STATUS OF CURRENT PLANNING APPEALS AT VCAT

Subject Land/ Application No.	Proposal	Nature of Appeal	Hearing Date	Status
29 Raglan Road, Research P2063/2015 74/2015/03P	Buildings and works to construct a second dwelling	Appeal against refusal	9 May 2016	VCAT – permit to issue.
26 Edmonds Street, Diamond Creek 2278/2015 338/2014/03P	Buildings and works to construct a second dwelling	Appeal against Refusal	26 April 2016	Awaiting decision
81 Glen Park Road, Eltham North P2282/2015 291/2015/03P	Buildings and works for construction of a second dwelling, alterations to exisitng dwelling, shed, pool pavilion and associated tree removal	Appeal against NOD	28 & 29 April 2016	Awaiting decision
15 Linnet Avenue, Hurstbridge P741/2016 377/2008/12E/B	Extension of time - Buildings and works to construct an extension to an existing outbuilding	Appeal against refusal	25 July 2016	To be heard
145 Overbank Road, Eltham P339/2016 362/2014/05P	Use and development of the land for a dwelling, outbuilding (garage), water tank and associated vegetation removal	Appeal against refusal	2 August 2016	To be heard
157 Scenic Crescent, Eltham North P427/2016 225/2015/03P	Construction of two dwellings and associated vegetation removal	Appeal against NOD	15 June 2016 (Conference) 19 August 2016	To be heard
6 Amaroo Court, Diamond Creek P547/2016 86/2015/03P	Buildings and works to construct more than one dwelling on a lot (16 dwellings), associated works and fencing	Appeal against refusal	15 July 2016 (Prelim hearing) 29 August 2016	To be heard
8 Dunstan Drive, Hurstbridge P718/2016 459/2015/05P	Drive, Hurstbridge Buildings and works to construct an outbuilding and associated retaining wall,		28 September 2016	To be heard
98 Pitt Street, Eltham P792/2016 385/2015/03P	Buildings and works to construct three (3) dwellings and removal of vegetation	Appeal against NOD	20 October 2016	To be heard
51 Memorial Drive, Plenty P845/2016 716/2015/14P	5 lot subdivision of the land and associated vegetation removal	Appeal against refusal	21 October 2016	To be heard

Section	Delegation	Delegated	Number	Description	No.	Street Name	Suburb Name	Dec. Date
S.61	Issue of permit with conditions	MPHS	286/2016/10FP	Removal of 1 tree	90	Silver Street	ELTHAM NORTH	7/06/2016
		MPHS	285/2016/VS01	Buildings and works to construct a fence	25	Wattle Grove	ELTHAM	6/06/2016
		MPHS	265/2016/10P	Removal of dead tree	61	Bishop Avenue	DIAMOND CREEK	27/05/2016
		MPHS	627/2015/05P	Buildings and works to construct a dwelling	1	Lower Road	WATTLE GLEN	12/05/2016
		MPHS	543/2015/05P	Buildings and works to construct an outbuilding (relocate carport)	6	Narida Court	ELTHAM	16/05/2016
		MPHS	234/2016/10FP	Removal of one tree	63	Bambara Road	HURSTBRIDGE	7/06/2016
		MPHS	247/2015/06P	Use and development of the land for shops, development of 2 dwellings, fencing, car parking variation and altering access to a Road Zone (Category 1)	925	Heidelberg- Kinglake Road	HURSTBRIDGE	23/05/2016
		MPHS	229/2016/VS01	Construction of a front fence	11	Culla Hill	ELTHAM	12/05/2016
		MPHS	221/2016/05P	Buildings and works to externally alter a dwelling, construct a garage, construct fencing and carry out works	21	Livingstone Road	ELTHAM	20/05/2016
		MPHS	100/2015/14P	3 lot subdivision of the land	114 6	Main Road	ELTHAM	7/06/2016
		MPHS	108/2016/15P	Removal of an "E-1" Easement from the Lot 1 of LP57232	174	Bolton Street	ELTHAM	12/05/2016
		MPHS	213/2016/05P	Buildings and works to extend an existing dwelling (deck)	47	Collard Drive	DIAMOND CREEK	31/05/2016
		MPHS	521/2014/05P	Building and works to extend an existing dwelling	102	One Tree Hill Road	SMITHS GULLY	20/05/2016
		MPHS	100/2016/05P	Buildings and works to construct alterations and additions to dwelling	1	Wild Cherry Drive	ELTHAM	25/05/2016
		MPHS	203/2016/10FP	Pruning of 5 trees (Monterey Cypress)	5	Meruka Drive	ELTHAM	20/05/2016
		MPHS	147/2016/01P	Use of land as a Restricted Recreation Facility (gym - group fitness classes)	163 7	Main Road	RESEARCH	3/06/2016
		MPHS	190/2016/14P	2 lot subdivision of the land	42	John Street	ELTHAM	6/06/2016
		MPHS	423/2014/14P	3 lot subdivision of the land	125 2	Main Road	ELTHAM	31/05/2016
		MPHS	124/2016/05P	Buildings and works for the construction of a driveway associated to a dwelling	111	Memorial Drive	PLENTY	3/06/2016

Section	Delegation	Delegated	Number	Description	No.	Street Name	Suburb Name	Dec. Date
		MPHS	81/2016/05P	Buildings and works to extend a dwelling and construct two outbuildings (poolhouse and covered kitchen)	35	Milthorpe Road	DIAMOND CREEK	20/05/2016
		MPHS	422/2014/14P	4 lot subdivision of the land	125 2	Main Road	ELTHAM	31/05/2016
		MPHS	182/2016/05P	Buildings and works to construct a dwelling	8	Eureka Rise	DIAMOND CREEK	8/06/2016
		MPHS	82/2016/06P	Buildings and works to construct a water tank	720	Ridge Road	CHRISTMAS HILLS	7/06/2016
		MPHS	69/2016/05P	Buildings and works to construct alterations and additions to existing dwelling	155	Boyds Road	HURSTBRIDGE	27/05/2016
		MPHS	2/2016/05P	Buildings and works to construct an outbuilding (shed)	6	Golf Links Drive	YARRAMBAT	27/05/2016
		MPHS	179/2016/05P	Buildings and works to construct an above ground swimming pool, relocate an existing gazebo and spa and decking	141	Scenic Crescent	ELTHAM NORTH	20/05/2016
		MPHS	66/2016/14P	Subdivision of the land into two lots	21	Livingstone Road	ELTHAM	8/06/2016
		MPHS	764/2015/14P	7 lot subdivision of the land	978	Main Road	ELTHAM	17/05/2016
		MPHS	62/2016/05P	Buildings and works to alter and extend an existing dwelling	34	Beard Street	ELTHAM	25/05/2016
		MPHS	60/2016/06P	Part demolition and buildings and works to construct an extension to the existing Eltham Community and Reception Centre and associated vegetation removal	801	Main Road	ELTHAM	13/05/2016
		MPHS	46/2016/05P	Buildings and works to construct a carport	24	Doleen Road	NORTH WARRANDYTE	12/05/2016
		MPHS	693/2015/05P	Buildings and works to extend an existing dwelling (verandah & pergola) and construct an outbuilding (gazebo)	16	North Oatlands Road	YARRAMBAT	26/05/2016
		MPHS	755/2015/05P	Buildings and works for alterations and additions to existing dwelling	15	Batman Avenue	HURSTBRIDGE	3/06/2016
		MPHS	43/2016/03P	Buildings and works to construct an additional dwelling, fencing and removal of vegetation	181	Scenic Crescent	ELTHAM NORTH	24/05/2016
		MPHS	687/2015/03P	Buildings and works to construct a second dwelling and associated vegetation removal	8	Taylor Road	HURSTBRIDGE	13/05/2016
		MPHS	26/2016/05P	Use and development of the land for a dwelling	440	Running Creek Road	ARTHURS CREEK	26/05/2016

Section	Delegation	Delegated	Number	Description	No.	Street Name	Suburb Name	Dec. Date
		MPHS	708/2015/03P	Buildings and works to construct two dwellings on a lot, retaining wall, fences and two lot subdivision	13	Grandview Court	DIAMOND CREEK	17/05/2016
		MPHS	24/2016/01P	Use of the existing building for a restricted, recreation facility (Fitness Centre) and associated business identification signs	38	Bridge Street	ELTHAM	13/05/2016
		MPHS	21/2016/05P	Buildings and works to alter and extend an existing dwelling	40	Silvan Road	WATTLE GLEN	3/06/2016
		MPHS	13/2016/05P	Buildings and works to construct a deck	15	Watts Lane	COTTLES BRIDGE	13/05/2016
		MPHS	386/2015/03P	Buildings and works to construct three dwellings and a 3 lot subdivision	5	Diamond Views Drive	DIAMOND CREEK	18/05/2016
		MPHS	632/2015/05P	Buildings and works to construct a dwelling and associated tree removal	26	Diosma Road	ELTHAM	11/05/2016
		MPHS	551/2015/03P	Buildings and works to construct 5 dwellings with associated vegetation removal	156 9	Main Road	RESEARCH	7/06/2016
		MPHS	298/2015/05P	Buildings and works to construct a dwelling and swimming pool	91	Arthur Street	ELTHAM	11/05/2016
		MPHS	332/2013/05P	Use and development of the land for a dwelling with associated earthworks, driveway, shed and water tanks	180	Nicholas Lane	KANGAROO GROUND	10/05/2016
		MPHS	746/2015/05P	Buildings and works to alter and extend an existing dwelling	14	Gosfield Road	HURSTBRIDGE	11/05/2016
		MPHS	653/2015/03P	Buildings and works to construct three (3) dwellings and removal of vegetation	7	Walsh Street	ELTHAM	11/05/2016
S.61	Refusal	MPHS	249/2016/VS01	Buildings and works to construct a fence	25	Diamond Street	ELTHAM	13/05/2016
		MPHS	488/2015/03P	Buildings and works to construct 2 dwellings with alterations and additions to existing dwelling	778	Heidelberg- Kinglake Road	HURSTBRIDGE	25/05/2016
		MPHS	442/2015/03P	Buildings and works to construct a second dwelling and removal of native vegetation	68	Progress Road	ELTHAM NORTH	16/05/2016
		MPHS	727/2015/05P	Buildings and works to construct a verandah	68	St Andrews Street	ST ANDREWS	6/06/2016
		MPHS	105/2012/02P	Buildings and works to construct dwelling extensions, use and development of a Rural Store and associated vegetation removal, use of the land for Extensive Animal Husbandry and Timber Production	159	Jacksons Road	ST ANDREWS	10/05/2016

Section	Delegation	Delegated	Number	Description	No.	Street Name	Suburb Name	Dec. Date
		MPHS	716/2015/14P	5 lot subdivision of the land and associated vegetation removal	51	Memorial Drive	PLENTY	12/05/2016
S.62	Amendments approved	MPHS	307/2014/12E/A	Extension of time - Buildings and works to construct a second dwelling (converting the existing garage)	2	Ely Street	ELTHAM	6/06/2016
		MPHS	66/2014/12E/A	Extension of Time - Buildings and works to construct a dwelling addition and retaining walls	2	Laurison Road	ELTHAM NORTH	23/05/2016
		MPHS	633/2015/20P	Miscellaneous Consent for buildings and works outside of the building envelope and the removal of vegetation	26	Diosma Road	ELTHAM	2/06/2016
		MPHS	581/2015/20P	Miscellaneous Consent for buildings and works outside of the building envelope	91	Arthur Street	ELTHAM	23/05/2016
		MPHS	161/2016/20P	Miscellaneous Consent for building and works outside the building envelope	8	Blue Wren Place	DIAMOND CREEK	13/05/2016
		MPHS	154/2016/20P	Miscellaneous Consent	9	Daphne Crescent	HURSTBRIDGE	20/05/2016
		MPHS	214/2016/20P	Miscellaneous consent to construct a building within a building exclusion zone (deck steps)	47	Collard Drive	DIAMOND CREEK	31/05/2016
		MPHS	194/2016/20P	Miscellaneous Consent for buildings and works outside of the building envelope	24	Old Diamond Creek Road	DIAMOND CREEK	20/05/2016
		MPHS	20/2016/20P	Miscellaneous consent to build a retaining wall outside the building envelope	28	Old Diamond Creek Road	DIAMOND CREEK	6/06/2016
		MPHS	74/2015/11AC/A	Plans required by permit condition- Buildings and works to construct a second dwelling	29	Raglan Road	RESEARCH	3/06/2016
		MPHS	632/2015/11AC/A	Condition 1 Plans - Buildings and works to construct a dwelling and associated tree removal	26	Diosma Road	ELTHAM	2/06/2016
		MPHS	681/2015/11AC/A	Plans required by Permit Condition- Buildings and works to construct 2 dwellings and subdivision of the land into 2 lots	13	Discovery Drive	DIAMOND CREEK	24/05/2016
		MPHS	298/2015/11AC/A	Plans required by permit condition- Buildings and works to construct a dwelling and swimming pool	91	Arthur Street	ELTHAM	23/05/2016
		MPHS	311/2015/11AC/A	Condition 1 Plans - Buildings and works to extend an existing dwelling, the construction of an outbuilding (studio) and associated vegetation removal.	78	View Hill Crescent	ELTHAM	26/05/2016

Section	Delegation	Delegated	Number	Description	No.	Street Name	Suburb Name	Dec. Date
		MPHS	191/2015/11AC/A	Condition 1 Plans - Construction of two additional dwellings and associated vegetation removal	14	Research- Warrandyte Road	RESEARCH	24/05/2016
		MPHS	281/2015/11AC/A	Condition 9, 10 & 11 Requirement - Buildings and works to construct an outbuilding and removal of native vegetation	27	Blue House Road	PANTON HILL	13/05/2016
		MPHS	178/2015/11AC/A	Plans required by permit condition- Buildings and works to construct an outbuilding (shed), front fence, gate, earthworks and associated vegetation removal	135	Wattletree Road	HURSTBRIDGE	3/06/2016
		MPHS	10/2016/11AC/A	Condition 1 Plans - Dwelling addition, deck, earthworks and vegetation removal	641	Heidelberg- Kinglake Road	HURSTBRIDGE	13/05/2016
		MPHS	439/2015/11AC/A	Condition 1 and 5 plans - Development and use of the land for a dwelling, garage and associated works	960	Cottles Bridge- Strathewen Road	ARTHURS CREEK	20/05/2016
		MPHS	419/2014/11AC/A	Condition plans - Buildings and works to construct a dwelling, create access to a Road Zone Category 1 with associated tree removal	16	Kurrak Road	YARRAMBAT	11/05/2016
		MPHS	143/2014/11AP/F	Secondary Consent - Buildings and works to construct two additional dwellings	114 6	Main Road	ELTHAM	27/05/2016
		MPHS	36/2016/11AP/A	Amendment - Buildings and works to construct a carport	54	Bannons Lane North	DOREEN	27/05/2016
		MPHS	349/2012/11AP/A	Amendment - Buildings and works to construct a dog kennel to replace the existing animal boarding facility	72	Ashley Road	YARRAMBAT	19/05/2016
		MPHS	483/2015/11AP/A	Secondary Consent - Buildings and works to construct a dwelling and fencing	5	Eureka Rise	DIAMOND CREEK	6/06/2016
		MPHS	138/2014/11AP/A	Amendment - Buildings and works to construct a dwelling	9	Daphne Crescent	HURSTBRIDGE	20/05/2016
		MPHS	336/2012/11AP/B	Amendment to Permit - Use and development of the land for a dwelling and associated earthworks	40	Bourchiers Road	KANGAROO GROUND	10/05/2016
S.62	Amendments refused	MPHS	33/2015/20P	Miscellaneous consent for buildings and works outside the building envelope	91	Arthur Street	ELTHAM	20/05/2016

SECTION	THING DELEGATED	DELEGATE	DATE	APPLICATION NUMBER	ADDRESS	NO. OF LOTS
S6(1)	Certified Plans	Subdivisions Officer	12/05/15	4/2015/Cert	155 Bible Street Eltham	4
		Subdivisions Officer	23/05/16	7/2015/Cert	61 Railway Parade Eltham	2
		Subdivisions Officer	2/05/16	14/2015/Cert	59 Curtain Road Hurstbridge	2
		Subdivisions Officer	23/05/16	23/2015/Cert	15 Lotus Court Diamond Creek (Melbourne Water owned land)	Reserve status removal
		Subdivisions Officer	10/05/16	68/2015/Cert	111 Broad Gully Road Diamond Creek	2
		Subdivisions Officer	10/05/16	69/2015/Cert	5 Cygnet Court Eltham	2
		Subdivisions Officer	16/05/16	4/2016/Cert	135 Broad Acres Road Panton Hill	2
		Subdivisions Officer	23/05/16	8/2016/Cert	44 Patyah Street Diamond Creek	2
		Subdivisions Officer	3/05/16	13/2016/Cert	20 Kent Hughes Road Eltham	Vesting Reserve in Council
		Subdivisions Officer	26/05/16	19/2016/Cert	6 Kent Hughes Road	Reserve acquired by Minister
		Subdivisions Officer	26/05/16	20/2016/Cert	8 Kent Hughes Road	Reserve acquired by Minister
S6(7)	Statement of Compliance	Subdivisions Officer	30/05/16	18/2015/Cert	10 Upper Road Wattle Glen	3
		Subdivisions Officer	31/05/16	37/2015/Cert	14-34 and 44A Civic Drive Greensborough (Council subdivision)	26
		Subdivisions Officer	30/05/16	68/2015/Cert	111 Broad Gully Road Diamond Creek	2

SUBDIVIS May 2016	ION ACT 1988					
SECTION	THING DELEGATED	DELEGATE	DATE	APPLICATION NUMBER	ADDRESS	NO. OF LOTS
S21(1)	Statement of Compliance	Subdivisions Officer	16/05/16		14 Gipson Street Diamond Creek	2
		Subdivisions Officer	16/05/16		327 Yan Yean Road Plenty (Thornbill Drive extension)	5
		Subdivisions Officer	10/05/16	14/2015/Cert	59 Curtain Road Hurstbridge	2
		Subdivisions Officer	30/05/16		25 Wattle Grove Eltham	2
		Subdivisions Officer	23/05/16	23/2015/Cert	15 Lotus Court Diamond Creek (Melbourne Water owned land)	Reserve status removal
		Subdivisions Officer	3/05/16	30/2015/Cert	3 Marino Way Greensborough	7
		Subdivisions Officer	16/05/16	4/2016/Cert	135 Broad Acres Road Panton Hill	2
		Subdivisions Officer	3/05/16	13/2016/Cert	20 Kent Hughes Road Eltham	Vesting Reserve in Council
		Subdivisions Officer	26/05/16	19/2016/Cert	6 Kent Hughes Road	Reserve acquired by Minister
		Subdivisions Officer	26/05/16	20/2016/Cert	8 Kent Hughes Road	Reserve acquired by Minister

PLANNING A May 2016	ND ENVIRONMENT AC	<i>T 1987</i> – 173 AGREE	MENTS			
PROVISION	THING DELEGATED	DELEGATE	DATE EXERCISED	APPLIC. NUMBER	ADDRESS	PROPOSAL
S173	Section 173 agreement	Manager - Planning	25/05/16		81-93 Collard Drive Diamond Creek (Rusty Gate Court)	26 lot subdivision
	Ending / Variation of section 173 agreement	Manager - Planning	5/05/16	4/2016/P	30 Mclennans Road Plenty	Varied to allow Council consideration of building outside envelopes



Dispensations Approved between 01-Apr-16 and 30-Apr-16

NILLUMBIK

Application Number		Description	House	Street	Suburb
1191	· · ·	Report and consent - reg 409 minimum street setback	1184	Main Road	ELTHAM
1193	04-Apr-16	Report and consent - Reg 426	10	Greenedge Court	PLENTY
1251		Report and consent - reg Regulation 415 - Walls or Carport within 1m of boundary	8	Grandview Court	DIAMOND CREEK

Page 1 of 1

Report Executed: 16/05/2016

May Environment and Planning Department Report – Strategic Planning Attachment. The following table highlights current planning scheme amendments being undertaken by Nillumbik Shire Council.

Amendment	Comment	Status
Amendment C81 Landscape character provisions for the Green Wedge	The amendment proposes to introduce seven new schedules to the Significant Landscape Overlay (SLO), and make the corresponding set of seven design guidelines reference documents.	Council resolved to commence the amendment at its Ordinary Meeting on 29 July 2014. Authorisation to commence the amendment was received from the Minister for Planning on 4 February 2015. Exhibition of the amendment commenced on 13 April 2015 for an extended period and closed on 29 May 2015. Council considered all submissions at a Special meeting of the Policy and Services Committee meeting held on 13 August 2015. The Directions Hearing for the Panel was held on 17 November 2015. A Panel Hearing was conducted for 6 days commencing on 1 February 2016.
		Latest action:
		 The report of the Panel was received on 29 March 2016, and generally supports the amendment, subject to changes. The report of the Panel was considered at the May 2016 Policy and Services Committee. Next action:
		Council will consider a report at the May 2016 Ordinary Meeting considering whether to adopt or abandon the amendment.
Amendment C92	This Amendment proposes a	Council resolved to commence the amendment and seek authorisation from the
Bridge Street Business Area	series of policy changes and overlays to implement the findings of the <i>Eltham Major</i> <i>Activity Centre Structure Plan</i> (August 2004) as it applies to	Minister for Planning at its Ordinary Meeting on 25 March 2014, and the request was sent on 2 April 2014. Authorisation effectively commenced on 1 May 2014. Exhibition of the amendment commenced on 16 June 2014 for a period of 6 weeks. Exhibition of the amendment was completed Friday, 1 August 2014, with nine (9) submission received.
	Precincts 8 to 11.	Latest action:
		• Council considered a report regarding the future processing of the amendment at the August Ordinary Meeting, where it resolved to commence a separate amendment to apply to Activity Centre Zone to the Bridge Street Business Area.

May Environment and Planning Department Report – Strategic Planning Attachment. The following table highlights current planning scheme amendments being undertaken by Nillumbik Shire Council.

Amendment	Comment	Status			
		Next action:			
		The amendment is 'on-hold' pending the determination of Amendment C107.			
Amendment C101	An amendment to review the	Council considered a report at the Policy and Services Committee meeting held			
Review of Environmental Significance Overlay	application of the Environmental Significance Overlay across the municipality.	on 13 October 2015, where it resolved to seek authorisation from the Minister Planning to commence the amendment. Exhibition of the amendment occurre between 2 November 2015 and 21 January 2016. 193 submission were received			
		Latest action:			
		 All submission were considered by Council at a Special Policy and Services Committee meeting on 13 April 2016, where it was resolved to abandon the amendment. At the following April 2016 Ordinary Meeting, Council determined not to ratify the decision of the Policy & Services Committee, and instead resolved to refer submissions to an independent Planning Panel. Next action: 			
		A motion to rescind the decision to refer submissions to a Panel has been lodged and will be considered by Council at the May 2016 Ordinary Meeting.			
Amendment C103	An amendment on behalf of	Council resolved to commence the amendment at the 26 May Ordinary Meeting of			
15 Lotus Court, Diamond Creek	Melbourne Water to rezone surplus land to the General Residential Zone.	Council. Authorisation to commence the amendment was sought from the Minister for Planning and was granted on 1 June 2015. The amendment was placed on public exhibition and submissions closed on 6 August 2015. Four submissions were received, and these were considered by Council at the September Policy and Services Committee meeting, where Council resolved to refer the matter to an independent Panel appointed by the Minister for Planning. The report of the independent Panel was received on 4 November 2015 and supported the amendment as exhibited. Council adopted the amendment at the December 2015 Ordinary Meeting, and forwarded it to the Minister for Planning			

May Environment and Planning Department Report – Strategic Planning Attachment. The following table highlights current planning scheme amendments being undertaken by Nillumbik Shire Council.

Amendment	Comment	Status
		for approval.
		Latest action:
		 Amendment C103 'Lotus Court, Diamond Creek' was approved under delegation on 27 April 2016. Notice of the approval of the amendment appeared in the Government Gazette on 12 May 2016. Next action:
		The amendment is now complete.
Amendment C106	An amendment to undertake a policy neutral translation to the Activity Centre Zone in the core areas of the Eltham and Diamond Creek activity centres.	Council considered a report at the August Ordinary Meeting, where it noted the
Application of ACZ to Eltham and Diamond Creek activity centres		need to undertake a policy neutral translation to the Activity Centre Zone as a first step to potentially applying the ACZ to the Bridge Street Business Area as part of future amendment C107. Notification of the amendment was given to the prescribed Ministers in accordance with the provision of the <i>Planning and</i> <i>Environment Act</i> 1987.
		Latest action:
		 Council adopted the amendment at the October Ordinary Meeting, and forwarded it to the Minister for Planning for approval. Next action:
		The Minister for Planning will consider whether to approve and finalise the amendment.