



LATROBE CITY COUNCIL

MINUTES FOR THE UNSCHEDULED COUNCIL MEETING

HELD VIA AUDIO-VISUAL LINK
AT 6.04PM ON
16 AUGUST 2021

UCM567

PRESENT:

Councillors:	Cr Sharon Gibson, Mayor	West Ward
	Cr Darren Howe, Deputy Mayor	East Ward
	Cr Tracie Lund	Central Ward
	Cr Graeme Middlemiss	Central Ward
	Cr Dale Harriman	East Ward
	Cr Kellie O'Callaghan	East Ward
	Cr Melissa Ferguson	South Ward
	Cr Brad Law	West Ward
Officers:	Steven Piasente	Chief Executive Officer
	Kendrea Pope	Executive Manager Chief Executive Office
	Suzanne Miller	General Manager Community Health & Wellbeing
	Greg Drumm	General Manager Organisational Performance
	Jody Riordan	A/General Manager Assets & Presentation
	Hanna Steevens	Manager Governance
	Kylie Stockdale	Governance Officer
Apologies:	Cr Dan Clancey	East Ward

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Resolutions in this minutes document should be read in conjunction with the published agenda for the 16 August 2021 Unscheduled 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 was closed to attendance by members of the public by making available access to a live stream of the Meeting on the Council's internet site.

1. OPENING PRAYER

The Mayor read the opening prayer.

2. ACKNOWLEDGEMENT OF THE TRADITIONAL OWNERS OF THE LAND

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

3. APOLOGIES AND LEAVE OF ABSENCE

Cr Dan Clancey provided an apology in advance of the meeting.

4. DECLARATION OF INTERESTS

Nil.

5. PUBLIC PARTICIPATION TIME

Attend as an observer

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 and allow for Council Meetings to be closed to the public.

The safety of Councillors, Council staff and our community is at the forefront of our decisions therefore this Meeting will be closed to physical participation by members of the public. To meet our legislated obligations and in the spirit of open, accessible and transparent governance, this Council Meeting was livestreamed and can be viewed by using the link on Council's website or Facebook page.

Public Speakers

An opportunity for members of the public to speak to an item on the agenda will be made available by necessary means. To participate, members of the public must have registered before 12 noon on the day of the Council meeting.

The following persons spoke on item 6.1 of the agenda:

- Sindy Van Eade
- Catheryn Thompson
- Trevor Hanley
- Dan Caffrey
- Caroline Parker
- Dr Margie Mackay
- Mr Peter Burke
- Gabrielle Armstrong
- Jay Duncan
- Darryle Gee - Strzelecki Community Alliance
- Louise Widdowson
- Dr Alicia Teska

CHIEF EXECUTIVE OFFICE

6. CHIEF EXECUTIVE OFFICE

Agenda Item: 6.1

Agenda Item: **Draft Submission: Planning Permits Applications for the use and development of land for a wind energy facility and battery energy storage system (Delburn Wind Farm)**

Sponsor: **Chief Executive Office**

Council Plan Objective: **Support job creation and industry diversification to enable economic growth in Latrobe City.**

Status: **For Decision**

Proposed Resolution:

That Council:

1. Endorses the attached submission and lodge it with the Minister for Planning and Planning Panels Victoria in relation to Planning Permit Applications for the use and development of land for a wind energy facility and battery storage energy storage system (Delburn Wind Farm).

The submission provides an overview of the submissions received (supportive and against) by the community and details that Council requests that further consideration be given to the following matters:

- Visual impacts from the proposal on sensitive receptors (dwellings);
 - Bushfire risk;
 - Noise;
 - Air services; and
 - Flora and fauna impacts.
2. Presents to the Planning Panel consistent with Council's written submission at the scheduled Panel Hearing (as detailed generally in attachment 1); and
 3. Given the concerns being raised by some members of the community the need for the Minister for Planning, as the Responsible Authority for large scale renewable energy project, conducts the following strategic planning work in full consultation with Local Government and affected communities as a matter of priority:
 - a) A fully consulted Planning Scheme Amendment process to consider planning overlays for clarifying where it would be appropriate or not

appropriate to build and operate renewable developments so that the community have a clear understanding of where such developments may be permitted; and

- b) Consider assessing renewable energy projects on a wider range of criteria including the suitability of a location from a community impact perspective and the degree of community support.

MOTION

Moved: Cr Harriman

Seconded: Cr O'Callaghan

That Council grant an extension of speaking time to Cr Graeme Middlemiss.

CARRIED UNANIMOUSLY

MOTION

Moved: Cr Middlemiss

Seconded: Cr Ferguson

That Council:

1. **Advises the Minister for planning that the referral of the planning permit applications to a Planning Panel is premature and requests that the matter not proceed to a Planning Panel until the following points are adequately addressed.**
 - a) **Additional community engagement needs to be undertaken by DELWP in relation to the proposal. The lack of community engagement has limited the community's ability to engage in the current planning process.**
 - b) **Insufficient information has been provided by the proponent in relation to the items listed in the following points to adequately allow Council, and the community, to develop a fully informed position on the proposal.**
 - i. **Visual impacts from the proposal on sensitive receptors (dwellings);**
 - ii. **Bushfire risk;**
 - iii. **Noise;**
 - iv. **Air services; and**
 - v. **Flora and fauna impacts;**
2. **Should the Minister not agree to undertake the additional work identified in point 1 Council endorses the attached submission and lodge it with the Minister for Planning and Planning Panels Victoria in relation to Planning Permit Applications for the use and development of land for a**



wind energy facility and battery storage energy storage system (Delburn Wind Farm).

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 - Bushfire risk;
 - Noise;
 - Air services; and
 - Flora and fauna impacts.
3. Council presents to the Planning Panel consistent with Council's written submission at the scheduled Panel Hearing (as detailed generally in attachment 1); and
4. Given the concerns being raised by some members of the community the need for the Minister for Planning, as the Responsible Authority for large scale renewable energy project, conducts the following strategic planning work in full consultation with Local Government and affected communities as a matter of priority:
- a) A fully consulted Planning Scheme Amendment process to consider planning overlays for clarifying where it would be appropriate or not appropriate to build and operate renewable developments so that the community have a clear understanding of where such developments may be permitted; and
 - b) Consider assessing renewable energy projects on a wider range of criteria including the suitability of a location from a community impact perspective and the degree of community support.

CARRIED UNANIMOUSLY

Attachments – Refer to Council Meeting agenda


1.  Attachment 1 - Draft Submission
2.  Attachment 2 - Map of Wind Turbine Locations
3. Attachment 3 - Submissions (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. These submissions contain private information about individuals

4. Attachment 4 - Summary of Submissions (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. The submission contains personal information about community members

5.  Attachment 5 - Application Plans

Meeting declared closed at 7:41pm.