



Council Meeting Agenda

Tuesday 12 July 2022
Commencing at 7.00 PM

Council Chamber
Hobsons Bay Civic Centre
115 Civic Parade, Altona

HOBSONS
BAY CITY
COUNCIL



OUR MISSION

We will listen, engage and work with our community to plan, deliver and advocate for Hobsons Bay to secure a happy, healthy, fair and sustainable future for all.

OUR VALUES

Respectful

Community driven and focused

Trusted and reliable

Efficient and responsible

Bold and innovative

Accountable and transparent

Recognised

Council acknowledges the Bunurong People of the Kulin Nation as the Traditional Owners of these municipal lands and waterways, and pay our respects to Elders past and present.

Chairperson:

Cr Peter Hemphill (Mayor)

Strand Ward

Councillors:

Cr Diana Grima (Deputy Mayor)

Wetlands Ward

Cr Tony Briffa JP

Cherry Lake Ward

Cr Daria Kellander

Cherry Lake Ward

Cr Jonathon Marsden

Strand Ward

Cr Pamela Sutton-Legaud

Strand Ward

Cr Matt Tyler

Wetlands Ward

Andrew McLeod
Acting Chief Executive Officer
Hobsons Bay City Council

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1 Council Welcome and Acknowledgement

The Chairperson will welcome members of the gallery and acknowledge that Council is gathered on the traditional land of the Bunurong People of the Kulin Nation and offers its respect to elders past, present and emerging.

2 Apologies

The Chairperson will call for apologies received from Councillors who are unable to attend this meeting.

3 Disclosure of Interest

In accordance with sections 127 and 128 of the *Local Government Act 2020* Councillors are required to disclose a general or material conflict of interest. A conflict of interest must be disclosed in accordance with rule 15.3 of the Hobsons Bay Governance Rules.

Disclosure must occur immediately before the matter is considered or discussed.

4 Confirmation of Minutes

4.1 Confirmation of Minutes

Confirmation of the minutes of the Council Meeting of Hobsons Bay City Council held on 28 June 2022 (copy previously circulated).

5 Councillor Questions

6 Public Question Time

Public Question Time provides an opportunity for the public to ask questions related to items on the agenda of the Council Meeting or any other matter within Council's responsibility. Questions must be put in writing and received by 12pm on the day before the Council Meeting.

7 Petitions and Joint Letters

7.1 Petitions and Joint Letters Received

No petitions or joint letters were received at the time of printing the Council Meeting agenda.

7.2 Responses to Petitions and Joint Letters

7.2.1 Response to Petition - Brooklyn Reserve Dog Park

Directorate:	Infrastructure and City Services
Responsible Officer:	Manager Active Communities and Assets
Reviewer:	Director Infrastructure and City Services
Attachments:	Nil

Purpose

To advise Council of the proposed actions to be undertaken in response to the petition regarding the Brooklyn Reserve Dog Park.

Recommendation

That Council:

1. **Installs additional seating and a drink fountain at the Brooklyn Reserve Dog Park.**
2. **Investigates strategic lighting and a shelter in the context of further improvements to Brooklyn Reserve through the Better Places Brooklyn and Altona North program.**
3. **Writes to the lead petitioner advising of the outcome.**

Summary

At the Council Meeting on 2 May 2022, a petition was received containing 302 signatures requesting improvements to the Brooklyn Reserve Dog Park, including a new drink fountain in the small dog area, a new shelter in small and large dog areas, and new solar powered lights.

Council has reviewed the petition and supports the immediate addition of the drinking fountain and additional seating.

The need for lighting and shade structures will be reviewed in the context of all improvement needs identified for Brooklyn Reserve during development of the Better Places Brooklyn and Altona North (BPBAN) Place Guide.

Background

The petition reads as follows:

“We, the undersigned, petition Hobsons Bay City Council to build shelter from rain across both large and small dog areas, install solar powered lights in both small and large dog areas and install a water fountain with dog bowl within the small dog area.”

The Brooklyn Reserve Dog Park opened in 2018 following many years of advocacy and community consultation. With the backing of the local community and the newly formed Brooklyn Neighbourhood Project, Council worked with the local community to develop the reserve into a multifunctional space that caters to both small and large dogs. The park provides a purpose-built secure fenced area, sensory elements, drinking water, seating and agility equipment.

The broader area of Brooklyn Reserve has also received a staged upgrade including the development of a new play space, shelter and picnic facilities in 2017-18, and a new public toilet and additional shelter through funding from the West Gate Tunnel Project in 2019-20.

Discussion

Although there have been considerable improvements to Brooklyn Reserve in recent years, some further work is required to integrate the parkland with the new Brooklyn Hall (currently under construction) and improve public access, safety and use of the entire reserve.

Improvements supported in the short term

The installation of an additional drink fountain and seating within the dog park is supported. These items will take about eight weeks to order and install.

Improvements requiring further investigation with broader park upgrades

Lighting

Council officers are supportive of exploring the opportunity for strategic lighting in key parts of Brooklyn Reserve, including the dog park. There are very few public parks in Brooklyn, and Brooklyn Reserve is the only neighbourhood park large enough to accommodate a range of family and social recreation functions.

Strategic public lighting should be considered to light the pathway from DN Duane Reserve and across Pipeline Reserve through to Cypress Avenue and Brooklyn Reserve. This would enable safer access and greater use of the facilities in Brooklyn Reserve, particularly during winter.

Shelter

The desire for a built shelter is acknowledged, but there are space constraints within the dog park that need to be considered. Officers will undertake a more detailed assessment and cost analysis as part of the works required to complete Brooklyn Reserve, including the installation of public lighting and the development of the community garden.

Both the lighting and shelter projects will be considered for implementation as part of the BPBAN program.

Strategic Alignment

This report specifically addresses priorities from the following strategic documents:

Hobsons Bay 2030 Community Vision

Priority 4: Proactive enrichment, expansion, and conservation of the natural and urban environment

Council Plan 2021-25

Objective 4: Visionary community infrastructure

Strategy 4.2: Ensure that our assets are properly maintained now and into the future at the most economical cost to the community and the environment

Policies and Related Council Documents

Hobsons Bay City Council Open Space Strategy 2018-28

Legal/Statutory Obligations and Risk

Any future improvement works will comply with all relevant statutory planning requirements.

Financial and Resource Implications

Approximately \$10,000 is required to install an additional drink fountain and two more seats at the Brooklyn Reserve Dog Park. Funding to install these items will be delivered through the 2022-23 capital works budget under the minor recreation program.

The cost of new public lighting and an additional shelter will be considered as part of BPBAN.

Environmental, Social and Economic Impacts

If implemented, the proposed improvements which are supported will provide further benefits to park users and will increase the overall number of amenities offered at Brooklyn Reserve.

Consultation and Communication

Consultation with lead petitioner

Council officers have liaised with the lead petitioner to gain a greater understanding of the background to the petition. The lead petitioner is happy that the installation of a water fountain and seating is supported and is willing to continue future discussions on the provision of lighting and a shelter that will be considered with the implementation of the BPBAN Place Guide.

Declaration of Conflict of Interest

Section 130 of the *Local Government Act 2020* requires members of Council staff to disclose any general or material conflict of interest in matters to be considered at a Council meeting.

Council staff involved in the preparation of this report have no conflict of interest in this matter.

7.2.2 Response to Petition - Traffic Impacts of the Precinct 15 Development

Directorate:	Infrastructure and City Services
Responsible Officer:	Coordinator Transport and Engineering Developments
Reviewer:	Director Infrastructure and City Services
Attachments:	Nil

Purpose

To provide Council with a response to the petition requesting that Council conduct a Local Area Traffic Management (LATM) study for the area surrounding Precinct 15 in Altona North.

Recommendation

That Council:

- 1. Continues to deliver priority actions identified in the Northern Local Area Movement Plans and the Place Guide for Better Places Spotswood and South Kingsville.**
- 2. Continues to progress with the development of the Place Guide for Better Places Brooklyn and Altona North.**
- 3. Continues advocacy to the Department of Transport for improved and additional bus services through and around Precinct 15.**
- 4. Writes to the lead petitioner advising of the outcome.**

Summary

The submitted petition outlines community concerns about the traffic and transport impacts of the development at Precinct 15, focusing on the importance of new and improved east-west bus services and transport connections, and the potential that community feedback on these issues has been missed.

There have been a range of transport studies in the area surrounding Precinct 15, including the Northern Local Area Movement Plans (LAMPs). Community feedback was sought through the development of the Northern LAMPs and the Better Places Guides for the surrounding suburbs. The issues raised in the petition have been considered as part of the development of these studies and a further study and associated community consultation is not considered suitable at this stage. Rather, the delivery of actions from the undertaken studies should continue, as well as further advocacy to the Victorian Government on improved bus connections.

Background

The petition reads as follows:

“We, the undersigned ask that Hobsons Bay City Council conduct a Local Area Traffic Management (LATM) study for the area surrounding Precinct 15. This should plan to mitigate the traffic impacts of 7,000 new residents on the area surrounding the development and be completed in the 2022-23 financial year.”

There have been a range of transport studies in the area surrounding Precinct 15 over the past few years, including:

- transport studies prepared as part of the Precinct 15 (C88) Amendment, including those prepared on behalf of Council, and development groups (2015-18)
- Northern Local Area Movement Plans (LAMPs) including for the suburbs of Altona North, Spotswood and South Kingsville (2020-21), endorsed by Council in November 2021 after a public exhibition period

The Place Guide for Better Places Spotswood and South Kingsville (BPSSK), which borders Precinct 15, was completed and endorsed by Council in 2021 and took into consideration these transport reports. The Better Places program for Brooklyn and Altona North (BPBAN) which also borders Precinct 15, is underway and is due to be finished later this year.

Community Consultation

Community consultation was undertaken for all these strategic pieces of work detailed above. For the development of the LAMPs, engagement was carried out with two distinct opportunities provided for community input. The first stage ran from 22 November 2020 to 5 January 2021 and the second stage from 5 May to 11 June 2021. The feedback received included commentary on bus services in Altona North and Spotswood which was considered by the project team.

Community consultation was also undertaken for the development of the BPSSK Place Guide prior to endorsement by Council in 2021. There will be more opportunity for members of the community to voice their thoughts on challenges and ideas, including those related to transport and connectivity, as the development of the BPBAN Place Guide continues.

Discussion

There were a range of actions identified in the studies that focus on the improvement of east-west connections and bus services in and around Precinct 15 as follows:

- advocating for bus routes to be re-routed or added, and facilities upgraded, to improve bus services and linkages to key destinations such as Scienceworks, Spotswood Station and Hudsons Road from future development precincts within Spotswood, South Kingsville and Altona North
- identifying opportunities to prioritise active transport and public transport connections to the new major development precincts through the design of the movement network
- the east-west GreenLine, listed in both the Northern LAMP and BPSSK Place Guide, which forms part of the vision for a safe cyclist connection to Precinct 15 and Spotswood Station

- public transport and cyclist priority routes along Marigold Avenue and Beevers Street, respectively, with improved connections through Precinct 15 as listed in the Northern LAMP
- signalling improvements at the intersection of Millers Road and Marigold Avenue as listed in the Northern LAMP

Works have already started on the actions listed above, including seeking feedback from the local community on the GreenLine in Spotswood and South Kingsville in May and June 2022.

Transport and connectivity will be a key element of the BPBAN Place Guide. The guide is still being developed and there will more opportunity for the community to provide feedback before it is finalised.

As a result, given the number of recent and ongoing studies in this area, an additional LATM study as sought by the petition is not considered necessary at this time. Rather, delivery of the actions in the LAMPs and Place Guides should occur. Developer contributions that stem from the development within Precinct 15 will be directed to delivery of key transport improvement projects identified within the LAMPs and Place Guides.

Strategic Alignment

This report specifically addresses priorities from the following strategic documents:

Hobsons Bay 2030 Community Vision

Priority 6: An accessible and connected community

Council Plan 2021-25

Objective 4: Visionary community infrastructure

Strategy 4.1: Ensure the transport network is safe and efficient for all users with a focus on pedestrians and cyclists

Priority a) Deliver improved cycling and walking infrastructure outcomes across the municipality along key strategic routes for improved safety and connectivity

Integrated Transport Plan

Council's Integrated Transport Plan seeks to promote and facilitate safe sustainable transport options for residents, including cycling and walking and improvements to public transport. Improvements delivered through the actions listed above would support the Integrated Transport Plan.

Policies and Related Council Documents

The petition was received by Council at the Council Meeting held on 12 April 2022.

Legal/Statutory Obligations and Risk

Future advocacy design and assessment would be developed in accordance with the *Road Management Act 2004*, and the *Road Safety Act 1986*, Australian Standards and the Austroads Guidelines.

Financial and Resource Implications

It is proposed to utilise existing operational budgets and future capital works budgets to undertake actions identified in the LAMPs and Place Guides.

Environmental, Social and Economic Impacts

The proposal does not have significant environmental, social or economic impacts, and the existing LAMPs and Place Guides strategically provide positive environmental, social and economic benefits for the local community.

Consultation and Communication

Consultation with lead petitioner

Council officers contacted the lead petitioner to provide details on the proposed recommendation being put forward for Council's consideration.

Declaration of Conflict of Interest

Section 130 of the *Local Government Act 2020* requires members of Council staff to disclose any general or material conflict of interest in matters to be considered at a Council meeting.

Council staff involved in the preparation of this report have no conflict of interest in this matter.

8 Business

8.1 Office of the Chief Executive

8.1.1 Chief Executive Officer's Report on Operations

Directorate:	Office of the Chief Executive
Responsible Officer:	Executive Assistant to the Chief Executive Officer
Reviewer:	Acting Chief Executive Officer
Attachments:	1. CEO Report on Operations [8.1.1.1 - 39 pages]

Purpose

To present the Chief Executive Officer's (CEO's) Report on Operations.

Recommendation

That Council receives and notes the Chief Executive Officer's Report on Operations, including details of recent issues and initiatives undertaken by the organisation.

Summary

The attached CEO's Report on Operations provides Councillors and community with a regular update from the CEO on key initiatives, projects and performance.

Discussion

The purpose of this report is to inform Council and the community of recent issues, initiatives and projects undertaken across Council. The report is provided on a monthly basis.

In accordance with rule 10.7.1 of the Hobsons Bay Governance Rules, Council maintains records of meetings attended by Councillors in the CEO's Report on Operations to ensure transparency and equity of information. A summary of meetings for the period between 1 June 2022 and 30 June 2022 is provided in this month's report.

Strategic Alignment

Council provides a wide range of services to the community of Hobsons Bay as well as developing and delivering actions to ensure community assets are maintained and service the needs of the community. Each month this report highlights these activities, initiatives and projects and provides a high-level performance summary.

This report specifically addresses priorities from the following strategic documents:

Hobsons Bay 2030 Community Vision

Priority 2: Community wellbeing and inter-connection

Council Plan 2021-25

Objective 5: A High Performing Organisation

Strategy 5.4: Enhance transparency, accountability and good governance practice

Declaration of Conflict of Interest

Section 130 of the *Local Government Act 2020* requires members of Council staff and persons engaged under contract to provide advice to Council, to disclose any direct or indirect interest in a matter to which the advice relates.

Council officers involved in the preparation of this report have no conflict of interest in this matter.

8.2 Corporate Services

8.2.1 Proposed Sale of 122 Woods Street Newport - Post Consultation

Directorate:	Corporate Services
Responsible Officer:	Acting Manager Corporate Integrity
Reviewer:	Director Corporate Services
Attachments:	<ol style="list-style-type: none">1. Community Engagement Report - Proposed Sale of 122 Woods Street [8.2.1.1 - 10 pages]2. Community Engagement Q&A [8.2.1.2 - 2 pages]

Purpose

To seek Council approval to proceed with the sale of the former Hobsons Bay Kindergarten site at 122 Woods Street, Newport, and to present the feedback received during the public consultation period.

Recommendation

That Council:

1. **Receives this report and supports the sale of 122 Woods Street, Newport in accordance with its resolutions at the meetings held on 14 December 2010 and 12 April 2022.**
2. **Varies the resolution made on 14 December 2010 to the extent that the proceeds of the sale of 122 Woods Street will be distributed as follows:**
 - a. **50 per cent to the Western Aquatics Facility Construction Reserve**
 - b. **25 per cent to the Wetlands Centre Construction Reserve**
 - c. **25 per cent to the Hobsons Bay Property Development Fund Reserve**
3. **Notes that the public exhibition of the sale was conducted from 30 April 2022 to 29 May 2022 in accordance with the provisions of section 223 of the *Local Government Act 1989* and no requests for submissions to be heard by Council were received.**
4. **Directs the Acting Chief Executive Officer to commence the process for the sale of 122 Woods Street in accordance with section 114(2)(a) and (c) of the *Local Government Act 2020* by:**
 - a. **Publishing a public notice in the local paper and on Council's website detailing the sale in accordance with section 114(2)(a) and (c) of the *Local Government Act 2020***
 - b. **Obtaining from a person who holds the qualifications or experience specified under 13DA(2) of the *Valuation of Land Act 1960* a valuation of the land which is made not more than six months prior to the sale.**

Summary

The site has been identified as being surplus to Council's requirements. Council originally resolved to sell the land in 2010, but was blocked by a restrictive covenant which has since been removed.

At the Council Meeting on 12 April 2022, Council again resolved to sell the property and carry out the relevant procedures for the sale, including to undertake public consultation for a period of six weeks. This consultation period is now complete and the results have been compiled.

Submissions were diverse and balanced, split down the middle in their sentiment to sell or not to sell, and primarily differed with regard to how the funds should be utilised.

Background

At the Council Meeting on 14 December 2010 Council resolved to record its intention to sell the property following the relocation of the Hobsons Bay Kindergarten and Toy Library to the Newport Gardens Early Years Centre, which occurred in 2014.

However, the sale was unable to proceed, as two of the three lots comprising the property that housed the former kindergarten (Lots 82 and 83 on LP006394) were subject to a covenant that restricted the use of the land to "public recreation". Despite this, the land has been occupied by the kindergarten since it was purchased specifically for that and related purposes in 1954, and there has never been any expectation that the land would be used for public recreation.

Council has since removed the covenant through a planning scheme amendment, having given consideration as to the adequacy of public open space requirements in this area, perceived or detrimental impacts on the beneficiaries of the covenant, and the character of the neighbourhood.

Adequate public open space is located a short walking distance from the site at Loft Reserve and Jack Madigan Reserve.

Having considered all the requirements of the amendment, the removal of Covenant 2642396 from Lots 82 and 83 on LP006394 enabled Council to deem the said land surplus to Council's needs and proceed with the sale to achieve the maximum benefit for the future use of the property.

Discussion

Council resolved at the Council Meeting on 12 April 2022 that the sale proceeds were to be allocated as follows:

- 50 per cent to the Western Aquatics Facility Construction Reserve
- 25 per cent to the Wetlands Centre Construction Reserve
- 25 per cent to the Hobsons Bay Property Development Fund Reserve

A six week public consultation on the proposed sale of 122 Woods Street was conducted in accordance with section 223 of the *Local Government Act* 1989 between 12 April 2022 and 29 May 2022. The proposal to sell the land was advertised extensively on various media platforms, generating a total of 25 submissions through the Participate Hobsons Bay online

engagement portal¹, 44 comments on social media, and no email submissions from the community engagement email addresses. None of the submitters requested that their submission be heard by Council.

The Community Engagement Report (Attachment 1) outlines all contributions and feedback received during the exhibition, and shows the level of support received. Feedback was generally given by residents, with responses evenly split between supporting and opposing the sale, each with a variety of opinions on where funds should be directed and the outcomes realised.

Feedback varied from:

- not being supportive of the sale and wishing to retain the land for open space and children's playgrounds
- supporting the sale with proceeds allocated to open space, children's playgrounds or the local surrounds for improved amenities
- supporting the sale to reduce Council debt and directing funds to the aquatic and wetland projects and generally into the wider community

The generated sample was small when compared to the 903 site visits, 744 individual site visitations, and 1,118 emails sent to stakeholders with zero (0) responses, and is considered a very small cross-section to have any impact on Council's resolution to sell the premises.

The below table shows a representation of the feedback received during the exhibition.

Against Sale	Number
Retain for social housing; localised affordable housing	1
Retain for open space and children's playground	4
Avoid funds allocation to developer or investor; for children's playground	2
Projects should be firstly prioritised in the budget – if worthy	1
Retain and revert to a dog park	1
Outcome is "pathetic" lack of integrity by Council	1
Total	10
In Support of Sale	Number
Proceeds directed to park land and children's playgrounds	3
Proceeds to improve surrounding amenities (Challis Street) and reinvest back into the local community	4
Proceeds directed to identified projects	3

¹ This engagement activity consisted of 22 online submissions and three online submissions in a Q&A format, replied to by Mr Neville Smith, Coordinator Property and Insurance, during the consultation process. (Attachment 2)

Proceeds to reduce Council debt	1
Williamstown Historical Society – Council tenant and should not be part of public realm	(1)
Total	11

Strategic Alignment

This report specifically addresses priorities from the following strategic documents:

Hobsons Bay 2030 Community Vision

This report does not relate to a specific priority of the Hobsons Bay 2030 Community Vision.

Council Plan 2017-21

Goal 4: A Council of excellence

Objective 4.2: Be a more efficient and effective organisation by having a strong focus on continuous improvement, innovation, strategic planning and responsible financial management.

Policies and Related Council Documents

Council's resolution to sell 122 Woods Street is supported by the following strategic documents:

- Property Strategy 2021-30
- Community Services Infrastructure Plan 2020-30
- Hobsons Bay Open Space Strategy 2018-28
- Sports Needs Facility Analysis Final Report 2018
- Hobsons Bay Aquatic Strategy 2019-30
- Asset Plan 2022-32
- Ten Year Capital Works Program

Legal/Statutory Obligations and Risk

There are no legal impediments to Council moving to sell the land at 122 Woods Street, as all requirements were considered with the removal of the covenant as follows.

The planning scheme amendment required Council to consider, anticipate and respond to the needs of existing and future communities through provision of zones and serviced land for housing, employment, recreation and open space, commercial and community facilities and infrastructure.

Consideration found that the amendment was consistent and enabling of sustainable development of an under-utilised site for housing diversity in an existing urban area with

access to employment, services, transport options and community facilities, and that the community need for the social infrastructure is adequately provided for elsewhere.

Financial and Resource Implications

The administration and facilitation of the sale of the land will not impact on resourcing requirements.

Environmental, Social and Economic Impacts

There are no environmental, social or economic impacts arising from the proposed sale.

Consultation and Communication

The proposed sale was exhibited for six weeks from 13 April to 29 May 2022 in accordance with section 223 of the *Local Government Act* 1989, generating a small sample which will not impact on Council's resolution to dispose the said land. No requests were received for any submissions to be heard by Council.

A summary of submissions received is detailed in the Discussion section of this report.

Declaration of Conflict of Interest

Section 130 of the *Local Government Act* 2020 requires members of Council staff to disclose any general or material conflict of interest in matters to be considered at a Council meeting.

Council staff involved in the preparation of this report have no conflict of interest in this matter.

8.3 Sustainable Communities

8.3.1 Anomalies Amendment C134

Directorate:	Sustainable Communities
Responsible Officer:	Team Leader Strategic Planning
Reviewer:	Director Sustainable Communities
Attachments:	1. Attachment 1 - C134 Draft Anomalies Amendment Documentation [8.3.1.1 - 39 pages]

Purpose

To consider the proposed Amendment C134 which corrects zoning, overlay and ordinance anomalies in the Hobsons Bay Planning Scheme and to seek approval to request authorisation from the Minister for Planning to exhibit Amendment C134.

Recommendation

That Council:

1. Considers the zoning, overlay and ordinance anomalies proposed to be corrected by Amendment C134 to the Hobsons Bay Planning Scheme.
2. Requests that the Minister for Planning grant authorisation under Section 8A of the *Planning and Environment Act 1987* to prepare and exhibit Amendment C134 to the Hobsons Bay Planning Scheme.
3. Notes the delegation of the Chief Executive Officer to make any necessary minor changes in seeking authorisation to prepare and exhibit Amendment C134 to the Hobsons Bay Planning Scheme.
4. Notes the delegation of the Chief Executive Officer to consider any submissions received about the amendment and refer any submissions that cannot be resolved to an independent panel appointed by the Minister for Planning in accordance with sections 22 and 23 of the *Planning and Environment Act 1987*.

Summary

Amendment C134 seeks to correct mapping and text anomalies in the Hobsons Bay Planning Scheme to ensure the planning scheme is accurate and up to date. Most changes propose to ensure Council land is correctly zoned for public park and recreation purposes.

Background

All planning schemes are monitored and on occasion mapping and text anomalies are found that require an amendment to be revised. The anomalies present unnecessary challenges and place additional administrative burdens on permit applicants and Council planning staff.

Amendment C134 has been prepared to correct a total of 22 anomalies identified during the administration of the planning scheme. These corrections are minor and are not expected to have a material impact on the community or landowners.

Discussion

Amendment C134 seeks to correct the following planning scheme mapping and ordinance text anomalies.

Corrections to zoning and overlay maps

- Rezone the following Council reserves to Public Park and Recreation Zone (PPRZ) to reflect their current use for public park and recreation:
 - 49 Everingham Road, Altona Meadows (currently zoned Neighbourhood Residential Zone Schedule 5 or NRZ5)
 - 8A Pringle Place and 7A Trembath Court (Dickenson Street Walkway), Altona Meadows (currently NRZ5)
 - 6A Weeroona Terrace, Altona Meadows (currently NRZ5)
 - Hosie Street Reserve (Parcel RES2\LP209325), Altona Meadows (currently zoned Public Use Zone Schedule 1 or PUZ1)
 - Allan Street Reserve (Lot 1\TP915155), Altona North (currently NRZ5)
 - Part of 21-31 Collins Avenue (RJ Cooper Reserve), Altona North (currently General Residential Zone Schedule 3 – GRZ3)
 - 44-64 Primula Avenue (DN Duane Reserve), Brooklyn (currently NRZ5)
 - Jamison Street Reserve (Lot 1\TP887523) and 17A North Avenue, Laverton (currently GRZ3)
 - 23A Kokoda Road (Kokoda Road Reserve), Williamstown (currently NRZ5)
- Rezone the following privately owned parcels to reflect their current use and to ensure one zone applies to the entire land parcel:
 - 7 and 8 Gaskell Court, Altona Meadows – rezone from Public Conservation and Resource Zone (PCRZ) to NRZ5 as the land is privately owned for residential use
 - Part of 351-381 Millers Road (Mobil Refinery), Altona North – rezone from Transport Zone 2 (TRZ2) to Special Use Zone Schedule 2 (SUZ2) to reflect that it is in private ownership and its underlying use
- Rezone the southern half of Craig Street between Drake Street to the eastern end of 65 Craig Street, Spotswood, from Neighbourhood Residential Zone 7 (NRZ7) and Industrial 1 Zone (IN1Z) to Industrial 3 Zone (IN3Z) to ensure zoning consistent with the adjoining land at 87 and 65 Craig Street.
- Remove 51 Cole Street, Williamstown from Heritage Overlay Schedule 12 (HO12) and apply the correct Heritage Overlay Schedule 8 (HO08) to the property as the dwelling is contributory to the Government Survey Heritage Precinct (HO08).

Corrections to ordinances

- Schedule 4 to the Special Use Zone:
 - replace “shown with a Note 1 and Note 2” in the table to Clause 53.10 with the correct reference note – “listed in the table in Clause 53.10 with no threshold distance specified” – as per gazetted Amendment VC175
 - replace “Business 5 Zone” with “Commercial 1 Zone” to reflect gazetted Amendment VC100
- Schedule 2 to the Comprehensive Development Zone:
 - update section 2.2 to change references to the Social Impact Assessment Guidelines for Residential Development from the 2011 version to the 2022 version adopted by Council on 10 May 2022
 - update section 4.2 to include “apartment developments” as exempt from the requirements of Clause 55 Two or More Dwellings on a Lot and Residential Buildings to ensure consistency with Clause 58 Apartment Developments
- Schedule 10 to the Design and Development Overlay:
 - update section 8 to reference the updated 2022 Social Impact Assessment Guidelines for residential development
- Schedule to Clause 52.28 Gaming and 72.08 Background Documents to reference the updated Social Impact Assessment Guidelines adopted by Council on 10 May 2022

Please refer to Attachment 1 for the proposed amendment documentation package.

Strategic Alignment

This report specifically addresses priorities from the following strategic documents:

Hobsons Bay 2030 Community Vision

Priority 1: Visionary, vibrant, accountable urban planning

The amendment seeks to improve clarity and accuracy in urban planning outcomes by correcting errors within the scheme.

Priority 4: Proactive enrichment, expansion and conservation of the natural and urban environment

Natural environments will be provided with greater protection under the scheme by ensuring sites with an underlying use as public open space are identified as PPRZ within the scheme.

Council Plan 2021-25

Objective 2: Environment

Strategy 2.2: Enhance protection, preservation and promotion of our coastal environment and wetlands/waterways, biodiversity and natural areas

The amendment seeks to ensure that open space areas are correctly identified within the scheme.

Objective 3: Vibrant place and economy

Strategy 3.5: Ensure land use and development supports high amenity, sustainability, exemplary design and responds to neighbourhood context

The amendment seeks to ensure that the land use and development controls within the scheme correctly reflect the context.

Objective 5: A High Performing Organisation

Strategy 5.4: Enhance transparency, accountability and good governance practice

The amendment enhances good governance practice by improving the clarity and consistency within the scheme.

Policies and Related Council Documents

The amendment will ensure the ongoing accuracy of the Hobsons Bay Planning Scheme.

Legal/Statutory Obligations and Risk

Amendment C134 is processed in accordance with the requirements of the *Planning and Environment Act 1987* and relevant ministerial directions including:

- *Ministerial Direction 7(5): Form and Content of Planning Schemes*, which ensures consistency in the form and content of planning schemes under section 7(5) of the Act
- *Ministerial Direction 9: Metropolitan Strategy*, which ensures that the amendment would not compromise the implementation of the Metropolitan Planning Strategy
- *Ministerial Direction 11: Strategic Assessment of Amendments*, which outlines the strategic assessment guidelines that are assessed in the explanatory report for the amendment,
- *Ministerial Direction 15: The Planning Scheme Amendment Process*, which outlines relevant timeframes and processes for the amendment
- *Ministerial Direction 19: Information requirement for amendments that may result in impacts on environment, amenity and human health*, which outlines the information requirements for affected amendments, including seeking advice from the Environment Protection Authority where appropriate
- *Ministerial Direction 20: Major Hazard Facilities*, which outlines requirements (such as seeking advice from WorkSafe Victoria and the Minister for Economic Development) for amendments that include rezoning of major hazard facilities or are within the threshold distance of a major hazard facility

Financial and Resource Implications

Costs associated with the amendment will be accommodated through existing operational budgets.

Environmental, Social and Economic Impacts

The amendment will have positive environmental impacts by ensuring that land currently used for open space and recreational purposes is zoned PPRZ.

Amendment C134 will have positive social and economic impacts by correcting, updating and clarifying policy and mapping errors that exist within the scheme.

Consultation and Communication

Advice has been sought from the Department of Environment, Land, Water and Planning, the Environment Protection Authority, WorkSafe Victoria, Investment Victoria, the Level Crossing Removal Project and the Department of Transport, to inform the preparation of the amendment. No objections were received.

Declaration of Conflict of Interest

Section 130 of the *Local Government Act 2020* requires members of Council staff to disclose any general or material conflict of interest in matters to be considered at a Council meeting.

Council staff involved in the preparation of this report have no conflict of interest in this matter.

9 Delegate Reports

Purpose

To consider reports by Councillors who have been appointed as delegates to Council and community committees.

Recommendation

That Council receives and notes the recent Delegate Report.

Western Melbourne Tourism Board

Directorate: Sustainable Communities

Councillor Delegate: Cr Pamela Sutton-Legaud

Date of Meeting: 3 June 2022

Key items discussed included:

- presentations from Victorian Government representatives on Victoria's Visitor Economy, Statewide Visitor Economy Master Plan and Greater Melbourne Reform.
- significant funding secured by the Footscray Community Arts Centre for upgrades, noting that the facility remains an important arts and cultural hub for the West alongside The Substation
- funding opportunities through Creative Victoria as part of the Go West Festivals Fund that will be focused on creating sub-events in the West
- Prime Mentoring program with additional applications received for the program
- COVID-19 tourism impact data
- RESET (Resilient Enterprises and Sustainable Employment in Tourism) project report was tabled with recommendations to focus on skills and labour, business capability development, destination marketing infrastructure and planning. The report was to be officially launched on 30 June 2022

10 Notices of Motion

No notices of motion were received.

11 Urgent Business

12 Supplementary Public Question Time

Supplementary Public Question Time provides an opportunity for the public to ask questions directly related to items on the agenda that have arisen during the evening's proceedings.

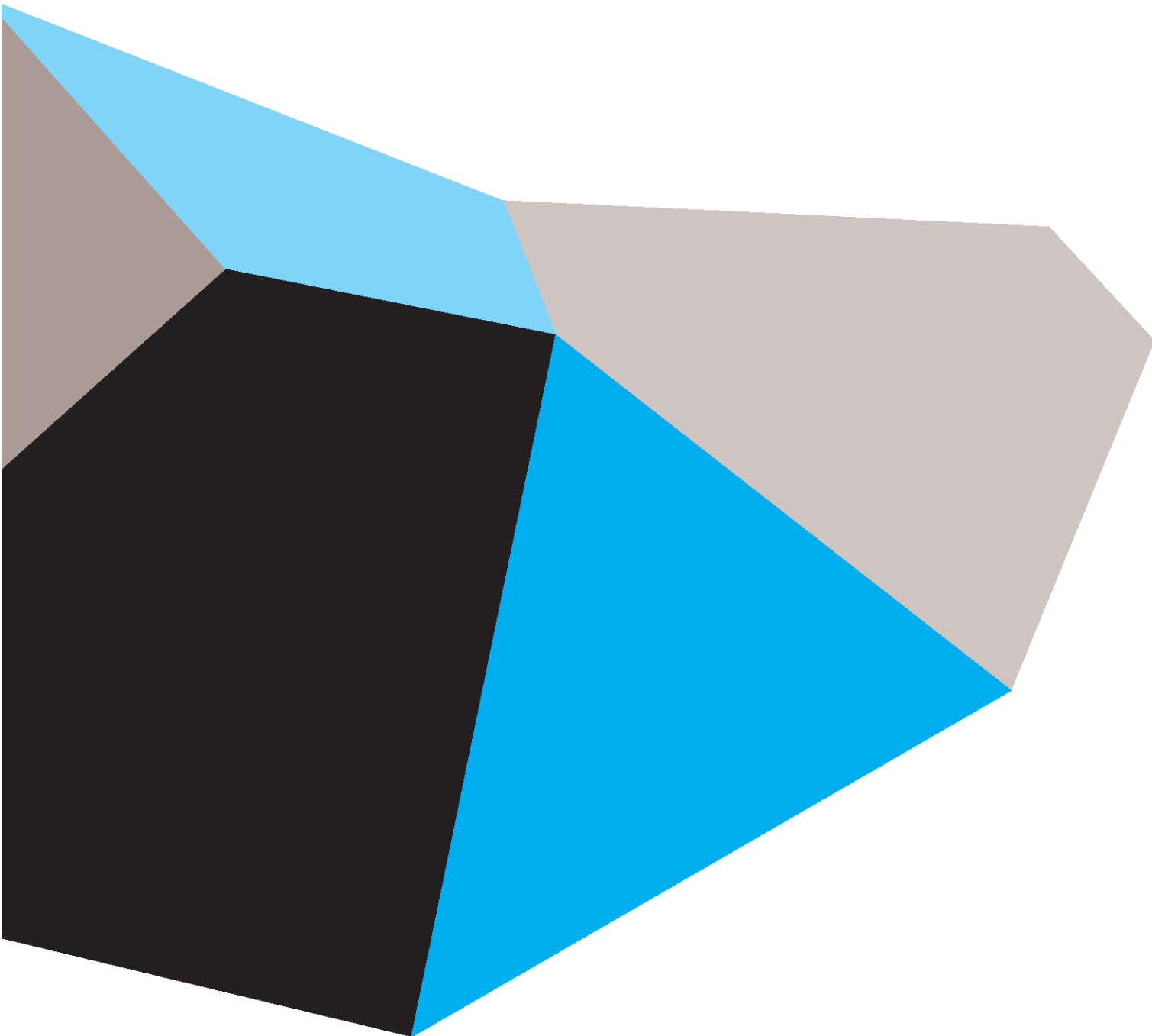
Where it is not possible to provide a response during the meeting, a written response to the question will be provided promptly.

Written public questions received during the Council Meeting that are not related to items on the agenda will be taken on notice and responded to in writing by the appropriate Council officer, or referred to the next Council Meeting for a public response if so requested by the questioner.

13 Close of Meeting

HOBSONS
BAY CITY
COUNCIL





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