role of the Chairperson

- 8.7.1 The Chairperson will chair all meetings.
- 8.7.2 The Chairperson is the authorised spokesperson for the Committee.
- 8.8 If the Chairperson is absent from a committee meeting, the Committee will elect a temporary Chairperson to chair the Committee meeting.

9 Election of Secretary

- 9.1 The Committee must elect a Secretary at the first Advisory Committee Meeting in a financial year.
- 9.2 The Councillor or Council Officer will invite nominations for Chairperson
- 9.3 Every nomination for Secretary will require a seconder.
- 9.4 Voting must be done by show of hands.
- 9.5 The Secretary must be elected by an absolute majority of the Committee.

9.6 Role of Secretary

- 9.6.1 The Secretary will be responsible for preparing the Agenda for the meetings and taking full and accurate minutes of the meetings.
- 9.6.2 The Secretary is responsible for distributing the minutes of the Committee Meeting within the required time frame.

10 Agenda

- 10.1 For an item to be listed on the Agenda, the Secretary must be notified seven days prior to the meeting.
- 10.2 The Agenda is to be circulated to all Committee members five days prior to the meeting.
- 10.3 The Committee will not discuss any matter which has not been listed on the Agenda.
- 10.4 The Agenda must follow the format outline in Schedule 1.
- 10.5 Urgent business
 - 10.5.1 Urgent Business may be admitted for consideration at a Committee Meeting by resolution of the Committee Meeting.
 - 10.5.2 Prior to a vote being taken on whether to admit business as an item of Urgent Business, the Committee Member proposing such admission must outline the subject of the business to the Meeting
 - 10.5.3 The following matters are not capable of becoming items of Urgent Business:

10.5.3.1 the commitment of funds, or in-kind contributions, for any purpose exceeding \$100.

11 Meetings

- 11.1 Unless Council resolves otherwise, Committee meetings must be conducted in accordance with these Terms of Reference.
- 11.2 The Committee will meet a minimum of 10 times per year.
- 11.3 A quorum of the Committee will be half the members plus one and must include one Councillor.
- 11.4 Voting will be by a majority of votes by a show of hands.
- 11.5 Only Committee members in attendance are entitled to vote.
- 11.6 The Chairperson shall have the casting vote in the event of an equality of votes.
- 11.7 Working Groups may be formed by the Committee and may meet between general meetings and as authorised by the Committee.

12 Resolutions

- 12.1 Resolutions that are made by the Committee become advice to Council which can be approved or denied.
- 12.2 Resolutions should read as follows and as applicable to the resolution:
 - 12.2.1 *The Committee recommends that Council take the decision to spend \$XX on XXX; OR*
 - 12.2.2 *The Committee recommends that Council take the decision to approve the [event] as a Council event.*

13 Role of the Council Officer

- 13.1 The role of the Council Officer appointed under clause **Error! Reference source not found.** includes:
 - 13.1.1 Assisting the **Administration and Volunteer Support Officer** and Manager **People and Performance** in maintaining a Register of Committee members, their date of appointment, reappointment and official positions (if any) held as a Committee member;
 - 13.1.2 advising Committee members of term completion dates and their eligibility for reappointment as relevant;
 - 13.1.3 acting as contact point between Council and the Committee;
 - 13.1.4 assisting with meeting the Committee's reporting requirements;
 - 13.1.5 making decisions on expenditure up to \$2,000.00 based on advice provided by the Committee;
 - 13.1.6 assisting the Manager Finance and ~~Customer Service~~ in maintaining a finance report;
 - 13.1.7 signing off on all minutes prior to being tabled at a Council meeting

14 Reporting

- 14.1 The Committee is responsible for taking proper minutes of all meetings and preparing reports for the Committee's consideration in accordance with:
- 14.1.1 Council's Governance Rules (as amended from time to time and adopted by Council).
- 14.2 Minutes are to be forwarded to s86@hindmarsh.vic.gov.au within one week of the meeting to be signed off by the Council Officer and then tabled at the following Council meeting.
- 14.3 The Committee must prepare and present to Council a report of its activities at its last meeting in the financial year, normally the meeting held in May, or upon being required to do so by Council and in any event at least once per year.

15 Creation and dissolution

- 15.1 By the Terms of Reference, the Committee:
- 15.1.1 is established; and
 - 15.1.2 has the responsibilities as set out in the Terms of Reference.
- 15.2 These Terms of Reference:
- 15.2.1 come into force immediately the resolution of Council adopting them is made; and
 - 15.2.2 remain in force until Council determines to vary or revoke it.
- 15.3 The Committee may only be dissolved by Council.

SCHEDULE 1 AGENDA

1. Acknowledgement of the Indigenous Community;
2. Apologies;
3. Disclosure by Committee members or Councillors or Council Officers of any interest or conflicts of interest in any item on the agenda;
4. Confirmation of Minutes;
5. Business Arising from Minutes;
6. Correspondence;
7. Events;
8. General business as notified to the Chair;
9. Councillors Report;
10. Council Officer's Report;
11. Urgent business;
12. Finance Report;
13. Decisions to be Made;
14. Meeting close;
15. Council Officer Authorisation.

TERMS OF REFERENCE

Hindmarsh Pride Committee



1. INTRODUCTION

The Hindmarsh Pride Committee (**Committee**) will strengthen the voice of the LGBTIQ+ community by providing advice to ensure Hindmarsh Shire Council's broader policy issues and Council Plan and programs reflect the interests of the LGBTIQ+ community.

2. OBJECTIVES

The key objectives of the Committee are to:

- Provide a representative sample of independent and authentic voices of people from the LGBTIQ+ community, with an ability to advise on current and emerging issues and priorities;
- Provide feedback and advice to Council on broader policy issues;
- Promote and assist Council to celebrate LGBTIQ+ days of significance and host events within Hindmarsh Shire;
- Assist Council to promote the benefits of diversity and enhance understanding about the barriers to equality facing LGBTIQ+ communities; and
- Report to Council via the tabling of minutes at Council meetings after each meeting.

3. MEMBERSHIP

The Committee shall comprise representatives as follows:

- Hindmarsh Shire Council Mayor or delegate.
- Up to 10 volunteer committee members representing the LGBTIQ+ community, appointed by Council through an expression of interest, selection and endorsement process.

Representatives of relevant community organisations, peak bodies and service providers may be invited to attend Committee meetings to provide specific advice on an as-need basis, and do not contribute to the Committees quorum.

The quorum for the committee is attendance by at least 50% of independent members, and the Mayor or delegate.

Membership shall be for a period of two years expiring on 30 June of every second year, unless Council determines otherwise.

Council may terminate the appointment of any Committee member if:

- The member is found to be in breach of Council Policies and/or the *Local Government Act 2020*; or
- A member's conduct, action or comments bring Hindmarsh Shire Council into disrepute.

4. METHOD OF APPOINTMENT

Interested members of the community are required to complete an expression of interest form demonstrating they have an understanding of and an interest in Hindmarsh Shire and its LGBTIQ+ community.

Expressions of interest will be called over a 2–3-week period in March every second year. Advertisements will be placed in local newspapers and through Council's newsletters, website and Facebook page.

A selection panel consisting of the Chief Executive Officer or nominee, and two Council officers will be formed to consider the expressions of interest and make recommendations to the Council for appointment to the Committee.

5. SELECTION CRITERIA

Applications will be assessed against the following criteria:

- Live, work or study, or have a relevant connection with Hindmarsh Shire;
- Knowledge and understanding of the needs and issues relevant to the LGBTIQ+ community;
- Capacity to analyse information and provide advice on issues affecting the LGBTIQ+ community;
- Willingness and ability to assist with promotion and organisation of days of significance and events;
- Willingness and ability to engage in open and respectful discussions that add value to the Committee and liveability of the Hindmarsh LGBTIQ+ community; and
- Availability to attend 80% of meetings scheduled throughout the year.

Councillors and Staff members of Hindmarsh Shire are not eligible to apply for membership.

6. CHAIRPERSON & MINUTE SECRETARY

The position of Chairperson will be an independent member of the Committee elected at the first meeting after July of each year. In the event that the Chairperson is absent, the Mayor or delegate will assume the role of Chairperson for the meeting.

The Committee will nominate a person as minute secretary. This position may be shared or rotated amongst members of the Committee.

The Chairperson will liaise with the CEO or nominee in setting the agenda.

The Chairperson will guide the meeting according to the agenda and time available, facilitating respectful discussions, and acknowledging the value of the diverse views of members.

7. MEETINGS

Meetings may be held face-to-face, online or a combination of both. A call to the membership for agenda items will be issued two weeks prior to the meeting, and the agenda will be distributed at least one week prior to the meeting.

The Committee will meet four times per year. The location of these meetings will rotate between Nhill, Jeparit, Dimboola and Rainbow. An alternative time, day or location of the meeting can be arranged as agreed by the Committee.

8. REPORTING

The Committee will have no formal reporting requirements. Minutes of all Committee meetings will be provided to the CEO for inclusion in the Council agenda.

Recommendations and requests arising from meetings will be presented to Council for consideration.

9. AUTHORITY

The Committee is an advisory Committee and does not have executive powers or authority to implement actions in areas over which the CEO or Council has legislative responsibility.

The Committee does not have any management functions and cannot involve itself in management processes or procedures.

The Committee must comply with Council's volunteer policy requirements.

9. CODE OF CONDUCT

Members are required to act honestly and treat others with respect while exercising due diligence and reasonable care.

Members have equal opportunity to participate in Committee discussions and will support colleagues to raise issues or problems and have them dealt with in an honest and respectful manner.

9. VOLUNTEERS

Committee members (other than Councillors) are volunteers of Council.

DOCUMENT CONTROL

| | | | |
|-----------------------------|-------------------------|-----------------------------|--|
| Hindmarsh LGBTIQ+ Committee | | Policy Category | Council |
| Version Number | 1.1 | Policy Status | - |
| Approved/Adopted By | | Approved/Adopted on: | - |
| Responsible Officer | Chief Executive Officer | | |
| Version History | Date | Version | Description |
| | 08 August 2022 | 1.0 | Creation of new Terms of Reference |
| | 31 May 2023 | 1.1 | Updated to reflect group name change |
| | April 2025 | 1.2 | Review completed as required under Advisory Committee Policy |

DRAFT



POLICY

C020 Advisory Committee Policy

1 Purpose

The purpose of this policy is to:

- support Council in ensuring good governance and appropriate management of Advisory Committees;
- outline how Advisory Committees can be formed,
- outline how such Committees are to be governed; and
- specify the limits of an Advisory Committees power.

This policy ensure that the management of Advisory Committees is in accordance with the Act and meets the Act's principles of:

- achieving the best outcomes for the municipal community;
- engaging the municipal community in strategic planning and strategic decision making; and
- ensuring public transparency.

2 Scope

This policy applies to all members of Advisory Committees, Councillors and employees responsible for Advisory Committees.

3 Definitions

| | |
|-----------------------------------|---|
| Council | means Hindmarsh Shire Council |
| Act | means the <i>Local Government Act 2020</i> |
| Advisory Committee | means an Advisory Committee established under this policy |
| Advisory Committee Meeting | means a Meeting of an Advisory Committee |
| Advisory Committee Report | means a formal report produced by an Advisory Committee |
| Committee Meeting | means a meeting of an Advisory Committee |

Hindmarsh Shire Council | Advisory Committee Policy

Quorum means the absolute majority of members present at the meeting and must include at least one Councillor.

External Independent Members means people who are not Councillors or Council Officers.

4 Formation of an Advisory Committee

The formation of, appointment to, and administration of an Advisory Committees is subject to input from the Council.

Advisory Committees must be formed (and rescinded) by Council Resolution, and the Terms of Reference (ToR), and membership must also be endorsed by Council.

5 Powers and functions of an Advisory Committee

Advisory Committees do not have any executive, financial or delegated powers. Advisory Committees do not have the power to sub-delegate or form sub-committees without the approval of Council. Advisory Committees may establish Working Groups for specific events or projects.

The role of an Advisory Committee generally is to report to Council and provide appropriate advice and recommendations on matters relevant to its Terms of Reference in order to facilitate decision making by Council in relation to the discharge of its responsibilities.

An Advisory Committee can offer specialised advice and assistance with research on issues of interest to Council and the Community.

6 Advisory Committee Governance

Advisory Committees are subject to a Terms of Reference (ToR). Council has a standard ToR which may be amended slightly, but must be adopted at the time the Committee is formed and/or reviewed at the commencement of each Council Term.

Advisory Committees are assigned to the responsible member of Council's Management Team, to ensure that the ToR are met, to provide guidance on administrative matters and to ensure that the Committee functions appropriately and in accordance with Council's Governance Rules. The Manager is not a voting member of the Advisory Committee and has no delegated authority.

The staff liaison for an advisory committee will always be a member of Council's Senior Management Team, unless otherwise authorised by the CEO in writing. The CEO may also elect to assign more than one responsible staff member to an Advisory Committee.

Council must review, within the period of 6 months after a general election, all Advisory Committees and Advisory Committee membership. Council Officers will provide Council with a report containing the Terms of Reference, this Policy and all current members for consideration.

7 Advisory Committee Meeting Agenda's and Minutes

The agendas and minutes of all Advisory Committee Meetings will be completed in the appropriate Corporate Template, as prescribed by the CEO, and forwarded to Council in a timely manner.

Hindmarsh Shire Council | Advisory Committee Policy

8 Membership

All Advisory Committees must have a minimum of five members, comprising of:

- a minimum of one Councillor; and
- a minimum of four external independent members.

Advisory Committee memberships will be **as stated in the Terms of Reference**.

Membership should be representative of the diverse communities within Hindmarsh Shire.

Any community member may become a member of an Advisory Committee if appointed by Council (or the CEO pursuant to the ToR), and any such member will have the same entitlement to participate as a Councillor. Weight will be given to ensuring diversity of membership and skills on an Advisory Committee.

All Advisory Committees will have an elected Chairperson who will, where necessary, have the casting vote.

Where appropriate, representatives of peak external bodies may be required to be members of Advisory Committees, and where this is applicable, it will be written into the Terms of Reference.

Advisory Committee meetings will be included in the Councillor's Calendar. Any Councillor is able to attend a meeting of any Advisory Committee. Only Councillors who are appointed to the Advisory Committee may vote.

If the Councillor appointed to an Advisory Committee is unable to attend a meeting, they can nominate another Councillor to attend the meeting on their behalf. In this instance, the replacement Councillor would have voting right of the member Councillor.

8.1 Appointment of Councillors to Advisory Committees

Councillors will be appointed to Advisory Committees during the Annual Statutory meeting in November of each year.

8.2 Appointment of community representatives to Advisory Committees

Community representatives will be appointed to Council through an expression of interest and selection process.

- Expressions of interest will be sought by public notice in the local media and on Hindmarsh Shire Council's website in March of every second year.
- Council will appoint the committee members to the Advisory Committee during the May Council Meeting.
- Every effort should be made to ensure a representative cross section of people from the relevant area are elected to serve on the Advisory Committee.
- Appointment to Advisory Committees will be based on the membership criteria outline in the relevant Terms of Reference.
- Appointment to an Advisory Committee will be for a period of two (2) years, commencing at the start of a financial year.
- A member of an Advisory Committee is able to resign at any time.
- Where the Committee has not met its membership limit through the formal nomination period, or resignations result in vacancies, new members may be appointed through the

Hindmarsh Shire Council | Advisory Committee Policy

submission of a Committee Expression of Interest form available from Council. These forms shall be submitted to Council for consideration at the next Ordinary meeting. Council will advise the Committee of any new member appointments. The term of membership for members appointed through this process shall be the length of time before the end of the Committee's term.

8.3 Executive

The executive composition of the Committee is to be elected at the first Advisory Committee Meeting in a financial year.

The executive composition of the Committee will be:

- Chairperson;
- Secretary; and
- up to 2 other office bearers as determined by the Advisory Committee.

8.3.1 Role of the Chairperson

The role of the Chairperson is to:

- chair all meetings;
- be the spokesperson of the Advisory Committee (a spokesperson for specific projects may be delegated by the chairperson to another committee member);
- moderate committee meetings; and
- promote behaviour in line with clause **Error! Reference source not found.** – Code of Conduct.

9 Advisory committee meetings

The following rules apply to Advisory Committee:

- A quorum of the Committee will be half the members plus one and must include at least one Councillor.
- Voting will be by a majority of votes by a show of hands.
- Only Committee members in attendance are entitled to vote.
- The chairperson shall have the casting vote in the event of an equality of votes.

10 Conflict of Interest

Any member who has a conflict of interest in their role as a member of an Advisory Committee must:

- Disclose the conflict of interest before the item is raised during the meeting; and
- Exclude themselves from the discussion in relation to that matter, including any vote on the matter and any action in relation to the matter.

Where a determination regarding a matter has been made in accordance with the prior points and relates to an ongoing activity, event or program, the member who has declared a material conflict of interest may still participate in activities related to the matter, provided that they:

Hindmarsh Shire Council | Advisory Committee Policy

- Act honestly;
- Exercise reasonable care and diligence;
- Not make improper use of their position;
- Not make improper use of information acquired as a result of their position.

The conflict should be noted in the minutes and the member may be required to develop a Conflict of Interest Management Plan in consultation with the Council Officer and/or Advisory Committee Chairperson.

An exemption can be made where the interest is held in common with other residents, ratepayers, business owners, or any other large class of persons and the Committee Member's interest doesn't exceed the interest generally held by those people. If a conflict of interest is declared and this exemption is invoked by the member making the declaration, the Chairperson shall determine whether the 'interests in common' exemption applies.

11 Confidential Information

Committee members must not disclose information that they know, or should reasonably have known is confidential information.

Committee members have an obligation to not disclose any materials or information that is not publicly available unless approved by the Chairperson or a representative of Hindmarsh Shire Council.

Committee members should be mindful of their obligations under the *Privacy and Data Protection Act 2014* regarding the use or disclosure of information.

12 Code of Conduct

Advisory committee members must:

- act with integrity;
- impartially exercise their responsibilities in the interests of the local community;
- not improperly seek to confer an advantage or disadvantage on any person including themselves;
- treat all persons with respect and have due regard to the opinions, beliefs, rights and responsibilities of Councillors, Advisory Committee members and officers;
- commit to providing a safe, inclusive and productive environment free from discrimination, harassment and bullying by not engaging in behaviour that is intimidating or that may constitute discrimination, harassment or bullying;
- take reasonable care of their own health and safety and that of others; and
- commit to regular attendance at meetings.

Any breaches of this code of conduct may result in termination of membership.

13 Media

Contact with the media by Advisory Committee members will be conducted in accordance with Hindmarsh Shire Council's Media Policy.

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Committee members should defer media enquiries to the Chairperson in the first instance and should take care not to respond as a representative of the Advisory Committee.

14 Financial Management

Any financial management relating to an Advisory Committee will be completed by Hindmarsh Shire Council Officers.

14.1 Spending

Any decisions to spend money must be approved at the Advisory Committee meeting and noted in the minutes, with expenditure over the Advisory Committee's delegation requiring approval by Council. An Advisory Committee member is not guaranteed reimbursement if they spend their own money for a committee event or activity without having approval from the Committee or Council (if applicable).

14.2 Receiving Money

Whenever an Advisory Committee receives money, a receipt should be issued. A carbon duplicate book should be used to record all receipts, unless an electronic receipt can be issued.

There may be times when issuing a receipt is not feasible. For example if the Advisory Committee is organising a fundraising event or calculating entry fees, it would be impractical to write out a receipt for every person. Two members of the Committee should be responsible for collecting and counting the money. All money is to be taken to a Council customer service centre for receipting accompanied by signed supporting documentation. A receipt will be provided by Council upon receipt of the money to the customer service centre.

Any money collected should be handed over to Hindmarsh Shire Council as soon as reasonably practicable, but within 5 business days.

15 Fundraising

Where an Advisory Committee wishes to fundraise for an event or a town improvement activity they should submit the request to info@hindmarsh.vic.gov.au. The request will then be considered by the CEO.

Fundraising should be undertaken for a specific purpose so that people know where their money is going and what it is going to be used for.

Any fundraising undertaken by an Advisory Committee can only be undertaken where it has been approved by the CEO.

16 Sponsorship

Where an Advisory Committee wishes to enter into a sponsorship agreement with a business for an event they are running, it should be referred to the staff liaison so that a sponsorship agreement can be drafted.

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17 Non-financial Donations

Non-financial donations should not be accepted by an Advisory without approval from the CEO. All non-financial donations are to be reported to the CEO as soon as possible after receipt.

18 Volunteering

All volunteers of an Advisory Committee should be registered with Council as a volunteer. Members of Advisory Committees are taken to be Council volunteers and must adhere to all requirements of Council volunteers as contained within Council policies.

19 Events

Where an Advisory Committee wishes to run an event, an Intention to Hold and Event Form needs to be completed 6 weeks before the event and submitted to Council for approval. This helps Council to determine whether any permits or requirements are needed such as:

- **Local Laws** – road closures, traffic management, permission for public land access, alcohol consumption
- **Planning** – permits to hold an event on private land
- **Environmental Health** – temporary food permits
- **Building** – permits for temporary structures such as fencing, stages and marquees
- **Maintenance** – servicing of public toilets
- **Risk and Safety** – event management plan, risk assessment

20 Incident Reporting

If an incident occurs at an Advisory Committee event, activity or meeting, the delegated Council Officer should be advised immediately so that the incident can be logged.

21 Monitoring and Review

Council is committed to monitoring the overall level of success of the policy's implementation. A periodic review of this policy will be undertaken to ensure its relevance aligns with the public interest. As a minimum, a review will occur in line with a new Council Term.

However, a Council can amend its policy at any time. The formation of any future Advisory Committees will require a decision of Council; therefore it is likely that this policy would be reviewed and adopted by Council at this time.

22 References

| Related documents | Legislation |
|---|--|
| <i>Governance Rules</i> | <i>Local Government Act 2020</i> |
| <i>Public Transparency Policy</i> | <i>Charter of Human Rights and Responsibilities Act 2006</i> |
| <i>Community Engagement Policy</i> | <i>Equal Opportunity Act 2010</i> |
| <i>Advisory Committee Standard Terms of Reference</i> | <i>Freedom of Information Act 1982</i> |
| | <i>Local Government Act 1989</i> |

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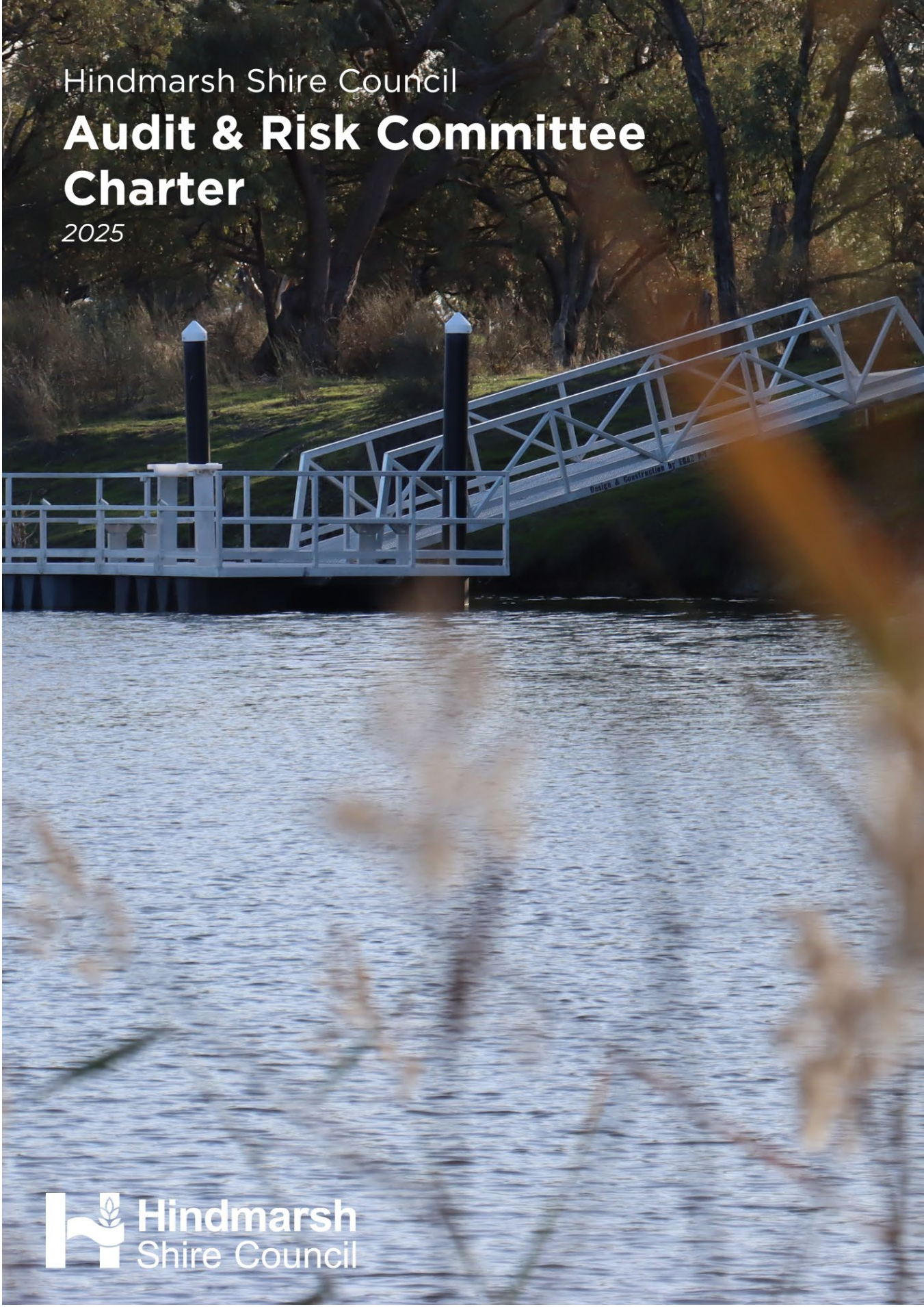
| | |
|--|---|
| | Local Government Act 2020 Privacy and Data Protection Act 2014 |
|--|---|

23 Document Control

| | | | |
|----------------------------|----------------|------------------------|---|
| Advisory Committees Policy | | Policy Category | Council |
| Version Number | 1.3 | Policy Status | Draft |
| Approved/Adopted By | COUNCIL | Date Adopted | 31 May 2023 |
| Responsible Officer | DCCS | Review date | 3 YEARS FROM APPROVAL |
| Version history | Date | Version | Description |
| | September 2021 | 1.0 | Initial policy |
| | November 2022 | 1.1 | Updated Conflict of Interest provisions |
| | May 2023 | 1.2 | Updated to align with Terms of Reference |
| | April 2024 | 1.3 | Updated to include mid-term nomination process. |

DRAFT

Hindmarsh Shire Council
**Audit & Risk Committee
Charter**
2025





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Audit & Risk Committee Charter

Purpose

The Audit and Risk Committee (**Committee**) is an independent advisory committee to Council established pursuant to Section 53 of the *Local Government Act 2020 (Act)*.

Council is committed to good governance, public transparency and accountability. The Audit and Risk Committee is established to strengthen Council's governance, risk management, financial management and to drive continuous improvement.

Pursuant to section 54(2) of the Act, the Audit and Risk Charter (**Charter**) sets out the Committee's objectives, authority, composition and tenure, roles and responsibilities, reporting, administrative and governance arrangements.

Pursuant to section 53(2) of the Act, the Committee is an Advisory Committee of Council and does not have delegated powers, including executive powers, management functions of delegated financial responsibility.

Role of the Committee

The Committee's functions and responsibilities, as dictated by section 54(2) of the Act, are to:

- (a) *monitor the compliance of Council policies and procedures with—*
 - (i) *the overarching governance principles; and*
 - (ii) *the Act and the regulations, and any Ministerial directions;*
- (b) *monitor Council financial and performance reporting;*
- (c) *monitor and provide advice on risk management and fraud prevention systems and controls;*
- (d) *oversee internal and external audit functions.*

The Committee must adopt an annual work plan to outline how the above listed activities will be achieved.

Responsibilities

In accordance with section 54(2) of the Act, the functions and responsibilities of the Committee include:

Legislative Compliance

Council Policies

- From time to time provide insight into Council policies/procedures within areas of collective expertise.
- Where any change to the legislation is made, review any relevant or effected policy for legislative compliance with the Act or Ministerial direction.
- Review the CEO Employment and Remuneration Policy and Terms of Reference for the CEO Employment and Remuneration Committee and monitor compliance with the Act.

Financial Policies

- Consider recent developments in accounting principles or reporting practices that may affect the Council, and assess any subsequent adaptations made to Council policies.
- Assess Council's accounting policies against the financial management principles (s.101 of the Act).



Financial Management (including Performance Reporting)

Monitor Council's financial and performance reporting:

- Review the annual financial statements and annual performance statement, reviewing any significant changes to the content of reports, the operating results, financial position and performance indicators in comparison to the prior year, and make any recommendations to Council concerning their adoption.
- Review Council's financial position via the receipt of a quarterly financial report.
- Review the draft annual budget, revenue and rating plan and long-term financial plan according to prescribed schedules.
- Review the appropriateness of the format and content of periodic management financial reports and performance statements to Council as required.
- Receive details of all Councillor and delegated committee member reimbursements per section 40(2) of the Act.
- Receive details of CEO reimbursements.
- Review and monitor any financial risks, including current and future liabilities, any beneficial enterprises of the Council, and any litigation, claim or contingency which could have a material effect on Council's financial position or operating result.
- Review accounting issues including asset revaluation, impairment consideration, new standards application and other technical accounting issues.
- Report to Council on any material financial issues which the committee agrees may require action.

External Audit

Oversee Council's external audit functions:

- Review the annual external audit plan.
- Review the external audit interim audit report.
- Review the results as reported in the external closing audit report, including any:
 - difficulties encountered;
 - complex and/or unusual transactions;
 - related-party transactions; and
 - judgmental areas for adjustments recommended by the external auditors, for example, those involving valuation of assets and liabilities; environmental liability and other commitments and contingencies.
- Review the appropriateness, timeliness and effectiveness of the management comments made in response to any external auditor recommendations.
- Report to Council any significant issues identified upon completion of review and discussion with management and external auditors regarding the external audit report.
- Sight representation letters signed by management, considering their completeness and the appropriateness of information provided.
- Review the external auditor's performance.
- Maintain an awareness of local government performance audits undertaken by VAGO, ensuring Council have assessed any relevant recommendations and actioned accordingly (if required).

Risk Management (including Business Continuity)

Monitor and provide advice on risk management:



Audit & Risk Committee Charter

- Review Council's risk appetite statement, risk management framework and risk register, including management's assessment of Council's risks.
- Review the process/es for effective identification of strategic and operational risks, and the processes for assessment, development and implementation of treatment plans.
 - Review the appropriateness of the treatment plans associated with Council's Strategic Risks, focusing on Financial Sustainability and risks within the scope of Audit and Risk Committee functions.
- Review the appropriateness and effectiveness of Council's Business Continuity Plan.
- Review the approach to business continuity planning arrangements, including whether business continuity and disaster recovery plans have been regularly updated and tested.
- Receive reports from management, including management responses, on the findings of any examinations by regulatory or integrity agencies related to investigations relevant to Council or operations of the Council, such as the Ombudsman, IBAC, and Victoria Government Inspectorate. Where action by management is required, monitor progress.

Internal Controls (including Fraud Controls)

Monitor and provide advice on fraud prevention systems and controls:

- Consider the effectiveness of internal controls for the security of information technology systems and applications.
- Review the effectiveness of established fraud controls in preventing or mitigating fraud, and any fraud policies.
- Review the compliance framework and assess its effectiveness in achieving legislative compliance.
- Review results and frequency of any control tests conducted relevant to cyber security, fraud and legislative compliance.
- Determine whether security, fraud and compliance systems and controls are reviewed regularly and updated where required.
- Review any significant changes to security, fraud and compliance systems and controls to assess whether those changes significantly impact Council's risk profile.
- Assess whether the control environment is consistent with the overarching governance principles.
- Review Council's gifts, benefits and hospitality register.

Internal Audit

Oversee Council's internal audit functions:

- Work with management to make recommendations to the Council on the appointment of the internal auditor.
- Review, make recommendations and recommend to the Council for approval of the draft three-year internal audit plan.
- Review the three year internal audit plan annually to ensure it remains current to the needs of the organisation.
- Review progress on the annual internal audit program.
- Review all internal audit reports, including management responses, and advise Council of and make any associated recommendations on any significant issues identified.
- Monitor action and progress taken by management on audit recommendations and the agreed management responses.



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- Review the effectiveness of the internal audit function annually through the results of internal audit survey administered by the internal auditors.
- At least twice annually, meet with the internal auditor in an “in-camera” session, without management present.

Authority

The Committee is an advisory committee of Council and reports directly to Council.

Pursuant to section 53(2) of the Act, the Committee does not have and, therefore, cannot exercise any executive powers, or management functions. The Committee does not have any delegated financial responsibility.

To empower the Committee to discharge these responsibilities, Council authorises the Committee to:

- Provide advice and make recommendations to Council on matters within the Committee’s areas of responsibility.
- Review key documents and reports that must be approved by Council, including annual financial reports, annual performance statements, new or revised policies and other documents that assist in maintaining a strong internal control environment.
- Review and recommend to the Council for approval the three-year rolling strategic internal audit plan, the annual internal audit plan and any major changes to them, ensuring the proposed strategic internal audit plan appropriately considers Council’s strategic risks and allocated budget for the internal audit plan.
- Review and approve proposed scopes for each review in the annual internal audit plan;
- Meet solely with the Internal Auditor at least twice per year without management present.
- Meet solely with the External Auditor at least once per year without management present.
- Request, through the CEO, appropriate management support to enable the Committee to discharge its responsibilities effectively.
- Request, through the CEO, the attendance of Council Officers at meetings, and request the attendance of internal audit, external audit or other assurance providers, where appropriate.
- Request, through the CEO, or recommend directly to the Council, the appointment of relevant independent experts where the Committee considers that it is necessary to execute its responsibilities.

The scope, functions and responsibilities of the Committee are set out in this Charter. Any request made to Officers by the Committee that falls outside of the express provisions of this Charter will be assessed at the discretion of the Chief Executive Officer (CEO).

Membership

The Committee comprises up to six members (two Councillors and up to four independent and external members), appointed by Council. In accordance with section 53(3) of the Act the members must:



Audit & Risk Committee Charter

- (a) *Include members who are Councillors of the Council;*
- (b) *Consist of a majority of members who are not Councillors of the Council and who collectively have:*
 - (i) *Expertise in financial management and risk; and*
 - (ii) *Experience in public sector management; and*
- (c) *Not include any person who is a member of Council staff of the Council.*

All members shall have full and equal voting rights unless a member is unable to vote due to a conflict of interest.

The Chief Executive Officer and the Director Corporate and Community Services are to attend meetings of the Committee unless specifically requested to leave.

Independent Member Qualifications

After calling for applications, the Chief Executive Officer will provide an evaluation and recommendation for appointment to Council. The recommendation will take into account the experience of candidates and their likely ability to apply appropriate analytical and strategic management skills.

The following key attributes are required when appointing independent members:

Individuals should have:

- Senior business or financial management/reporting knowledge and experience.
- High levels of financial literacy.
- An understanding of corporate risk management, and risk management practices including treatments, mitigations and controls.
- Knowledge of Council's operations and the environment in which it operates.
- Strong communication skills.
- High levels of personal integrity and ethics.
- Sufficient time available to devote to executing responsibilities.

The Committee should collectively have:

- Expertise in financial management and risk.
- Experience in public sector management.

Term of Office

The appointment of independent members shall be for a maximum single term of four years, coinciding with the term of Council. Members appointed during the Council term will be appointed for the remainder of the term.

Terms of appointment for each individual independent member will be determined by Council resolution. At the conclusion of the term members are eligible for reappointment by Council.

Councillor representatives are appointed by Council annually for a term of one year.

Should Council propose to remove an independent member of the Committee, it must give written notice to the member of its intention to do so and provide that member with the opportunity to be



Audit & Risk Committee Charter

heard at a Council meeting. An independent member may only be removed by a majority vote of Council.

Appointment and Role of the Chair

The Chairperson will be appointed by the Committee for a term of one year. The Chairperson must be an independent member and can be appointed for consecutive terms.

The role of the Committee Chairperson should include, but not be limited to:

- Chair the meetings of the Committee in accordance with the formal meeting agenda.
- Conduct meetings in a manner that promotes participation, communication, involvement, consensus, mutual respect and listening.
- Allow time during the meeting for any Committee member to raise any issues they believe relevant.
- Circulate the annual self-assessment and collate results of the members feedback and other invited officers for the Chairperson's report to Council.
- Present on behalf of the Committee the Annual Committee Performance Report to a Councillor Briefing prior to the report being presented to Council.
- Present on behalf of the Committee the Strategic Annual Internal Audit Plan to a Councillor Briefing prior to the commencement of the financial year.

The Chair shall have a casting vote on occasions where there is an equal tally of votes on a matter.

The Chairperson has no executive authority on behalf of Council but can be used as required, as a sounding board by Council and/or management.

Remuneration

Pursuant to section 53(6) of the Act, Council will pay a fee to independent committee members. External members of the Committee will be offered remuneration for carrying out their duties. The amount is to be set by Council and Council will review remuneration every year in line with the annual budget preparation process.

Payment will be made to members who attended after the completion of each meeting.

No further allowances will be made for reimbursement of expenses including travel; however, reimbursement of extraordinary expenses will be at the discretion of the Chief Executive Officer.

Quorum

A quorum shall be at least four (4), comprising at least two (2) external independent members.

Meetings

The Committee shall meet at least three (3) times in each financial year and will be held in accordance with the Hindmarsh Shire Council Governance Rules. One of these meetings will be dedicated to the draft annual financial statements.

A schedule of meetings will be developed annually and agreed to by members. All committee members are expected to attend all meetings.

As required, and with the agreement of the Chief Executive Officer, the Chair may call additional meetings of the Committee.



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In the absence of the appointed Chair, the Committee will appoint an acting Chair from the independent members present.

Agendas will be prepared in consultation with the Chair and distributed no later than 7 days in advance of the meeting. Meetings will be minuted and the minutes will be distributed to members. Committee meeting minutes will be distributed to Councillors once finalised and approved for circulation by the Committee Chair.

Pursuant to section 54(6)(a) the Chief Executive Officer will appoint a Council Officer to provide secretarial support to the Committee. This will include:

- (a) Ensuring the agenda for each meeting is prepared in consultation with the Chair and approved by the Chief Executive Officer.
- (b) Circulation of the Agenda and supporting documentation at least one week before the meeting.
- (c) Ensuring minutes of the meetings are prepared and circulated in accordance with the Charter. Minutes are to include relevant elements of the Committee's discussion.

Reporting

The Committee will prepare an annual committee performance report that includes an annual assessment of Committee performance against the Audit and Risk Committee Charter in accordance with Section 54(4)(a) of the Act. This report will be provided to the Chief Executive Officer for presentation to Council annually in accordance with Section 54 (4)(b) of the Act.

The Committee will prepare a biannual ~~audit and risk~~ report that describes the activities of the Audit and Risk Committee and includes the Committee findings and recommendations in accordance with section 54(5)(a) of the Act, along with the agreed actions. This report will be provided to the Chief Executive Officer for reporting to Council biannually in accordance with section 54(5)(b).

Internal and External Audit reports will not be made public.

The Chairperson is responsible for ensuring that reporting requirements are met. Pursuant to section 54(6)(b) of the Act, the Chief Executive Officer is required to table reports and annual assessments of the Audit and Risk Committee at Council meetings when required by the Act and when requested by the Chairperson of the Audit and Risk Committee.

Where the Committee makes recommendations that are proposed to be addressed by Council with more immediacy than the biannual report will allow for, the meeting minutes, or a specific report addressing the recommendation/s made by the Committee will be drafted by Officers under the direction of the Committee Chair and submitted to the next practicable Council Meeting for debate and decision.

Engagement with the Victorian Auditor-General's Office (VAGO)

The committee will engage with VAGO, as the entity's external auditor, in relation to VAGO's financial statement and performance audit coverage. In particular, the committee will:



Audit & Risk Committee Charter

- Invite a representative from VAGO to attend Committee meetings and encourage a positive working relationship;
- Provide feedback to VAGO on draft strategies, reports and opportunities for improvement;
- Provide advice to management on action to be taken on significant issues raised in relevant VAGO reports or better practice guides.

Evaluating Performance

The Committee will undertake an annual assessment of its performance against the Audit and Risk Committee Charter in accordance with section 54(4)(a) of the Act.

Management will assist the Committee to initiate the annual self-assessment of the performance of the Committee. The review will invite input from each Committee member, senior management, internal auditor, VAGO, and any other relevant stakeholder. The self-assessment will be reported through the Annual Committee Performance report.

Conflicts of Interest

Committee recommendations must be transparent and accountable, to protect the public interest, maintain the integrity of the Committee and Council and enable the public to be confident that the Committee is performing its duties properly. If a conflict of interest exists, it must be declared and managed. Committee members are required to provide written declarations, through the Chair, to the Council declaring any material personal interests they may have in relation to their responsibilities.

Division 2 of Part 6 of the *Local Government Act 2020* applies to Independent Members, as if the member were a member of a delegated Committee. An independent member has a conflict of interest if they have:

- (a) A general conflict of interest within the meaning of section 127 of the Act.
- (b) A material conflict of interest within the meaning of section 128 of the Act.

Members of the Committee will provide declarations with statutory requirements under section 127 or 128 of the Act.

External members should consider past employment, consultancy arrangements and related party issues in making these declarations and the Council, in consultation with the Chair, should be satisfied that there are sufficient processes in place to manage any real or perceived conflict.

At the beginning of each Committee meeting, members are required to declare any material personal interests that may apply to specific matters on the meeting agenda. Where required by the Chair, the member will be excused from the meeting or from the Committee's consideration of the relevant agenda item(s). The Chair is also responsible for deciding if he/she should excuse themselves from the meeting or from the Committee's consideration of the relevant agenda item(s). Details of material personal interests declared by the Chair and other members, and actions taken, will be appropriately recorded in the minutes.



Audit & Risk Committee Charter

Personal Interest Returns

Members must comply with the same requirements as a 'specified person' as outlined in section 132 of the Act, and are therefore required to complete initial and biannual personal interests returns in accordance with sections 132-136 of the Act. A summary of the Committee's personal interests will be published on the Council's website in accordance with section 10 of the Local Government (Governance and Integrity) Regulations 2020.

Misuse of Position

Section 123 of the Local Government Act 2020 applies to Independent Members, as if the member were a member of a delegated Committee. The Independent Member must not intentionally misuse their position -

- (a) To gain or attempt to gain, directly or indirectly, an advantage for themselves or for any other person; or
- (b) To cause, or attempt to cause, detriment to the Council or another person.

Confidential Information

Committee members shall act in accordance with section 125 of the Act regarding confidential information. Committee members shall not directly or indirectly release or make available to any person any information relating to the work or discussions of the Audit & Risk Committee, including documentation that is or was in their possession. Any exception to this must be in accordance with section 125(2) or section 125(3) of the Act, or must be agreed to by and in accordance with any terms stipulated by Hindmarsh Shire Council.

Local Government Act 2020 Principles

| | |
|---|--|
| <p>Section 9 Overarching Governance Principles</p> | <ul style="list-style-type: none"> a) Council decisions are to be made and actions taken in accordance with the relevant law; b) priority is to be given to achieving the best outcomes for the municipal community, including future generations; c) the economic, social and environmental sustainability of the municipal district, including mitigation and planning for climate change risks, is to be promoted; d) the municipal community is to be engaged in strategic planning and strategic decision making; e) innovation and continuous improvement is to be pursued; f) collaboration with other Councils and Governments and statutory bodies is to be sought; g) the ongoing financial viability of the Council is to be ensured; h) regional, state and national plans and policies are to be taken into account in strategic planning and decision making; i) the transparency of Council decisions, actions and information is to be ensured. |
| <p>Section 101 Financial Management Principles</p> | <ul style="list-style-type: none"> a) revenue, expenses, assets, liabilities, investments and financial transactions must be managed in accordance with a Council's financial policies and strategic plans; |



Audit & Risk Committee Charter

| | |
|--|--|
| | <ul style="list-style-type: none">b) financial risks must be monitored and managed prudently having regard to economic circumstances;c) financial policies and strategic plans, including the Revenue and Rating Plan, must seek to provide stability and predictability in the financial impact on the municipal community;d) accounts and records that explain the financial operations and financial position of the Council must be kept. <p>For the purposes of the financial management principles, financial risk includes any risk relating to the following—</p> <ul style="list-style-type: none">a) the financial viability of the Council;b) the management of current and future liabilities of the Council;c) the beneficial enterprises of the Council. |
|--|--|

Wimmera Mallee Pioneer Museum

Dimboola Road, Jeparit, Victoria 3423

Email: wmpmjeparit@gmail.com

Facebook: www.facebook.com/WMPMJeparit

General Meeting Minutes – Tuesday 18 February 2025, 4.00 p.m. at Briarley House.

- 1) **Pre meeting OHS update** – Tim McLoughlin, Southern Grampians OHS Manager, gave an overview of his OHS inspections. Importantly the site is generally clean but there are items which could be removed e.g. plumbing pipes, random items lying around.
Chemicals, plant and equipment sheds should be locked, all chemicals need MSDS sheets kept in the storage areas. To simplify the process the first step is to remove all items (Chemicals/containers) no longer needed. This will reduce danger to volunteers and the public. Gas bottles should be chained and caged, appropriate PPE purchased and stored in an easily accessible place. SWMS are required.
All plant and equipment should be left locked when not in use and keys not left in the equipment. This is to restrict public access.
Any areas which could result in injury to volunteers and the public such as tow bars and pointy sharp bits on machinery should be signed appropriately or access restricted (e.g. temporarily with bunting). Any dangerous areas to be cordoned off until they can be made safe. We should be mindful of work safe guidelines and responsibilities if an accident occurs. Guided tours with verbal cues e.g. don't enter, be careful etc. could be used for larger groups, along with additional general safety signage. It would be advantageous to visit other sites to view how others manage their own situation.
- 2) **Welcome and Acknowledgement of Country**
The President welcomed members and guests.
- 3) **Additional Agenda items** (HSC CAC Guidelines for Meetings, 6.8.2) Nil
- 4) **Declaration of interests** Nil
- 5) **Present:** Wendy Werner (Chair), Colin Moore, Clem Paech, Mary-Anne Paech, Don Pedder, Peter Pumpa, Tige Mannington, Craige Proctor (Acting Secretary, remotely); Cr Roger Aitken, Mark Fletcher (HSC)
Apologies: Wendy Zanker, Peter Robson
Guests: Tim McLoughlin (Southern Grampians), Christa Robnik
Motion: To accept the apologies. Moved: CM **Seconded:** TM **CARRIED**
- 6) **Minutes of Previous Meeting**
The last meeting, on 17 December, 2024, was an official meeting.
Motion: To accept the Minutes of the 17 December 2024 meeting as circulated.
Moved: DP **Seconded:** CM **CARRIED**
- 7) **President's Report**
View from the Chair. February 2025
In December we had a magnificent spread of salads and cakes made by Wendy Z and Mary-Anne for our end of year celebration. Clem and Colin cooked the BBQ and although it was a very hot day I think everyone enjoyed the get together.
In January Colin, Sharlene, Graham and I hosted 19 Seniors from The Curlew Club in Bordertown. A welcome breeze greeted our visitors who enjoyed their Quiche and Salad on the back verandah. It was a pretty quick departure though to the front verandah for desserts as a random cloud dropped its contents...Everyone had a good laugh, and the day will be well remembered by all.
Mary-Anne, Craige and I hosted a new volunteers morning tea in February. We invited four ladies from the community who had previously expressed an interest in helping us out, so Craige cooked up some yummy pikelets, and along with some scones, banana muffins and gifts from our ladies we had a lovely morning tea, which extended into the early afternoon. We talked a little about the museum and our own volunteering experiences, and the girls shared areas of interest of their own. I am pleased to say that all four ladies are now on the pathway to becoming fully fledged volunteers and, as with any new volunteers, all come with exciting new ideas and new areas of expertise, reinvigorating our passions for the museum. Please take the time to welcome them all and encourage them to join in.
It was great to see Peter and Aaron here over the weekend pumping up tyres and mowing the grass. The

grounds are looking good again.

8) **Correspondence/Secretary's Report**

Inwards

Ron Southern re statuette in Albacutya Homestead.
HSC (MF) Photos from Photo Shoot.
HSC (MF) Safety walk through 18 February.
Matthew Polack re ongoing research into John Coppock and status of film project.
Don Pedder – information on firearms relating to Horsham Rifle Club (included as Appendix to Minutes)
MAVEC Newsletter

Outwards

CNP to HSC (Nan Da San Bleh Dah) re meeting with HSC Youth Council.

Motion: To accept the outward correspondence and note the inward Correspondence.

Moved: TM **Seconded:** CP **CARRIED**

Business arising from Correspondence:

WVAHS offer of books – *The Sunshine Works 1884 and History of the Menzies family in Jeparit*. CNP has collected these from Stawell on behalf of WMPM. Also a copy of Early Mission Work at Antwerp (given to Historical Society)

Motion: to accept Sunshine Works booklet

Moved: MP **Seconded:** DP **CARRIED**

9) **Treasurer's Report (MP)**

Purchases / Finances. – as tabled.

- Account balance \$62,423.05
- Volunteer Hours: Dec: 257 hrs; Jan: 226 hrs

Invoices for payment: Jeparit Supermarket - **\$511.09**

| December 2024 | | | |
|--------------------------|-----------|------------------------------------|------------------|
| Opening balance 01.12.24 | 25,887.37 | Closing balance 31.12.24 | 26,899.16 |
| Receipts | 1,901.10 | Term Deposits (2) Interest: 702.49 | 36,240.78 |
| Expenses | 478.08 | Total | 63,404.84 |

| January 2025 | | | |
|--------------------------|-----------|------------------------------------|------------------|
| Opening balance 01.01.25 | 26,899.16 | Closing balance 31.01.25 | 27,650.85 |
| Receipts | 774.90 | Term Deposits (2) Interest: 702.49 | 36,240.78 |
| Expenses | 23.21 | Total | 64,156.53 |

Visitors – December/January attendance

| Adults | Pens./Conc. | Children | Family | Group |
|---------|-------------|----------|--------|----------|
| 10 / 25 | 3 / 4 | 1 / 7 | | 16 conc. |

Advance booking: 24 October, Cardwell's Coaches, 15-25 Seniors.

Motion: To accept the Treasurer's report as circulated.

Motion: MP **Seconded:** CM **CARRIED**

Motion: To pay outstanding invoices as presented (\$511.09).

Motion: CM **Seconded:** DP **CARRIED**

General Business with suggested time allocation of approximately 45 minutes

10) **HSC update**

8.1. OH&S – Fire Ban days

Extreme weather days, heat policy. Review of the current policy by HSC. ACTION

8.2 OH&S – Defibrillator; First Aid training. Defrib installed. First aid training follow up ACTION

8.2 Maintenance update

A Tarranyurk hall side door, ramp, front door, repairs have been made.

Shingles on Log Kitchen roof to be completed. **Moved:** DP **Seconded:** TM **CARRIED**

Briarley House - Verandah gutter needs a couple of areas of the seam silastics to short term fix. A couple of decking boards urgently need replacing. FRRR grants.

Corner of front end of Albacutya decking also needs attention.

- 8.3 Return of keys
Need key book with register of who has keys, keep record of who has the access number. All volunteers / contractors coming on site need to sign in to the register. Mark to follow up with Aaron. ACTION
- 8.4 Volunteer Handbook, Emergency Response, Standard Operating Procedures
- 8.5 Brochure and GWMT photoshoot updates
JW to speak to Wendy to get the brochure sorted. ACTION
- 8.6 Lot Plan
David Sidwell one page welcome document, site map. ACTION
- 8.7 Submission of Budget Proposal
WMPM did not get the email. Submission date of 15/1/25. ACTION
- 8.8 AMaGA membership (\$161)
Mark to register for membership. ACTION
- 8.9 Volunteer Visits – Morning Tea at Nhill Visitor Information Centre (VIC).
Five coming from WMPM to the VIC morning tea.
- 11) **New Residents' BBQ (early evening, Friday 28 March)**
Town committee meeting decided to hold a new res BBQ onsite at the museum. Waiting to hear confirmation. Clash with Rainbow event which some Councillors will be attending. Museum as a venue, not required to do anything. Town committee will use bbq trailer and provide food. BYO drinks? Alcohol??
Permit for alcoholic drinks on site? ACTION: MF to determine if we need a permit for BYO onsite. Committee agreed for the event to go ahead.
MOVED: CM SECONDED: CP CARRIED
- 12) **Merchandising update and replenishing stock.** New jigsaws ordered - \$360 which would sell for \$650.
- 13) **WMPM T-shirts, Volunteer identification (CM, MP 2 mins)**
Discussed t-shirts for volunteers at the last meeting, id is important for all volunteers and committee members when onsite and Museum is open. T-shirts have been looked at.
Hi-vis vest options for outdoor people.
MOTION: We explore just a 'volunteer' badge for volunteers and committee members worn when on site during opening hours. 30 to begin. CM to get a quote and make a design. **Moved: CM Seconded: MP CARRIED**
- 14) **Collection Management and Curatorial Support**
- WW and CNP to work with HSC to formulate a Collection Policy (in addition to existing Donations and Loans Policy)
 - Donations NA
 - Removal/deaccessioning of items NA
 - Curatorial Support option – MF, WW and CNP to organise a meeting in next two weeks. Christa Robnik has expertise in this area and will be invited.
 - To be included in future meeting.
- 15) **Ongoing Activities for 2025** – as determined at AGM (not for discussion; just a reminder)
- | | | |
|--------------------------------|---------------------------------------|-------------------------|
| Re-strawing Thatched Shed | Rabbit proofing perimeter | Additional Storyboards |
| Development of Educational Kit | Prioritising Maintenance | Marketing and promotion |
| Resolving OH&S issues | Cataloguing collection | Event planning |
| Wayfinding signage | Investigating firearms safety options | Curatorial support |
- Honour Board needs to be updated from Gordon Bennett onwards.
- Initiatives for 2025-2026**
HSC Youth Council. WW and CNP attended RHSV Think Tank webinar 4 February on how to engage younger people in the work of historical societies and museums. Tentative date for YC visiting WMPM: 7 April. (CNP, WW 2 mins)
- 16) **Budget Initiatives and Submission for 2025-2026**
1. Ongoing Curatorial Support \$20,000 1:1 HSC/WMPM
 2. Reimagine Briarley Homestead – visitor entrance – first nations info & mural \$5,000 HSC
 3. Uniforms for volunteers - \$2,000 HSC

4. Merrett Shed Mural – Point of interest and visual promo to road. Potentially Gail Newcombe, horse mural \$20,000 HSC
Total request from Hindmarsh Shire Council \$37,000
Co-contribution from WMPM \$10,000 towards curatorial support.
- 17) **Rabbits.** Still some rabbits on site but they seem to be under control.
- 18) Creative Vic grant – Gayle Newcombe has visited the site to look at the Merrett shed. Suggested the possibility of doing panels to be attached to the end of the shed. Horses drawn mid-19th century theme. Moving horses style.
A lot of walls at the site that could be utilised for art.
Ryko the Biko banner. Christa to explore opportunities for the Banner to be digitised and printed.
- 19) **HSC Update** – Council Delegate, Cr Roger Aitken.
Recent fires have taken a lot of focus; Jeparit Riverside Fiesta (Women of the Wimmera); HSC listening sessions.
26 March, Councillor regional visit.
- 20) **Working bee: Saturday 15 March 9 a.m. to focus on chemicals**
- 21) **DSO (Dunmunkle Sump Oilers) Demo Day** over June long weekend? To be discussed at the next meeting.
Investigate paperwork requirements for council.
- 22) **Next Meeting: Tuesday 18 March 2025, 4.00 p.m.**

Meeting closed at 6.40 p.m.

APPENDIX

Correspondence provided by Don Pedder in relation to potential provenance of one or more firearms in the WMPM collection.

The following appeared in a series in our local paper. These are from *Waters of the Wimmera* by Bob McIivena, a sequel to *Pipe Dreams*. It refers to the Opening of Horsham's first gun club in 1884. Club membership was 10 shillings and 6 pence and members became part of Australia's Defence forces and signed an oath of allegiance. The club ordered 50 Martini Henry rifles costing 4 pounds each equipped with bayonets. Ammunition was five shillings for 100 rounds.
This may be the origin of the gun in the Museum collection, even more likely if one of the bayonets fits it.
The following report from the local paper was quoted:
October the 16th 1884 was chosen by the Mayor who declared a half day Public Holiday to celebrate the Official Opening of The Horsham Rifle Club. Many attended the function and Captain Little called on the Mayoress Mrs Thomas Young to fire the opening shot.
Due to the heavy recoil, a Martini Henry rifle was strapped to the wheel of a wagon and sighted in for the Mayoress to fire. The bullet missed the target and was recorded in history as such but this did not deter the crowd who gave three hearty cheers.

Yurunga Homestead Community Asset Committee

General Meeting, Monday February 24th 2025, Yurunga Homestead Rainbow at 7:30 pm

Draft Minutes

Acknowledgement of Country - Chair

We acknowledge the Wotjobaluk, Jaadwa, Jadawadjali, Wergaia and Jupagalk Nations as Traditional Owners of Country.

We recognise the important ongoing role that Indigenous people have in our community and pay our respects to their Elders, past and present.

Welcome and Opening: at 7:35 pm

Members present: Jenny Solly – chair, Peter Solly – Secretary/treasurer, Heather Drendel, Col Drendel

Visitors: Cr Tony Clark – Hindmarsh Shire Council

Apologies: Mark Fletcher

Moved: Col Drendel, Heather Drendel – That the apologies be accepted. c/d

Additional items for General Business (to be accepted at Chairperson's discretion)

- Welcome to new residents April 8
- Front garden

Declaration by a Councillor, Officer or Committee Member of any direct or indirect interest in any item on the agenda.

Nil

Minutes of the previous meeting as circulated

Moved: Heather Drendel, Col Drendel – That the minutes of the general meeting held on January 23rd as circulated be accepted as a true and accurate record. c/d

Business Arising:

- January 25: Peter sprayed meat ant nests in the orchard and put more insecticide paste around trunk collars on the peach, apple and pear trees. Peaches are not ripe and have ants in them. Put in new fruit fly trap and sprayed fruit fly insecticide around fence posts.
- January 28: Jenny put 8 Kg peaches in the craft shop for sale. Advertised on our Facebook page and Rainbow Community Noticeboard page.
- January 29: Dr Gary Hill visited to start work on the underground room.

- January 30 and 31: Dr Gary and Frank the painter from Mildura worked on the South wall of the underground room. Render has been removed. Three new layers of render need to be applied. There has to be a defined line as the new paint will not bond with the old.
- January 30: Peter booked the cool room for the August 5th catering.
- February 8: Thanks very much to Heather for working with the framer in Melbourne to select frames for the Confirmation and Baptism certificates for Charlie Liesfield's family.
- February 10: We were notified that Krahe's Pest Control would be attending on Wednesday 12th to check the bathroom bait station.
- February 10: The new Sunday roster was completed and emailed. We have 4 new teams. Invitation to Council morning tea for tourism volunteers was included.
- February 12: Krahe's checked the termite bait station in the bathroom.
- February 18: Greg Roberts notified us that the Town Committee welcome to new residents will be on Tuesday 8th April, postponed from October 2024.
- February 18: Martin's Albury Tour, Tuesday 25th March was confirmed with 38 passengers plus crew.
- February 18: Peter discovered that batteries in the orchard water timer were flat and orchard had not been watered. Also started working on restoring bare patches in the lawn.
- February 24: Greg Roberts called to discuss the welcome to new residents.

Correspondence In:

(Emails)

- February 11: From Mark Fletcher, invitation to Yurunga volunteers to morning tea at Council Chambers at 10am on March 3rd
- February 18: Expanding Horizons to Peter re Martin's Albury tour on March 25th confirming 31 passengers plus crew
- February 19: Expanding Horizons to Peter re Martin's Albury tour on March 25th confirming 38 passengers plus crew.

Late Correspondence In:

(Emails)

- February 23: Mark Fletcher to Peter, apology for Monday's meeting as he has another, will provide some notes later.
-

Correspondence Out:

(Emails)

- February 4: Jenny and Peter to Minerva Heritage – response to Draft Conservation Management Plan
- February 4: Peter to Bernadette O'Loughlan re response to draft Volunteer Handbook
- February 12: Peter to Sunday volunteers re 2025 roster and invitation to morning tea.

- February 12: Peter to Mark Fletcher re thanks for the invitation to morning tea on March 3rd. It has been passed on to our volunteers.
- February 18: Peter to Expanding Horizons re confirmation of Martin's Albury tour booked for Tuesday March 25th.
- February 23: To S86, draft minutes of January meeting.

Late Correspondence Out:
(Emails)

- February 24: Peter to Mark Fletcher – thanks for apology for tonight's meeting

Moved: Heather Drendel, Col Drendel – That the inward correspondence be received and the outward endorsed. c/d

Reports

~Financial

Yurunga Homestead Community Asset Committee

Financial Report

Yurunga Homestead Community Asset Committee

Financial Report

January 1st 2025 to January 31st 2025

| | |
|--|-------------|
| Opening Balance per statement at 1 st January | \$10,352.99 |
|--|-------------|

Plus Income:

| | |
|------------------|--------------|
| General Entries | \$107.00 |
| Produce - Jams | \$10.00 |
| Donations | \$3.00 |
| Total Income | \$120.00 |

Less Expenses:

| | |
|-------------------------------------|--------------|
| Powercor electricity | \$42.83 |
| P Solly – Water timer reimbursement | \$249.23 |
| Total Expenses | \$292.06 |

| | |
|--|-------------|
| Closing Balance per statement 31 st January | \$10,180.93 |
|--|-------------|

| | |
|--|-------------|
| Term Deposit reinvested with interest on 8 th November at 3.10% pa for 3 months (Was reinvested on February 8 th 2025 at 2.95% pa) | \$10,358.22 |
|--|-------------|

| | |
|---|-------------|
| Total available funds at January 31 st | \$20,539.15 |
|---|-------------|

Peter Solly Secretary/Treasurer, Yurunga Homestead Community Asset Committee

Moved: Peter Solly, Col Drendel – That the financial report for January be accepted. c/d

~ Hindmarsh Shire

Mark Fletcher - Apology

Cr Tony Clark. Attended several Council Listening Sessions. Roads is a major issue. Dingos are also a problem but not a Shire issue. Mayor Ron Ismay is going to meeting at Warracknabeal re renewables and transmission lines It is a case of when not if we will have a major transmission line.

Moved: Heather Drendel, Col Drendel – That the Shire report be received. c/d

General Business:

- A toilet makeover is suggested in Conservation Management Plan for better visitor facilities. – paint out? new seat? cupboard for paper and cleaning gear? new bin and brush holder?

Moved Heather Drendel, Col Drendel: We add a broom cupboard (\$199 from Ismays and do a few minor upgrades eg a new seat. We ask shire for a sanitary bin via Mick Henderson. Apply to council.

Fitting out garden shed. Peter Solly, Col Drendel: Moved we purchase cupboards as necessary as per design submitted by Heather for the shed. c/d

- Tour and lunch, Martins Albury group, Tuesday, March 25, 2025 38 plus crew – standard menu nothing hot?
- Welcome to new residents by Rainbow Town Committee Tuesday April 8th. At Yurunga, backup Mecca Supper Room. Arrive 5:30 pm meal at 6:00 pm. We provide bread and butter, salads, slices for sweets, tea, coffee. Approx 25 ppl. BYO drinks. A licence is not necessary. Heather and Jenny to organize. Suggest \$30 pp meal and tour.
- Front Garden. Heather suggests soft cacti around the weeping cherry – Jenny and Heather to liase.

Bookings

Tuesday March 25, 2025 Martins Albury for 40 ppl lunch and tour

Tuesday August 5th 2025 Federation of Vintage, Veteran and Classic Car Clubs possibly 70 – 80 ppl afternoon tea and tour. Mobile cool room has been booked

Meeting closed: 9:15pm

Next Meeting: Thursday, March 27th 2025.

If you have an idea or would like some action taken, please notify the Secretary or Chairperson so that it can go on the agenda for discussion at the meeting. If something comes up after the agenda goes out (usually a week before the meeting), it can be listed on the night.