



# LATROBE CITY COUNCIL

## MINUTES FOR THE COUNCIL MEETING

HELD IN NAMBUR WARIGA MEETING ROOM  
CORPORATE HEADQUARTERS, MORWELL AND  
VIA AUDIO-VISUAL LINK  
AT 6:00PM ON 06 MARCH 2023  
CM588

**PRESENT:**

<b>Councillors:</b>	Cr Kellie O'Callaghan, Mayor	East Ward
	Cr Dan Clancey, Deputy Mayor	East Ward
	Cr Darren Howe	East Ward
	Cr Dale Harriman	East Ward
	Cr Tracie Lund	Central Ward
	Cr Graeme Middlemiss	Central Ward
	Cr Brad Law	West Ward
	Cr Sharon Gibson	West Ward
<b>Officers:</b>	Steven Piasente	Chief Executive Officer
	Georgia Hills	General Manager Community Health & Wellbeing
	Jody Riordan	General Manager Regional City Planning & Assets
	Tim Ellis	General Manager Regional City Strategy & Transition
	Nathan Kearsley	General Manager Organisational Performance
	Kendrea Pope	Executive Manager – Commonwealth Games
	Hanna Steevens	Manager Governance
	Peter Schulz	Coordinator Council Business
	Kaitlyn Boram	Governance Officer
	Louise McKendry	Governance Officer
<b>Apologies:</b>	Cr Melissa Ferguson	South Ward

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Resolutions in this minutes document should be read in conjunction with the published agenda for the 06 March 2023 Council Meeting.

## **COUNCILLOR AND PUBLIC ATTENDANCE**

### **PLEASE NOTE**

The Victorian Government's *COVID-19 Omnibus (Emergency Measures) Act 2020* has introduced into the Local Government Act 2020 new mechanisms that allow for virtual Council Meetings to ensure local government decision-making can continue during the coronavirus pandemic.

Pursuant to section 394 of the *Local Government Act 2020*, a Councillor may attend this Council Meeting remotely by electronic means of communication; and

Pursuant to section 395 of the *Local Government Act 2020* this Council Meeting may be closed to the attendance by members of the public by making available access to a live stream of the Meeting on the Council's internet site.

### **1. ACKNOWLEDGEMENT OF THE TRADITIONAL OWNERS OF THE LAND**

The Mayor read the acknowledgement of the traditional owners of the land.

### **2. THE PRAYER**

The Mayor read the opening prayer.

### **3. APOLOGIES AND LEAVE OF ABSENCE**

Cr Ferguson.

### **4. ADOPTION OF MINUTES**

#### **MOTION**

**Moved:** Cr Gibson

**Seconded:** Cr Middlemiss

**That Council confirm the minutes of the Council Meeting held on 6 February 2023.**

**CARRIED UNANIMOUSLY**

### **5. DECLARATION OF INTERESTS**

Cr Clancey declared an interest in Item 9.2 – Business Recognition Award Program.

## **6. PUBLIC PARTICIPATION TIME**

### **Public Questions on Notice**

In Accordance with the Council Meeting Policy, members of the public can lodge a question on notice before 12 noon on the Friday before the day of the Council meeting in order for the question to be answered at the meeting. There were no public questions.

### **Public Speakers**

Members of the public who registered before 12 noon were invited to speak to an item on the agenda. There were five public speakers.

- Lyn Matthews, Traralgon Men's Shed speaking to Item 7.1.
- Dean Gowing speaking in relation to Item 8.2.
- Kevin Perry speaking to Item 8.3.
- Dean Suckling, EnProve Pty Ltd speaking to Item 8.3.
- Michelle Slater speaking to Item 11.2.

The meeting was adjourned at 7.07pm.

The meeting resumed at 7.10pm.

# **STRATEGIC ITEMS FOR DECISION**

## 7. STRATEGIC ITEMS FOR DECISION

Item Number 7.1

06 March 2023

Regional City Planning and Assets

# TRARALGON FLOOD RECOVERY PROJECT-FUNDING

### **MOTION**

**Moved:** Cr Howe

**Seconded:** Cr Harriman

**That Council:**

1. **Endorses the allocation of \$1.7 Million from the Federal Government's Local Roads and Community Infrastructure Program - Phase 4 for the Traralgon Flood Recovery Project;**
2. **Prioritises the delivery of the following projects as Stage 1 of the overall Traralgon Flood Recovery Project for delivery with the allocated funds:**
  - a. **Multi Use Pavilion at the Traralgon Recreation Reserve; and**
  - b. **Indoor Multi Sports Hall at Glenview Park, Traralgon.**
3. **Endorses the allocation of \$1.6 Million from Council's Unallocated Cash Reserve towards the projects listed in Point 2;**
4. **Endorses the allocation of \$25,000 from Council's Unaccumulated Cash Reserve towards the development of concept plans for the Traralgon Men's Shed as a stand-alone building;**
5. **Refers an allocation of \$650,000 to the 2022/2023 End of Year Budget Process for consideration to fund the Men's Shed project; and**
6. **Continues to advocate to the State and Federal Governments for the additional funding required to deliver Stage 2 of the Traralgon Flood Recovery Project**

**CARRIED UNANIMOUSLY**

*The Chief Executive Officer committed to providing a response to the following question on notice raised by Cr Gibson during debate for this item:*

- *What is the impact of this decision on the funding or grants already obtained by the Traralgon Men's Shed?*

*A response will be provided in the April 2023 Council meeting agenda.*

### **Attachments**

Nil

## HENRY STREET, TRARALGON PARKING TRIAL EVALUATION EXTENSION

### OFFICER'S RECOMMENDATION

*That Council receives a further report outlining the results of the Henry Street resident parking zone trial by no later than the March 2024 Council Meeting.*

### **MOTION**

**Moved:** Cr Clancey

**Seconded:** Cr Harriman

**That Council receives a further report outlining the results of the Henry Street resident parking zone trial by no later than the December 2023 Council Meeting.**

**CARRIED UNANIMOUSLY**

### **Attachments**

Nil



## DISASTER READY FUND APPLICATIONS

### **MOTION**

**Moved:** Cr Gibson


**Seconded:** Cr Middlemiss

**That Council endorses the below applications submitted to the Disaster Ready Fund:**

- 1. Urban Flood Study and Drainage Strategy**
- 2. Traralgon Creek Retarding Basin Feasibility Study**
- 3. Glengarry Flood Mitigation Design and Construction - Stage 1**
- 4. Moe North-West Flood Mitigation Works**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

- 1.  Attachment 1: DRF Guidelines**
- 2.  Attachment 2: Brief Application Summaries**

# **STATUTORY PLANNING**

## 8. STATUTORY PLANNING

Agenda Item: 8.1

Agenda Item: Amendment C126 - Consideration of Panel Report and Adoption

Sponsor: General Manager, Regional City Planning and Assets

### **MOTION**

Moved: Cr Harriman





Seconded: Cr Howe

That Council:

1. Having considered the Planning Panel report and the Panel recommendations for Amendment C126latr, endorses the response to the issues and recommendations as outlined in Attachment 1- Amendment C126latr '*Panel Recommendations and Planning Officer Comment*';
2. Adopts Amendment C126latr in accordance with section 29 of the *Planning and Environment Act 1987*, with changes reflected in the final Amendment C126latr documentation provided at Attachment 2;
3. Adopts the final Toongabbie Structure Plan (2020) and Toongabbie Structure Plan Background Reports (2020) as provided at Attachment 3;
4. Submits adopted Amendment C126latr, together with the prescribed information, to the Minister for Planning for approval, in accordance with section 31 of the *Planning and Environment Act 1987*; and
5. Advises those persons who made written submissions to Amendment C126latr of Council's decision

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

1.  Attachment 1 - Panel Recommendations and Planning Officer Comment
2.  Attachment 2 - Amendment Documents
3.  Attachment 3 - Background Reports (Published Separately)
4.  Attachment 4 - Panel Report

**Agenda Item: 8.2**

**Agenda Item: Development of Land with Eleven (11) Dwellings at 1 Meredith Street, Traralgon**

**Sponsor: General Manager, Regional City Planning and Assets**

**MOTION**

**Moved: Cr Howe**

**Seconded: Cr Clancey**

**That Council:**

- 1. Decides to issue a Notice of Decision to Grant a Permit for the development of land with eleven (11) dwellings at 1 Meredith Street, Traralgon (Lot 1 Title Plan 809069) with the following conditions:**

**Endorsed Plans Conditions:**

- 1. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.**

**Development Conditions:**

- 2. All buildings and works must be maintained in good order and appearance to the satisfaction of the Responsible Authority.**
- 3. Once building works have commenced, they must be completed to the satisfaction of the Responsible Authority.**
- 4. Upon completion of the development/works, the land must be cleared of all excess and unused building materials and debris to the satisfaction of the Responsible Authority.**
- 5. Construction works on the land must be carried out in a manner that does not result in damage to existing Council assets and does not cause detriment to adjoining owners and occupiers, to the satisfaction of the Responsible Authority.**
- 6. The exterior colour and cladding of the buildings must be of a non-reflective nature to the satisfaction of the Responsible Authority..**

**Landscaping Conditions:**

- 7. Before the use starts or the occupancy of the development or by such later date as is approved by the Responsible Authority in writing, the landscaping works shown on the endorsed plans must be carried out and completed to the satisfaction of the Responsible Authority.**
- 8. The landscaping shown on the endorsed plans must be maintained to the satisfaction of the Responsible Authority, including that any dead, diseased or damaged plants are to be replaced.**

## **Engineering Conditions:**

- 9. Before the commencement of any development works hereby permitted, where any drain must be constructed as part of this development on adjacent lands on separate titles, a drainage easement shall be created for the drain on the abutting land, created in favour of Latrobe City Council to the satisfaction of the Responsible Authority.**
- 10. Before the commencement of any works hereby permitted, a site drainage plan, including levels or contours of the land and all hydraulic computations, must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will then form part of the permit. The drainage plan must be prepared in accordance with the requirements of Latrobe City Council's Design Guidelines and must provide for the following:**
  - a) How the land including all buildings, open space and paved areas will be drained for a 20% AEP storm event.**
  - b) An underground pipe drainage system conveying stormwater to the legal point of discharge and connecting into the proposed stormwater drainage outfall as previously approved by Latrobe City Council.**
  - c) Where overland flows from the development will discharge onto adjacent land and not to a watercourse or Latrobe City Council managed drainage system, the plan must provide details (including on-site detention) to ensure all stormwater discharge from the land is limited to pre-development flows for all storm events up to and including the 1% AEP storm event and to ensure there are no adverse effects on flooding either upstream or downstream of any development on the land.**

**The drainage plan must not alter the pre-development characteristics including depth and spread of flows, for the discharge of stormwater into adjacent lands for all storm events up to and including the 1% AEP storm event unless the written agreement is provided from the owners of the adjacent downstream property accepting the concentration of stormwater discharge across their land.**
  - d) Must clearly indicate that the drainage outfall works will become Council's responsibility after the maintenance period following construction.**
- 11. Before the commencement of any site drainage works for the development hereby permitted, the permit operator must provide the Responsible Authority with a copy of the written consent of the West Gippsland Catchment Management Authority to the proposed outfall drainage works, for the discharge of stormwater from the development to the Traralgon Creek**

- 12. Appropriate measures must be implemented throughout the construction stage of the development to rectify and/or minimise mud, crushed rock or other debris being carried onto public roads or footpaths from the subject land, to the satisfaction of the Responsible Authority.**
- 13. Before an Occupancy Permit is issued for the first of the dwellings hereby permitted, or by such later date as is approved by the Responsible Authority in writing, the following works must be completed in accordance with the endorsed plans and to the satisfaction of the Responsible Authority including all necessary permits being obtained and inspections undertaken:**
  - a) All drainage works must be completed to the satisfaction of the Responsible Authority, in accordance with the site drainage plans approved by Latrobe City Council for the development.**
  - b) A new vehicle crossing must be constructed, in accordance with the endorsed plans, at right angles to the road and must comply with the vehicle crossing standards set out in Latrobe City Council's Standard Drawing LCC 307.**
  - c) Areas for vehicle access within the land must be constructed in accordance with plans endorsed by the Responsible Authority and be surfaced in accordance with the endorsed plans and drained in accordance with the approved site drainage plan.**
  - d) Installation of public lighting in accordance with Australian Standard AS1158, along all new vehicle accessways.**
- 14. Before an Occupancy Permit is issued for the first of the dwellings hereby permitted, or by such later date as is approved by the Responsible Authority in writing, an amended waste management plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. Once approved, the report will then form part of the permit. The report is to draw from the Waste Management Plan – 1 Meredith Street, Traralgon by LID Consulting (May 2016) and must address the following:**
  - a) To show how waste collection from this site can be satisfactorily managed in accordance with the coroner's directions regarding reversing waste collection vehicles, to ensure the safety of pedestrians, particularly children, while a waste collection vehicle is turning around within the development.**

- 15. Where any drainage works are to become the responsibility of Latrobe City Council at the expiry of the maintenance period for the works, the operator of this permit must prior to the issue of a certificate of practical completion for the drainage works, submit for assessment CCTV results for the full length of all storm water drainage pipes for which Latrobe City Council will become responsible. The CCTV work is to be performed by an independent specialist contractor at the permit operator's cost. The submitted information is to be to the satisfaction of the Responsible Authority.**
- 16. Where any drainage works are to become the responsibility of Latrobe City Council, before an Occupancy Permit is issued for the first of the dwellings hereby permitted, the operator of this permit must pay to Latrobe City Council:**
  - a) For all works to become the responsibility of Latrobe City Council at the expiry of the maintenance period, an engineering plan checking fee of an amount equivalent to 0.75% of the estimated cost of constructing the works proposed on the engineering plans,**
  - b) For all works to become the responsibility of Latrobe City Council at the expiry of the maintenance period, an amount equivalent to 2.5% of the estimated cost of constructing the works which are subject to supervision.**
- 17. Before an Occupancy Permit is issued for the first of the dwellings hereby permitted, where any drainage works are to become the responsibility of Latrobe City Council at the expiry of the maintenance period for the works, the operator of this permit must provide to the satisfaction of the Responsible Authority:**
  - a) Final as-built plans for all works to become the responsibility of Latrobe City Council at the expiry of the maintenance period, in an electronic format complying with A-Spec requirements, levelled to the Australian Height Datum and coordinated to the Map Grid of Australia (MGA94).**
  - b) Final as-built plans in an electronic DWG format, for all works to become the responsibility of Latrobe City Council at the expiry of the maintenance period.**
- 18. All drainage works to become the responsibility of Latrobe City Council at the expiry of the maintenance period, shall be maintained by the operator of this permit for a period of not less than three (3) months from the date of practical completion of the works. At the completion of this maintenance period to the satisfaction of the Responsible Authority, a Defects Liability Period of not less than nine (9) months shall then apply to the works. Any defects occurring during the defects period shall be rectified by the operator of this permit to the satisfaction of the Responsible Authority. At the completion of this Defects Liability period to the satisfaction of the Responsible Authority, a Final Completion certificate for the works will be issued.**

### **Expiry of Permit:**

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

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


**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.**

**For** Crs Clancey, Law, Howe, Lund and Gibson



**Against:** Crs O'Callaghan, Middlemiss and Harriman

**CARRIED**

### **Attachments - Refer to Council Meeting Agenda**

1.  Attachment 1 - 2022/94 - Plans - 1 Meredith Street, Traralgon
2. Attachment 2 - 2022/94 - Objections - 1 Meredith Street, Traralgon (Published Separately)

*This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal Information.*

3.  Attachment 3 - 2022/94 - Clause 55 Assessment - 1 Meredith Street, Traralgon
4.  Attachment 4 - VCAT permit 2014/47 - 1 Meredith Street, Traralgon
5. Attachment 5 - Map of Objectors (Published Separately)

*This attachment is designated as confidential under subsection (f) of the definition of confidential information contained in section 3(1) of the Local Government Act 2020, as it relates to personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs. Personal details of objectors to a proposed development.*



**Agenda Item: 8.3**

**Agenda Item: Use and Development of Land with a Dwelling at Jumbuk Road, Yinnar South**

**Sponsor: General Manager, Regional City Planning and Assets**

*Proposed Resolution:*

*That Council decides to issue a Notice of Decision to refuse to grant a Permit, for the use and development of land with a dwelling at L3 PS 062251 Jumbuk Road, Yinnar South, on the following grounds:*

- 1. The proposal fails to meet the provisions of the Planning Policy Framework, in particular 'Clause 14.01-1S- Protection of agricultural land, policy at Clause 14.01-1L and the purpose of the Farming Zone as the proposal will result in the loss of productive agricultural land and will contribute to a proliferation of dwellings on productive agricultural land.*
- 2. The proposal is inconsistent with the purpose and decision guidelines of the Farming Zone in the Latrobe Planning Scheme as it will permanently remove any future potential for the land to be consolidated into surrounding agricultural land to increase land holdings to enhance commercial agriculture.*
- 3. The proposal does not provide adequate justification for requiring a dwelling on the subject site relating to the agricultural use of the land, particularly as an adjoining site with a dwelling is owned by the owners of the subject site.*
- 4. The proposal is a repeat application as a similar proposal on the land had previously been refused by Council*

## **MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Gibson

**That Council decides to issue Planning Permit 2022/147 for the use and development of land with a dwelling at L3 PS 062251, Jumbuk Road, Yinnar South, with the following conditions:**

- 1. Before the development starts, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must generally be in accordance with the plans submitted on 10 August 2022 but modified to show:**
  - a) A defined domestic building envelope for the dwelling on the plan titled 'Dwelling Separations/BMO' dated 5 August 2022 which is to include any domestic outbuildings, yards, pool, garden, primary and secondary wastewater envelopes and accessway. The primary and secondary wastewater areas for the dwelling must be shown appropriately buffered and fenced to exclude stock.**
  - b) The Farm Management Plan (Enprove, March 2022) updated to include the revised site access from Jumbuk Road as shown on the plan titled 'Dwelling Separations/BMO' dated 5 August 2022.**

### **Endorsed Plans Condition**

- 2. The use and development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.**
- Development Conditions**
- 3. Once building works have commenced they must be completed to the satisfaction of the Responsible Authority.**
- 4. Upon completion of the development/works, the land must be cleared of all excess and unused building materials and debris to the satisfaction of the Responsible Authority.**
- 5. Construction works on the land must be carried out in a manner that does not result in damage to existing Council assets and does not cause detriment to adjoining owners and occupiers, to the satisfaction of the Responsible Authority.**
- 6. The exterior colour and cladding of the building(s) must be of muted tones and non-reflective nature to the satisfaction of the Responsible Authority.**
- 7. All buildings and works must be maintained in good order and appearance to the satisfaction of the Responsible Authority.**

### **Health Services Conditions**

- 8. Sewage, sullage and other liquid wastes to arise from the development shall be treated and retained on site by a septic tank system in accordance with the requirements of the Environment Protection Act 2017, the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891.4 (2016) and the Responsible Authority.**
- 9. Stormwater from the proposed dwelling/outbuilding must not be permitted to enter the septic tank system, sand filter and disposal field.**
- 10. All waste water and liquid must be contained and treated on site by a septic tank system or equivalent. The system must be at least 60 metres (Primary Treatment) or 30 metres (Secondary Treatment) from any watercourse and/or dam on the subject or neighbouring properties, and must meet the Guidelines for Environmental Management: Code of Practice – Onsite Wastewater Management 891.4 (2016).**
- 11. Prior to the commencement of construction of the dwelling or shed, an Application for a Permit to Install a septic tank system must be submitted and approved by Council prior to any installation.**

### **Engineering Conditions**

- 12. Appropriate measures must be implemented throughout the construction stage of the development to rectify and/or minimise mud, crushed rock or other debris being carried onto public roads or footpaths from the subject land, to the satisfaction of the Responsible Authority.**
- 13. Before an Occupancy Permit is issued for the dwellings hereby permitted, or by such later date as is approved by the Responsible Authority in writing, the following works must be completed in accordance with the endorsed plans and to the satisfaction of the Responsible Authority:**

- a) All stormwater discharging from the site, buildings, vehicle access ways and works must be discharged to a water tank, soakwell or otherwise discharged so as not to cause erosion, flooding or nuisance to the subject or surrounding land to the satisfaction of the Responsible Authority.
- b) A vehicle crossing must be constructed to provide access from Jumbuk Road to the dwelling hereby permitted. The vehicle crossing must be at least 3.5 metres wide, comply with the standards as set out in Latrobe City Council's Standard Drawings LCC 306 and LCC 212 and include provision of an all-weather sealed surface from the edge of the existing road pavement for a distance of six (6) metres toward the property boundary. The vehicle crossing must be located to the satisfaction of the Responsible Authority, so that sight distance is provided in both directions along the abutting road from the vehicle crossing. Sight distance must be appropriate to the 85th percentile speed of vehicles along the abutting road measured at the location of the vehicle crossing.

#### **Farm Management Plan Conditions**

14. The Farm Management Plan Dwelling, Angus Beef Cattle Breeding and Rearing, prepared by Dean Suckling, of EnProve Ag & Environmental (dated March 2022) (as amended) must be endorsed to form part of the permit and must not be altered unless otherwise agreed in writing by the Responsible Authority. The endorsed Farm Management Plan must be implemented and maintained for a period of five years after the initial occupation of the dwelling to the satisfaction of the Responsible Authority.

#### **Permit Expiry**

15. This permit will expire if one of the following circumstances applies:
  - a) The development is not started within two years of the date of this permit;
  - b) The development is not completed and the use has not commenced within four years of the date of this permit;

The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires, or within six months of expiry of permit. An extension of time to complete the development or a stage of the development may be requested if—

- the request for an extension of time is made within 12 months after the permit expires; and
- the development or stage started lawfully before the permit expired.

#### **Notes**

- Note 1. This permit does not authorize the commencement of any building construction works. Before any such development may commence, the applicant must apply for and obtain appropriate building approval.

**Note 2.** Unless exempted by Latrobe City Council, an Asset Protection Permit must be obtained prior to the commencement of any proposed building works, as defined by Latrobe City Council's Local Law No. 3. Latrobe City Council's Asset Protection Officer must be notified in writing at least 7 days prior to the building works commencing or prior to the delivery of materials/equipment to the site.

**Note 3.** A Latrobe City Vehicle Crossing Permit must be obtained prior to the commencement of the construction of all new vehicle crossings and for the upgrading, alteration or removal of existing vehicle crossings. The relevant fees, charges and conditions of the Vehicle Crossing Permit will apply to all vehicle crossing works. It is a requirement that all vehicle crossing works be inspected by Latrobe City Council's Asset Protection Officer.

**Note 4.** Before any earthworks are undertaken, it is recommended that you contact Dial Before You Dig on 1100.




**Note 5.** The operator of this permit must ensure that all relevant Permits have been obtained prior to the commencement of the use.

**For** Crs O'Callaghan, Law, Middlemiss, Harriman and Gibson

**Against:** Crs Clancey, Howe and Lund

**CARRIED**

### **Attachments - Refer to Council Meeting Agenda**

1.  Attachment 1 - Use and Development Plans
2.  Attachment 2 - Relevant Policy and Assessment
3.  Attachment 3 - Relevant VCAT case summary

The meeting was adjourned at 8.44pm

The meeting resumed at 9.06pm

### **MOTION**

**Moved:** Cr Clancey

**Seconded:** Cr Middlemiss

That the meeting be extended until such time as all business on the agenda in dealt with.

**CARRIED UNANIMOUSLY**

# **CORPORATE ITEMS FOR DECISION**

## 9. CORPORATE ITEMS FOR DECISION

Item Number 9.1 06 March 2023

Organisational Performance

# 2022/23 MID YEAR BUDGET REVIEW

### **MOTION**

**Moved:** Cr Howe

**Seconded:** Cr Harriman

**That Council note the mid-year budget review and approve the allocation of funding to the following projects and reserves:**

- 1. Traralgon Court House – Toilet Construction Works \$150,000**
- 2. Duncan Cameron Reserve – Cricket Nets Replacement \$150,000**
- 3. Newman Park – Soft Fall Rubber Surface Replacement \$62,000**
- 4. Apex Park Moe – Changing Places Toilet Construction \$50,000**
- 5. Capital Works Reserve \$850,000**

**CARRIED UNANIMOUSLY**

**Attachments - Refer to Council Meeting Agenda**

1.  Attachment 1 - Income Allocation Statement

## BUSINESS RECOGNITION AWARD PROGRAM

### **MOTION**

**Moved:** Cr Middlemiss

**Seconded:** Cr Gibson

**That Council:**

- 1. Continue to allocate funding to sponsor the Federation University Gippsland Business Awards, New Business Category on an annual basis; and**
- 2. Note officers will continue to work with the Latrobe City Business Chamber in the planning for “Peoples’ Choice Business Awards” in Latrobe City.**

**CARRIED UNANIMOUSLY**

Cr Clancey left the meeting at 9.26pm

Cr Clancey returned to the meeting at 9.28pm

### **Attachments**

Nil

## COUNCIL POLICY REVIEW - BUILDING OVER EASEMENTS POLICY, BUILDING APPLICATION FEE REFUND POLICY, WAIVER OF BUILDING PERMIT APPLICATION FEES POLICY & DEMOLITION WORKS POLICY

### **MOTION**

**Moved:** Cr Howe





**Seconded:** Cr Harriman

**That Council:**

1. **Adopts the below named policies:**
  - a. **Building Over Easements Policy;**
  - b. **Building Application Fee Refund Policy;**
  - c. **Waiver of Building Permit Application Fees Policy; and**
  - d. **Demolition Works Policy.**
2. **Notes that with the adoption of the above-named policies, that any previous versions are revoked, and**
3. **Makes the above-named policies available on Council's website and available for inspection at all Council Service Centres.**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

1.  Building Over Easements Policy
2.  Building Application Refund Policy
3.  Waiver of Building Permit Application Fees
4.  Demolition Works Policy



## AUDIT AND RISK COMMITTEE MATTERS

### **MOTION**

**Moved:** Cr Law

**Seconded:** Cr Gibson

**That Council:**

- 1. Thank the Audit and Risk Committee Chairperson, Ms Beverly Excell for her dedicated service of nine years noting her maximum term under the Charter has been reached;**
- 2. Endorse the commencement of advertising for an external independent member of the Audit and Risk Committee with the option to nominate as Chairperson for a three year term;**
- 3. Adopt the Audit and Risk Committee Charter March 2023 and publishes it on the Council's website; and**
- 4. Rescinds earlier adopted versions of the Audit and Risk Committee Charter.**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

1.  Audit and Risk Committee Charter March 2023

## AUTHORISATION OF A COUNCIL OFFICER UNDER THE PLANNING & ENVIRONMENT ACT 1987

### **MOTION**

**Moved:** Cr Gibson


**Seconded:** Cr Lund

**That Council, in the exercise of the powers conferred by section 147(4) of the Planning and Environment Act 1987, resolves that:**

- 1. Paul Callaghan be appointed and authorised as set out in the instrument;**
- 2. The instrument comes into force immediately after the common seal of Council is affixed to the instrument and remains in force until Council determines to vary or revoke it; and**
- 3. The instrument be sealed.**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

1.  S11A Instrument of Delegation & Authorisation - Paul Callaghan

# **URGENT BUSINESS**

**10. URGENT BUSINESS**

Nil

# REPORTS FOR NOTING

## 11. REPORTS FOR NOTING

Item Number 11.1 06 March 2023

Community Health and Wellbeing

# INCREASING VOLUNTEERISM IN LATROBE CITY

### **MOTION**



**Moved:** Cr Lund

**Seconded:** Cr Gibson

**That Council receives and notes the attached report on Volunteerism in Latrobe City**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

1.  Volunteerism in Latrobe City Background Information
2.  Latrobe City Council Committees - Volunteer Hours

## REVIEW OF DOG ATTACK PROCESSES

### OFFICER'S RECOMMENDATION

*That Council notes the actions taken by Officers to address the points raised in the motion adopted on Monday, 5 September 2022 regarding responses to dog attacks.*

### **MOTION**

**Moved:** Cr Harriman

**Seconded:** Cr Gibson

### **That Council:**

- 1. Notes the actions taken by officers to address the points raised in the motion adopted on Monday 5 September 2022 regarding responses to dog attacks**
- 2. Advocate to the State Government to review the laws in relation to the management of dog attacks to preserve public safety.**
- 3. Officers provide the opportunity for those individuals that were involved in previous incidents that occurred during 2022, that led to this report being presented to Council, the opportunity to provide feedback to Council Officers in relation to the actions taken by officers.**
- 4. Officers present a further report to Council within the next six months to provide information in relation to how the actions identified in the report have been implemented.**

**CARRIED UNANIMOUSLY**

### **Attachments - Refer to Council Meeting Agenda**

Nil

# QUESTIONS ON NOTICE



**12. QUESTIONS ON NOTICE**

Nil reports

# **NOTICES OF MOTION**

**13. NOTICES OF MOTION**

Nil

# ITEMS FOR TABLING

**14. ITEMS FOR TABLING**

Nil reports

## **15. ACKNOWLEDGEMENTS**

Cr O'Callaghan acknowledged the passing of Allan Mathieson.

Cr Gibson acknowledged all involved in Clean Up Australia Day.

Cr O'Callaghan acknowledged the volunteers involved with the Boolarra Folk Festival.

Cr O'Callaghan acknowledged the members of the Light of Hidayah Mosque in Morwell.

**MEETING CLOSED TO  
THE PUBLIC TO  
CONSIDER  
CONFIDENTIAL  
INFORMATION**

**16. MEETING CLOSED TO THE PUBLIC TO CONSIDER CONFIDENTIAL INFORMATION**

Section 66 of the *Local Government Act 2020* enables Council to close the meeting to the public to consider *confidential information* as defined in that Act.

**MOTION**

**Moved:** Cr Gibson

**Seconded:** Cr Middlemiss

**That Council pursuant to section 66(1) and 66(2)(a) of the *Local Government Act 2020* (the Act) close the Council Meeting to the public to consider the following items containing confidential information as defined in section 3(1) of the Act:**

- 16.1 Planning for Commonwealth Games Athletes Village**  
**This item is confidential as it contains Council business information, being information that would prejudice the Council's position in commercial negotiations if prematurely released (section 3(1)(a)). This ground applies because The consultation process is currently underway and this information will be prejudicial to council's position.**

**CARRIED UNANIMOUSLY**



**The Meeting closed to the public at 9.50pm.**

**There being no further business the meeting was declared closed at 9.53pm.**

**I certify that these minutes have been confirmed.**

**Mayor:** \_\_\_\_\_

**Date:** \_\_\_\_\_