

26. AMENDMENT C338 AND PLANNING PERMIT 1418/2015 - THORNHILL ROAD HIGHTON - CONSIDERATION OF PANEL REPORT AND ADOPTION

Source: Planning and Development
Acting Director: Geoff Lawler
Index Reference: Application C-338, PP-1418-2015

Purpose

To consider the Independent Panel Report and adopt Planning Scheme Amendment C338 and Planning Permit 1418/2015.

Background

C338 seeks to rezone surplus Barwon Water land at 176-194 Thornhill Road Highton from Public Use Zone 1 to General Residential Zone 1 and apply Design and Development Overly 14. The permit is for residential subdivision and associated works.

Barwon Water is also constructing a 1.6km long shared path from the site north to Roslyn Rd through its Pipe Track reserve in lieu of providing public open space.

On 17 January 2017 Council (under delegation) resolved to support the exhibition of the amendment subject to Ministerial authorisation. The amendment and permit were exhibited from 2 March 2017 to 3 April 2017. 17 submissions were received - 2 in support, 7 objecting and 8 providing comments.

The submissions were referred to an Independent Panel which conducted a hearing on 27 June 2017 and has provided a report supporting the amendment.

Key Issues

Issues raised in submissions include: the density of the subdivision; potential for student housing; removal of trees; traffic and car parking; crossing of Thornhill Road; contaminated land assessments; pump station noise; decommissioning of the water basin and sensitive land uses near a gas pipeline.

The Independent Panel concludes:

- The proposal provides an opportunity to more fully utilise the subject land and provide for a small scale urban consolidation project in Highton.
- The Amendment is strategically justified and the application should be supported.
- The accompanying planning permit should be supported subject to changes.

Council officers consider the relevant issues are addressed through the proposed permit conditions and recommend adoption of the Amendment.

L Gardner moved, P Dorling seconded -

That Council:

- 1) Adopts Amendment C338 in the form as outlined in Attachment 6 of this report;**
- 2) Submits the adopted Amendment together with the prescribed information to the Minister for Planning requesting approval; and**
- 3) Recommends to the Minister for Planning that Planning Permit 1418/2015 be approved in the form outlined in Attachment 6 of this report.**

Carried.

Attachment 1

Discussion

In October 2015, SMEC consultants on behalf of Barwon Water submitted a combined planning scheme amendment and planning permit application for land at 176-194 Thornhill Road, Highton. The application was accompanied by a Planning Report with a comprehensive set of technical reports.

The land subject to the amendment is 176 – 194 Thornhill Road, Highton as shown in the map in Attachment 2. The site is owned by Barwon Water and has partly been identified as surplus.

The land is in close proximity to major education and medical institutions including two campuses of Christian College secondary school, the Marcus Oldham Agricultural College, the Epworth Hospital and Deakin University. It is approximately 2.5km by road to the Highton Shopping Centre (a neighbourhood activity centre) and 2.7km to the Waurin Ponds Shopping Centre (a sub regional activity centre).

Proposed Amendment

The proposal is to remove the water storage basin from the southern half of the land and rezone it from Public Use Zone 1 to General Residential Zone 1 with a Design and Development Overlay (DDO14). The northern basin is to be retained and this section of the site is not proposed for rezoning. An aerial photo of the site is in Attachment 3.

Proposed Planning Permit

Planning permit application 1418/2015 seeks approval to subdivide the land for residential development and remove native vegetation. In association with the subdivision, the applicant has undertaken to complete the construction of a pedestrian access path from the development site north to Roslyn Road, through the applicant's land that contains underground water infrastructure, otherwise known as the Pipe Track.

The subdivision will create 30 residential allotments, varying in size from 413sqm to 685sqm. Lot frontages vary from 12.5m through to 18m.

In addition, the subdivision concept plan provides for two "super lots" which front Thornhill Road and have a combined area of 5100sqm. It is expected that the super lots will be the subject of further application to develop the land for multiple dwellings.

A copy of the exhibited subdivision concept plan is in Attachment 4.

On 10 January 2016 Council's delegate considered a report on the proposal and resolved to prepare and exhibit the amendment subject to Ministerial authorisation.

The amendment and permit were exhibited from 2 March 2017 to 3 April 2017.

Letters and an information sheet were mailed to 168 owners and occupiers of properties next to the rezoning site and the pipe track which is proposed for a shared pathway. Letters were also sent to relevant government and service authorities and prescribe Ministers.

Notices were published in the Independent Newspaper on 24 February 2017, the Geelong Advertiser on 25 February 2017 and the Government Gazette on 2 March 2017.

As a result of public exhibition of the proposal a total of 17 submissions were received. Of these 2 submissions were in support, 7 submissions objected and 8 submissions provided comment or no objection. One submission included a petition signed by 10 people concerned at student housing and loss of gum trees.

Issues raised in submissions include: the density of the subdivision; potential for student housing; removal of trees; traffic and car parking; crossing of Thornhill Road; contaminated land assessments; pump station noise; decommissioning of the water basin and sensitive land uses near a gas pipeline.

On 5 May 2017 Council's delegate considered a report on the submissions and resolved to refer the submissions to an independent Panel.

The Independent Panel conducted a hearing on 27 June 2017 and has provided a report supporting the amendment. A copy of the Executive Summary is in Attachment 5. A full copy of the Panel Report has been placed on Council's amendments webpage and submitters have been notified of its release.

The Panel deals with the following issues in its report:

- Subdivision layout and traffic
- Student housing
- Loss of mature trees and vegetation
- Construction, noise and amenity
- Choice of zone
- Permit conditions
- Other issues.

The Panel concludes:

- The proposal provides an opportunity to more fully utilise the subject land and provide for a small scale urban consolidation project in Highton.
- The Amendment is strategically justified and the application should be supported.
- The accompanying planning permit should be supported subject to changes.

The Panel recommends:

- Adopt Amendment C338 to the Greater Geelong Planning Scheme as exhibited.
- Issue Planning Permit 1418/2015, subject to the amended conditions provided in Appendix C.

Council officers support the Panel recommendations and recommend that Council now adopt the Amendment and permit documents in Attachment 6.

Financial Implications

There are no financial implications associated with adopting this Amendment.

Stakeholder Consultation and Communication

The proposal was placed on public exhibition in accordance with the Planning and Environment Act. All submitters were provided with the opportunity to present their views to the independent Panel. Submitters have been notified of the Panel recommendations.

Policy/Legal/Statutory Implications

The amendment is consistent with State Planning Policy including:

- Clause 11.02 Urban Growth, by ensuring a sufficient supply of land is available for residential uses.
- Clause 11.04-2 Housing Choice and Affordability, by providing a diversity of housing in defined locations that cater for different households and areas close to jobs and services.
- Clause 11.07 Geelong (G21) Regional Growth, by enabling the land to be used and developed consistent with established planning for the surrounding area.
- Clause 14.02-3 Water Conservation, by ensuring that water resources are managed in a sustainable way.
- Clause 16.01 Housing, by providing additional residential land for infill development.

The amendment is consistent with Local Planning Policy including:

- Clauses 21.06-2 Urban Growth, by limiting urban sprawl whilst maintaining appropriate urban land supplies.
- Clause 21.06-3 Urban Consolidation, by providing for the consolidation of existing urban areas, encouraging a range of densities and accessibility to urban services.

Conflict of Interest

No Council officers involved in the preparation of this report have a direct or indirect interest, in accordance with Section 80C of the Local Government Act, to the matters to which this amendment relates.

Risk Assessment

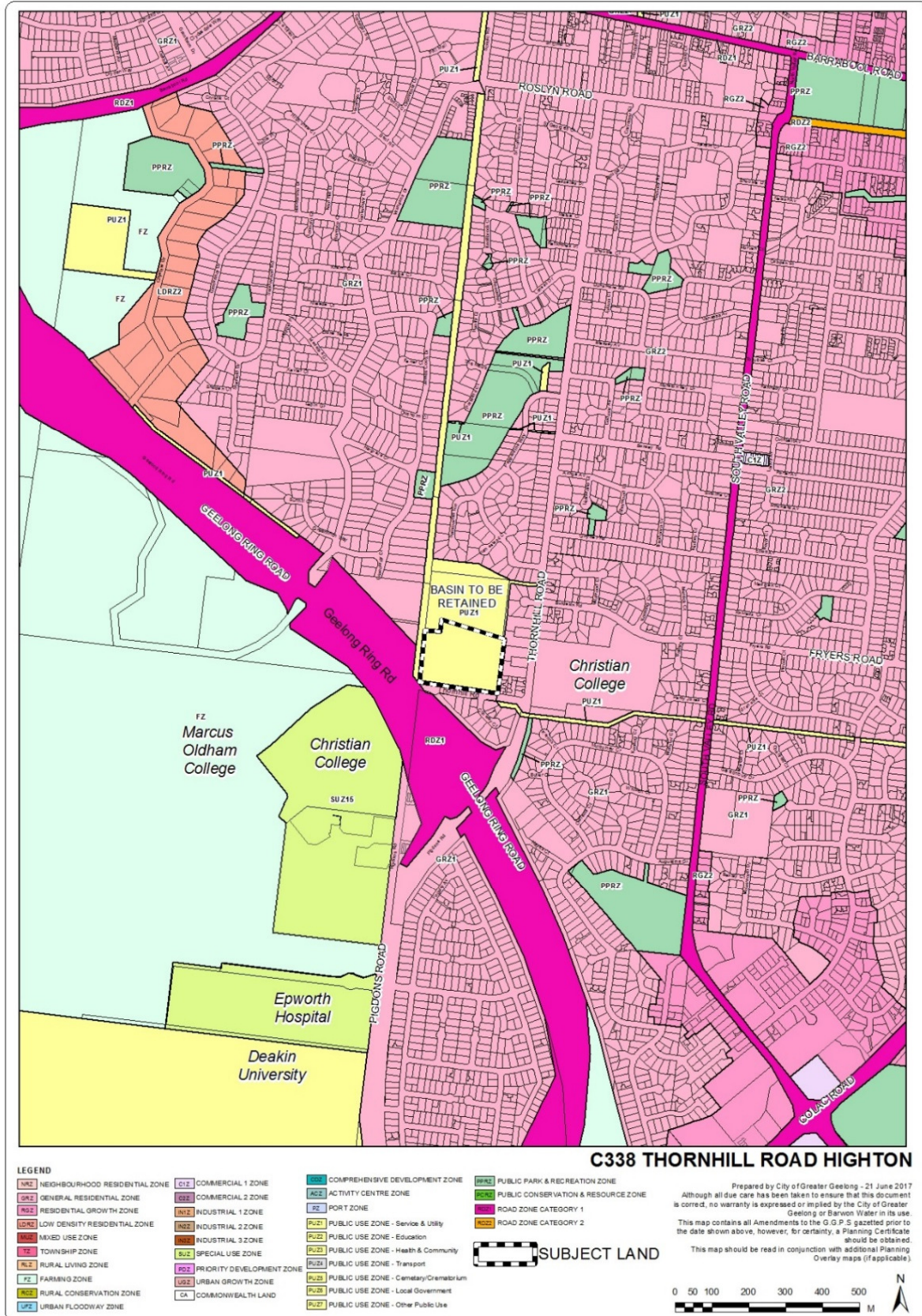
There are no notable risks associated with adopting this Amendment.

Environmental Implications

Potentially contaminated land has been considered in accordance with Ministerial Direction No.1 and the General Practice Note on Potentially Contaminated Land (June 2005). A Land Contamination Investigation of the site by Environmental Site Assessments identified that the land is not contaminated and is suitable for residential development and other sensitive land uses.

Areas of remnant native vegetation across the entire subject site are limited to small fragmented patches of the Grassy Woodland Ecological Vegetation Class (0.391ha in total). An impact assessment of the development on the identified EVC has been undertaken and identifies biodiversity offsets which will need to be contributed.

Attachment 2 – Locality Plan and Existing Zoning



Attachment 3 – Aerial Photo

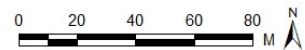


Legend

 C338 SUBJECT LAND

Prepared by City of Greater Geelong - 21 June 2017 (Aerial Imagery - January 2017)
Although all due care has been taken to ensure that this document is correct, no warranty is expressed or implied by the City of Greater Geelong or Barwon Water in its use.

C338 THORNHILL ROAD HIGHTON



Attachment 4 – Subdivision Concept Plan



planning, urban design and
 engineering
 Melbourne - Tel 9514 1500
 abn 47 065 475 149

**Subdivision Concept Plan
 122A Thornhill Road, Highton**

please note:
 This plan is based on satellite imagery and may be subject to change as a result of formal Council/Authority advice, detailed site investigations and confirmation by survey

ref.: 30048000F
 date: 11 October 2016
 rev: 1
 dwn: JLB
 checked: CD

Scale: 1:2,000 @ A3
 0 20 40 60m

LEGEND

- Property Boundary
- Stage Boundary
- Retarding Basin
- Barwon Water Asset - Pump Station
- Open Space (encumbered)
- Existing brick building to be retained
- Existing Gas Pipeline
- Existing Transmission Easement
- Contours (1m intervals)

YIELD BREAKDOWN

Lot Width (38.0 depth)	3
16m	12
14m	2
Lot Width (32 depth)	5
16m	6
14m	1
Lot Width (28 depth)	1
14m	1
Lot Width (21 depth)	1
18m	1

LAND BUDGET

DESCRIPTION	AREA (Ha)	% Predict	& NDA
Total Precinct Area	3.42		
Encumbered Land	0.18	T.B.C.	
Retarding Basin		5.18%	
Open space (encumbered)	3.11	91.02%	
Net Developable Area	0.98	28.65%	31.49%
Roads	1.62	47.34%	52.01%
Conventional Density Residential	0.51	15.02%	16.50%
Superlots			

Total Lots	30
Avg lot size	539
LOTS PER NDA/HA	10
Superlot	2

Attachment 5 – Panel Report Executive Summary

Greater Geelong Planning Scheme Amendment C338 | Panel Report | 7 August 2017

Executive summary

(i) Summary

Greater Geelong Planning Scheme Amendment C338 (the Amendment) seeks to rezone a surplus Barwon Water storage basin site at 176-194 Thornhill Road, Highton from Public Use Zone 1 to General Residential Zone 1 (GRZ1) with a Design and Development Overlay 14 (DDO14).

The Amendment is combined with planning permit application No 1418/2015 for a 33 lot subdivision, native vegetation removal and associated works. The northern basin is to be retained and this section of the site is not proposed for rezoning.

A total of 17 submissions were received. Of these, 2 submissions were in support, 7 submissions objected and 8 submissions provided comment or no objection. One submission included a petition signed by 10 people concerned with student housing and loss of gum trees.

Key issues raised in submissions included:

- traffic and layout of proposed subdivision
- privacy
- loss of gum trees
- other potential uses such as student housing.

Council submitted that the rezoning of the site is strategically justified, being located within the urban boundary of the Geelong Ring Road. It submitted that the site warrants a zone that will allow residential development that can capitalise on the site's location in an established residential area and close to schools, university, hospital and the Highton and Waurin Ponds activity centres.

It supported the permit application to subdivide the land into conventional lots and super lots that will have potential for development into medium density housing. The Council submitted a revised set of permit conditions that generally addressed the key issues raised by authorities and local residents.

There was discussion at the Hearing on the subdivision layout and its impact upon one of the submitters with regard to cars entering and existing the site. Despite Council's engineering department and Barwon Water's engineers agreeing on the exhibited concept, the Panel gave Barwon Water and Council opportunity to review its options and seek a revised outcome.

SMEC Urban submitted that the current plan strikes the most appropriate balance between the requirements of the adjoining residents, impact on the existing road network, and the need to deliver an efficient and appropriately designed internal layout of the site.

Barwon Water offered as part of the response that they were willing to discuss the construction of a fence on the Butler's front boundary to negate the issue of headlight glare into their dwelling. The Panel sees this as an appropriate outcome.

A number of submissions objected to the removal of mature gum trees from the site. Council and SMEC Urban's position was that it would be hard to retain the trees. The Panel

concurs and concludes that given the large amount of earthworks and construction activity and the location of the trees close to the boundary it would be difficult to retain many of the trees. The Panel notes that a significant amount of street trees and landscaping is proposed in the concept plan and that under the current PUZ, Barwon Water could remove the trees now.

A number of submissions objected to the subdivision on the basis of student housing being a potential outcome of the development. The Panel agrees with the position of Council that issues relating to future use such as student housing, traffic and other issues would be dealt with by a separate planning permit process.

The Panel concludes:

- The proposal provides an opportunity to more fully utilise the subject land and provide for a small scale urban consolidation project in Highton.
- The Amendment is strategically justified and the application should be supported.
- The accompanying planning permit should be supported subject to post-exhibition changes contained in Appendix C.

(ii) Recommendation

Based on the reasons set out in this report, the Panel recommends:

- 1. Adopt Amendment C338 to the Greater Geelong Planning Scheme as exhibited.**
- 2. Issue Planning Permit 1418/2015, subject to the amended conditions provided in Appendix C.**

Attachment 6 – Amendment and Planning Permit for adoption

Planning and Environment Act 1987

GREATER GEELONG PLANNING SCHEME

AMENDMENT C338

INSTRUCTION SHEET

The planning authority for this amendment is the Greater Geelong City Council.

The Greater Geelong Planning Scheme is amended as follows:

Planning Scheme Maps

The Planning Scheme Maps are amended by a total of two attached map sheets.

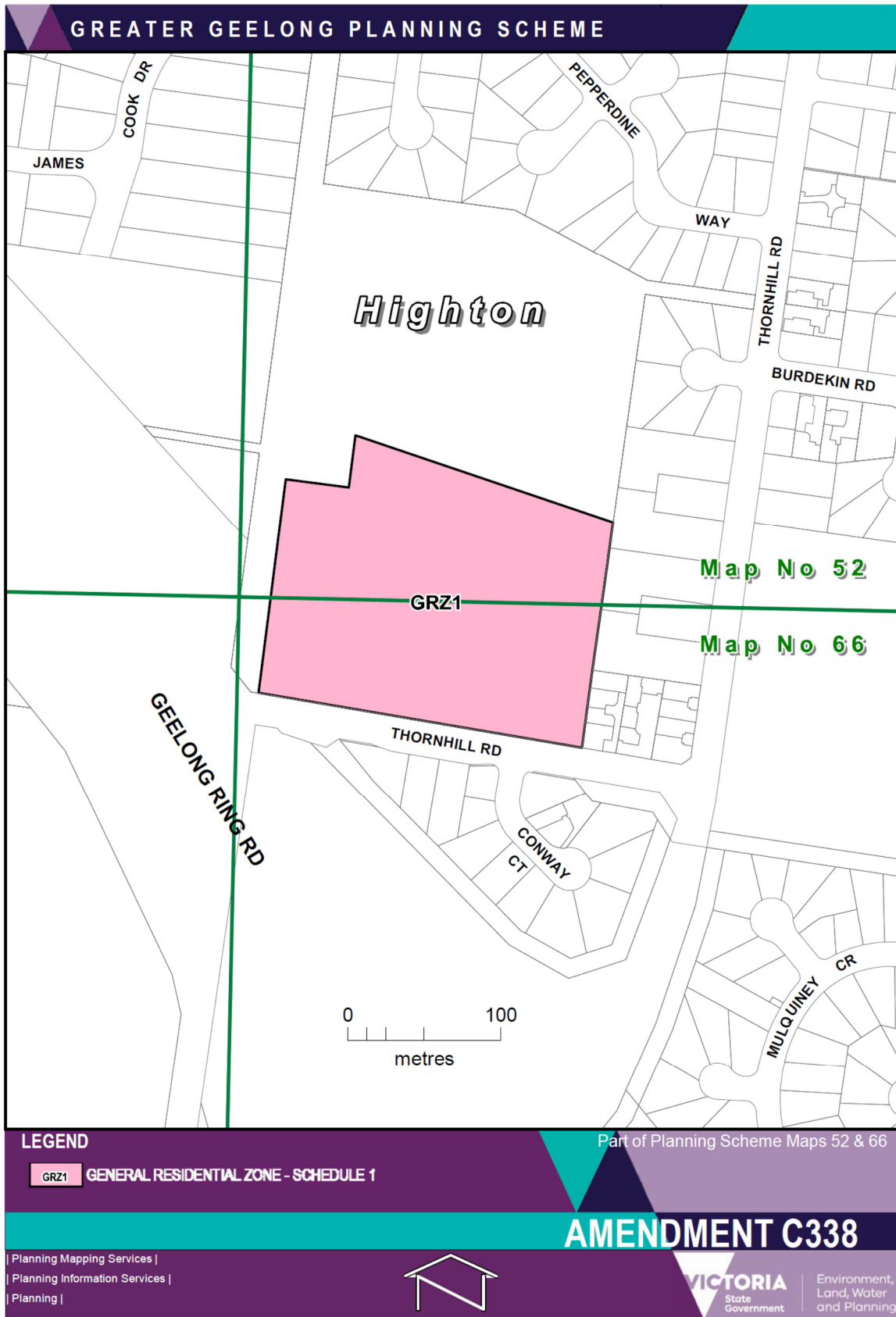
Zoning Maps

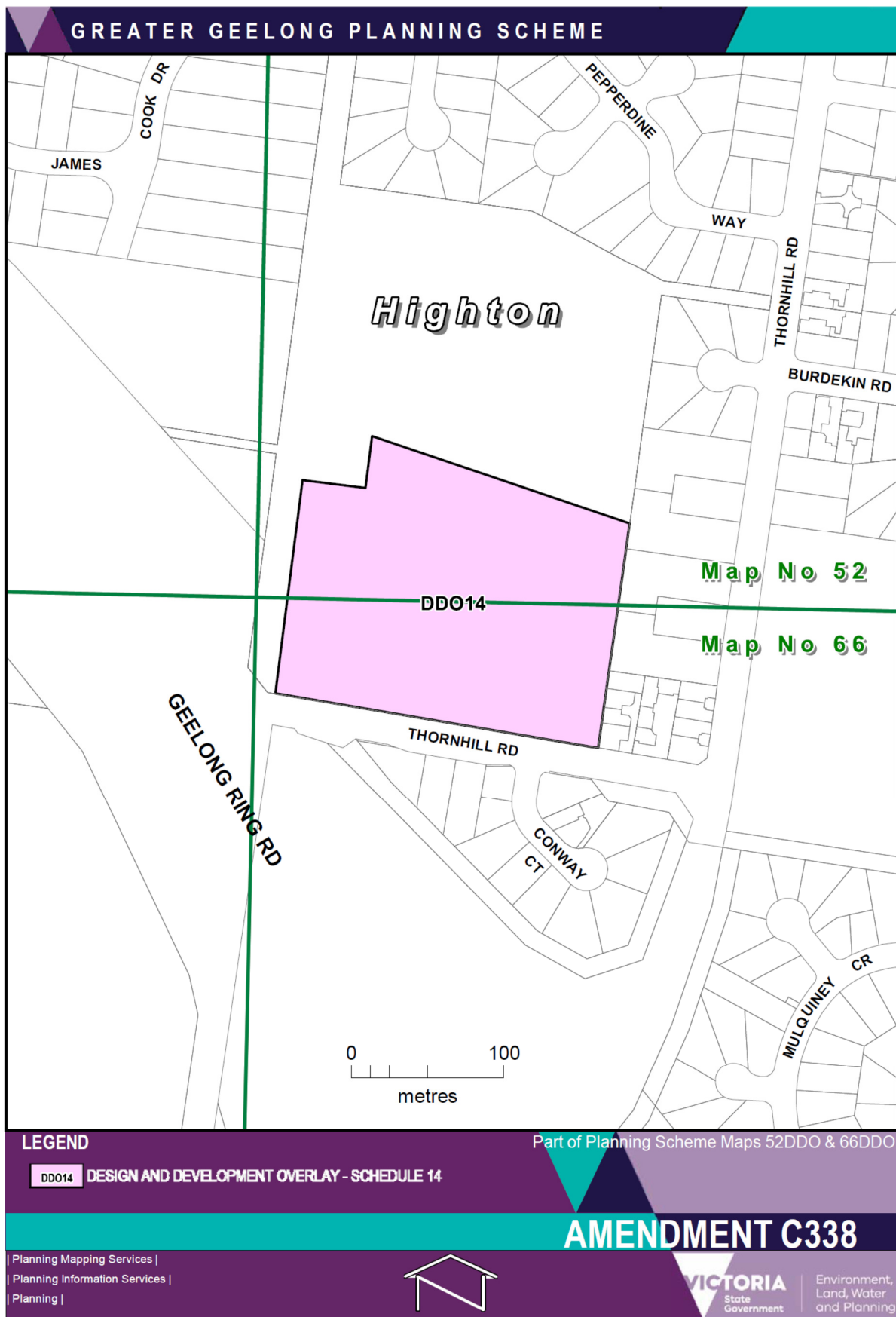
1. Amend Planning Scheme Map Nos. 52 and 66 in the manner shown on the two attached maps marked "Greater Geelong Planning Scheme, Amendment C338".

Overlay Maps

2. Amend Planning Scheme Map Nos. 52DDO and 66DDO in the manner shown on the two attached maps marked "Greater Geelong Planning Scheme, Amendment C338".

End of document





DRAFT – [August 2017 \(Post Panel Changes\) from Panel Report](#)

PLANNING PERMIT

GRANTED UNDER SECTION 96I OF THE
PLANNING AND ENVIRONMENT ACT 1987

Permit No.: **PP-1418-2015**

Planning scheme: **Greater Geelong
Planning Scheme**

Responsible authority: **Greater Geelong
City Council**

ADDRESS OF THE LAND: 176-194 THORNHILL ROAD, HIGHTON

**THE PERMIT ALLOWS: STAGED MULTI-LOT SUBDIVISION AND [ASSOCIATED WORKS](#),
REMOVAL OF NATIVE VEGETATION, AND BUILDINGS AND WORKS FOR THE CONSTRUCTION
OF A PUBLIC ACCESS PATH**

THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

Amended Plans Required

1. Before the plan of subdivision can be certified, 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 will then form part of the permit. The plans must be drawn to scale with dimensions and three copies must be provided. The plans must be generally in accordance with the plan entitled "Subdivision Concept Plan, 122A Thornhill Road, Highton, dated 11 October 2016, rev: L" but modified to show:
 - a) A staging plan. The Staging plan must provide for staging of residential lots generally in accordance with the plan;
 - b) Dimensions for the drainage reserve that caters for the retarding basin and water quality treatment device in accordance with the revised Site Stormwater Management Plan;
 - c) Corner splays on the 10m wide lane, adequate to cater for intersections with a Council garbage truck used as a primary design vehicle;
 - d) The inclusion of all detention and stormwater treatment facilities within stage 1;
 - e) Corner splays for road purposes at the intersection of streets;

Date Issued:

Date Permit comes into operation: Signature for the Responsible Authority

(or if no date is specified, the permit comes into operation on the same day as the amendment, to which the permit applies, comes into operation)

Permit No.: **PP-1418-2015**

- f) All easements deemed necessary to protect existing or future drainage lines within the subject site, and any easements required between the subject site and the nominated legal point of discharge must be created.

Endorsed Plans

2. The layout and site dimensions of the proposed subdivision as shown on the endorsed plan(s) shall not be altered or modified without the written consent of the Responsible Authority. There are no requirements to alter or modify the endorsed plan if a plan is certified under the provisions of the Subdivision Act 1988 that is generally in accordance with the endorsed plans.
3. All reserves nominated on the plan of subdivision are to be vested to Council and the creation must be at no expense to Council.

Prior to Commencement of Works

4. Prior to commencement of works, the developer must submit an amended Site Stormwater Management Plan (SSMP) to the satisfaction of the Responsible Authority for approval. The revised SSMP shall generally be in accordance with the submitted plan, but amended to show:
- a) How discharges from the site during a major event will not have any negative impacts on downstream properties;
- b) Adequate functional engineering plans for the free draining biofilter and retarding basin demonstrating how they can be constructed and maintained;
- to the satisfaction of the Responsible Authority.

Construction Environmental Management Plan

5. Prior to works commencing for the demolition and removal of the [water basin](#), a Construction Management Plan (CMP) must be submitted to and approved by the Responsible Authority. When approved this Construction Environmental Management Plan will form part of this permit. This plan must incorporate, but is not limited to, the following information:
- a) The plan must address control of site emissions during the works for the removal of the water basin, and the works for the construction of the subdivision and the defects liability period to the satisfaction of the Responsible Authority.
- b) The plans must include measures to be taken to ensure that no polluted water and/or sediment laden runoff is to be discharged directly or indirectly into stormwater drains or watercourses during the construction period.
- The CMP must be prepared in accordance with the EPA – Guideline for Environmental Management, Doing it Right on Subdivisions, Publication 960, September 2004 and CCF Environmental Guidelines for Civil Construction, 2010.
6. All development and works must be carried out in accordance with the Construction Management Plan, to the satisfaction of the Responsible Authority.

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
	(or if no date is specified, the permit comes into operation on the same day as the amendment, to which the permit applies, comes into operation)	

Permit No.: PP-1418-2015

Engineering Plans - Road Design and Drainage

Construction Plans

7. Prior to the commencement of works on the subdivision, engineer designed roadworks and drainage construction plans, in accordance with the Infrastructure Design Manual and including Functional Layout Plan must be submitted to and approved by the Responsible Authority. The engineering construction plans must show:
- a) With each stage the extent of any proposed interim or temporary measures associated with road or other infrastructure;
 - b) Construction to a standard that achieves a functional design with no adverse external impacts and achieve an acceptable standard of aesthetics including landscaping and is maintained in perpetuity to the satisfaction of the Responsible Authority;
 - c) The stormwater drainage system designed so that stormwater runoff exiting the land meets the current best practice performance objectives for stormwater quality, as contained in the Urban Stormwater Best Practice Environmental Management Guidelines (Victorian Stormwater Committee, 1999) as follows:
 - i) 80% retention of the typical annual load of suspended solids;
 - ii) 45% retention of the typical annual load of total phosphorous;
 - iii) 45% retention of the typical annual load of total nitrogen; and
 - iv) 70% retention of the typical annual load of gross pollutants
 - d) Footpath, kerb and channel and associated road works, such as linemarking, signage and any other traffic management devices
 - e) [Modification of the existing splitter island at the intersection of Thornhill Road and Pigdons Road to accommodate a pedestrian refuge. The existing splitter island in Pigdons Road must be removed, and reconstructed as a pedestrian refuge with a staggered footpath inside of it. New pram crossings must be constructed on each side of Pigdons Road and located opposite the pedestrian entry points in the pedestrian refuge.](#)
 - f) [Indicative street naming layout plan](#)
 - ~~d) [Footpath, kerb and channel and associated road works;](#)~~
 - fg) Indicative street naming layout plan
- all to the satisfaction of the Responsible Authority.

Drainage Design

8. Unless otherwise approved in writing by the Responsible Authority, the design of stormwater drainage and any Water Sensitive Urban Design (WSUD) systems should generally comply with the objectives and design guidelines outlined in:
- a) any endorsed Site Stormwater Management Plan (or similar) developed for this site, to the satisfaction of the Responsible Authority; and

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
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- b) current stormwater design standards where applicable to the satisfaction of the Responsible Authority, including but not limited to:
 - i) WSUD Engineering Procedures: Stormwater (Melbourne Water, 2005)
 - ii) Infrastructure Design Manual (Current Version)
 - iii) Melbourne Water: Constructed Wetlands Design Manual Volumes
 - iv) CRC: Adoption Guidelines for Stormwater Biofiltration Systems (Version 2, 2015)
 - v) Water By Design: Construction and Establishment Guidelines: Swales, Bioretention Systems and Wetlands (Version 1.1, 2010)

Note: Design of any WSUD elements must be supported by a MUSIC model or similar in accordance with the relevant modelling guidelines, to the satisfaction of the Responsible Authority.

Water Sensitive Urban Design (WSUD) Landscape Plan

- 9. Unless otherwise agreed in writing by the Responsible Authority, prior to commencement of works, a detailed landscape plan for all Water Sensitive Urban Design elements must be submitted to and approved by the Responsible Authority. The plan must be drawn to scale with dimensions and must include:
 - a) Construction details of all water sensitive urban design elements including materials and plantings required for effective stormwater pollutant removal in accordance with the drainage design criteria specified in the conditions of this permit;
 - b) Planting and establishment schedule for all water sensitive urban design planting, including species and densities in accordance with the drainage design criteria specified in this permit;
 - c) Q10 and Q100 levels, and associated flow rates;
 - d) Details of existing and finished surface levels;
 - e) Construction and establishment methodology and associated staging of the WSUD works specific to the site, in accordance with relevant industry standards to the satisfaction of the Responsible Authority. (reference is made to Water By Design – Construction and Establishment Guidelines: Swales, Bioretention Systems and Wetlands, April 2010)

Maintenance of WSUD Elements

- 10. Unless otherwise approved in writing by the Responsible Authority, the Water sedative Urban Design works, including civil and landscaping works must be maintained by the permit holder to the satisfaction of the Responsible Authority, until the later of the following time periods:
 - a) when 80% of the development on the lots is completed; or
 - b) when a Statement of Compliance is issued for the last stage of the subdivision; or
 - c) a minimum of 2 years from the issue of a Practical completion for the construction, including the civil and landscaping works.

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
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Permit No.: PP-1418-2015

Drainage and Road Construction Completion

11. Prior to the issuing of a Statement of Compliance for the subdivision, an underground site stormwater drainage system including detention basin must be constructed in accordance with the approved plans and specifications. The stormwater drainage system is to be constructed within easements and/or road reserves to cater for all lots, roads, streets and courts created by the subdivision and the surrounding developed and undeveloped area all to the satisfaction of the Responsible Authority. The road works and drainage must include:
- a) Fully sealed pavement with kerb and channel;
 - b) Concrete footpaths; and
 - c) Underground stormwater drainage;
- to the satisfaction of the Responsible Authority

Adjoining Road Construction

12. Prior to the issuing of a Statement of Compliance for the subdivision, the following works to the adjoining road network must be completed to the satisfaction of the Responsible Authority:
- a) Upgrade to Thornhill Road for the full frontage of the development, including:
 - i) indented parking;
 - ii) kerb outstands for landscaping
 - iii) footpath;
 - iv) concrete kerb and channel;
 - v) construction of the road, including pavement and asphalted; and
 - vi) street lighting.
 - b) Removal of the existing turn around area where Thornhill Road was formally truncated and assessment of the former pavement to the west (if this is to be retained);
 - c) Modification of the existing splitter island at the intersection of Thornhill Road and Pigdons Road to provide for a pedestrian refuge. New footpaths must be constructed to provide a link from the existing footpaths and the pram crossings. Any redundant vehicle crossings/pram crossings must be removed and reinstated to the typical kerb type.

All works are to be in accordance with plans approved by the Responsible Authority.

~~Adjoining Road Construction – Kerb and Channel/Footpath~~

- ~~12. Prior to the issuing of a Statement of Compliance for the subdivision for the adjoining stage, Thornhill Road shall be upgraded across the full frontage of the development. This will include kerb outstands for landscaping, footpath, concrete kerb and channel, the construction of the road, including pavement and asphalted and street lighting. This shall include the removal of the existing turn around area where the road was formally truncated and assessment of the former pavement to the west if this is to be retained.~~

Street Names – Place Signs

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
	(or if no date is specified, the permit comes into operation on the same day as the amendment, to which the permit applies, comes into operation)	

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Permit No.: PP-1418-2015

13. Prior to the issuing of a Statement of Compliance for the subdivision the subdivider must provide and place all relevant street signs to the satisfaction of the Responsible Authority.

Street Lighting

14. Prior to the issuing of a Statement of Compliance for the subdivision street lighting must be provided within and abutting the subdivision to the satisfaction of the Responsible Authority and at the full cost of the subdivider.

Council Reserves – Footpath / Loam / Landscape

15. The subdivider shall construct a reinforced concrete footpath, loam and sow down, landscape, etc., within and abutting the Council Reserve to the satisfaction of the Responsible Authority.

Fencing of Council Reserves

16. Unless otherwise agreed in writing by the Responsible Authority, Prior to the issuing of a Statement of Compliance for the subdivision the subdivider shall erect a standard fence on all boundaries to Council Reserve to the satisfaction of the Responsible Authority and at no cost to Council.

Council Reserves – Vehicle Access Barriers

17. Suitable vehicle access barriers shall be provided across the entrance of the Council Reserve, one of these shall be de-mountable to allow access to Council maintenance vehicles. The location of these barriers shall be determined by the Responsible Authority.

Disturbed Surfaces

18. Prior to the issuing of a Statement of Compliance for the subdivision, all disturbed surfaces on the land authorised by this permit except those areas set aside for roadways and footpaths shall be dressed with topsoil and, where appropriate, re-vegetated and stabilised to the satisfaction of the Responsible Authority to prevent any erosion or siltation either on or adjacent to the land.

Alternative Site Access

19. The developer shall provide alternative site access for construction equipment, delivery trucks, etc., other than in existing internal constructed streets where possible.

Council Assets

20. Prior to the issuing of a Statement of Compliance for the subdivision, any repair and reinstatement necessitated by damage to Council assets caused by or as a result of the subdivision construction is required to be carried out at the developer's expense to the satisfaction of the Responsible Authority.

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
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Permit No.: PP-1418-2015

Existing Fill

21. Prior to the issuing of a Statement of Compliance for any relevant stage of the subdivision, any existing previously filled ground within/abutting the subdivision for which the conditions of the placement are neither adequately documented and tested, nor are to the satisfaction of the Responsible Authority, must be completely removed by the developer. Replacement material, compaction and testing of the fill are to be to the satisfaction of the Responsible Authority.

Restoration of Water Storage Basin for Development

22. Prior to the issuing of a Statement of Compliance for the subdivision the dam site located within the subdivision shall be emptied, stripped of saturated material and surveyed for level and location. This information shall be recorded on the engineering construction plans to the satisfaction of the Responsible Authority. Replacement material, compaction and testing of the backfill are to be to the satisfaction of the Responsible Authority.

Drainage Levy

23. Prior to the issuing of a Statement of Compliance for the subdivision a pro-rata main drainage levy at the approved ruling rate at the time of payment shall be made towards the cost of existing and future main drainage works.

Works Maintenance and Bond

24. The design and construction of the stormwater drainage connection into the existing council infrastructure and any new council infrastructure needs to be approved and supervised by council. A fee of 3.25% of the cost of the works is to be paid to council for the checking and supervision of these works. A maintenance bond of 5% of the cost of the works is to be paid to council and will be returned after successful completion of a three month maintenance period.

Streetscape and Landscaping Works

Streetscape Plans - Landscaping

25. Prior to the commencement of works, unless approved in writing by the Responsible Authority, a Landscape Master Plan for the entire estate must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and then form part of the permit. The plan must be drawn to scale with dimensions and three (3) copies must be provided. The plan must show and include:
- a) The landscaping theme and graphical concepts to be developed for the subdivision;
 - b) The type of species to be used for street tree planting in various stages of the subdivision;
 - c) The areas which will be available for landscaping;
 - d) Entrance treatments; and,
 - e) The principles and graphical concepts of the proposed treatment of the open space and drainage reserves.

Date Issued:	Date Permit comes into operation:	Signature for the Responsible Authority
	(or if no date is specified, the permit comes into operation on the same day as the amendment, to which the permit applies, comes into operation)	

Permit No.: PP-1418-2015

26. Prior to the Statement of Compliance being issued for each stage of the subdivision, unless approved in writing by the Responsible Authority, a detailed landscape plan for the stage, prepared by a person suitably qualified or experienced in landscape design, 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 landscape plan must be drawn to scale with dimensions and three (3) hard copies and an electronic copy must be provided. The plan must address and be consistent with the endorsed landscape master plan and must show, but not be limited to, the following:

- a) The proposed Q10 and Q100 events extent;
- b) Any tree(s) proposed for retention within a road reserve or public open space (excluding conservation areas) for any stage of the development. These trees must be independently assessed by a suitably qualified arborist. The arborist assessment must detail the suitability for retention and ongoing management recommendations for the tree(s). The detailed landscape response for the area in which the tree(s) are located must be informed by the arboricultural assessment;
- c) Vegetation that is approved to be retained, removed and/or lopped and any other tree(s) approved for retention, including details of tree protection zones;
- d) New plantings including their layout in any road reserves, municipal reserves and stormwater management elements;
- e) A detailed planting schedule of all proposed trees, shrubs, groundcovers and aquatic planting (with zonation detail), including botanical names, common names, pot sizes, sizes at maturity, quantities and densities of each plant (note: north/south streets are to utilise evergreen species and east/west streets are to utilise deciduous species);
- f) The proposed layout, materials and finishes of paths, areas of pavement, structures, fences abutting council reserves, maintenance vehicle access crossovers maintenance access gates and street furniture;
- g) Detailed planting and construction drawings including site contours and any proposed changes to existing levels including any structural elements such as retaining walls;
- h) Detailed planting and construction drawings of any drainage and Water Sensitive Urban Design (WSUD) infrastructure within public reserves;
- i) Permeable fence design details for lots abutting open space reserves and Council reserves (except road reserves). Fencing detail must be to Council specifications;
- j) Additional supporting information, such as certified structural designs or building forms;
- k) The removal of existing disused structures, foundations, pipelines, farm dams or stockpiles and the eradication of weeds;
- l) Details of all infrastructure within the road reserve including but not limited to power (High Voltage & Low Voltage), water mains, gas mains, fire plugs, street lights, stormwater pits etc);
- m) Proposed street tree planting using semi-advanced trees with a minimum container size of 45 litres;
- n) The proposed tree species for all secondary frontages of corner allotments using trees no larger than 5 x 4 metres at maturity and capped to two (2) only;

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- o) The indicative maintenance schedule for all proposed landscaping, including hard and soft landscaping elements;
- p) The implementation of any landscape principles and guidelines contained in the Precinct Structure Plan;
- q) Bicycle parking to support primary cycling routes throughout the subdivision;
- r) Landscaping treatment of any road reserve abutting public open space;
- s) Linear reserves which are surrounded by small lots designed to have low maintenance treatments, including landscaping with granite and drought tolerant shrubs;
- t) Modification to pathways within linear reserves and pocket parks to ensure that an encroachment of less than 10% is achieved where possible into Tree Protection Zones;
- u) Protection and treatment of habitat zones, as appropriate; and,
- v) A detailed management and maintenance plan for the habitat areas within the reserves if retained to inform the permitted works within these areas, including the ongoing future management of these areas and an associated revegetation program.

Notes

- 1. Streetscape plans must be submitted to the Responsible Authority for approval separately to adjoining land including Council reserves.
- 2. Proposed entry signage must not be located on public land.
- 3. Landscape treatments within traffic control devices such as medians and roundabouts are subject to specific control measures.
- 4. Street tree species selection within the master plan is subject to approval by Powercor in accordance with the requirements of the Distribution Construction Standard, Underground Trenching dated 25 Nov 2015. Tree location and species type shall be determined, in consultation with CitiPower/Powercor, based on the specific site and the ability of the tree to both enhance the local amenity and co-exist with utility services infrastructure – with all trees to be identified on a 'master services plan' provided by the party planting the trees.

The applicant must obtain and provide evidence to the Responsible Authority that Powercor has been consulted and has agreed with the proposed street tree species palette.

Pipe Track Reserve

- 27. Prior to the Statement of Compliance for the first stage of the subdivision, Barwon Water must enter into a legal agreement with Council's Recreation and Open Space Department that, provides full-time access to the pipe reserve for Council employees or contractors to undertake day-to-day maintenance (grass cutting etc.), and for full-time access to the general public, while assigning public liability and responsibility for track maintenance/replacement with Barwon Water.
- 28. Prior to Statement of Compliance for the first stage of the subdivision, unless approved in writing by the Responsible Authority, a detailed landscape plan for the Barwon Water Pipe Track,

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prepared by a person suitably qualified or experienced in landscape design, 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 landscape plan must be drawn to scale with dimensions and three (3) hard copies and an electronic copy must be provided. The plan must address, but not be limited to, the following:

- a) Any existing tree(s) proposed for retention within Barwon Water Pipe Track. These trees must be independently assessed by a suitably qualified arborist. The arborist assessment must detail the suitability for retention and ongoing management recommendations for the tree(s). The detailed landscape response for the area in which the tree(s) are located must be informed by the arboricultural assessment;
 - b) A 2.5 metre wide shared path between Thornhill Road and Roslyn Road;
 - c) New plantings including their layout;
 - d) Furniture;
 - e) Connections to Council's footpath network;
 - f) The proposed layout, materials and finishes of paths, areas of pavement, structures, maintenance vehicle access crossovers, maintenance access gates and street furniture;
 - g) Detailed planting and construction drawings including site contours and any proposed changes to existing levels including any structural elements such as retaining walls;
 - h) Permeable fence design details for lots abutting the pipe track. Fencing detail must be to Council specifications;
 - i) Details of all infrastructure within the pipe track reserve including but not limited to power (High Voltage & Low Voltage), water mains, gas mains, fire plugs, street lights, stormwater pits etc;
 - j) The indicative maintenance schedule for all proposed landscaping, including hard and soft landscaping elements;
 - k) Landscaping treatment of the road reserve abutting the pipe track;
 - l) Modification to pathways within the pipe track to ensure that an encroachment of less than 10% is achieved where possible into Tree Protection Zones;
29. The owner of the subject land must undertake provision of works for a public access path and associated landscaping from Thornhill Road to Roslyn Road in the land known as the Barwon Water Pipe Track, in accordance with the plans submitted to and approved by the Responsible Authority. The works are to be provided prior to the issue of statement of compliance of the first stage of the subdivision and are in-lieu of cash contribution or land provision in the subdivision pursuant to Section 18 of the Subdivision Act 1988.
30. Utility service substations, kiosk sites and the like must not be located on any land identified as public open space or land to be used for any municipal purpose unless otherwise agreed in writing by the Responsible Authority.

Completion of Landscaping Works and Works Within the Pipe Track Reserve

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31. Unless otherwise approved in writing by the Responsible Authority, all landscaping works shown on the approved landscape plan(s), including trees approved for retention for a particular stage, must be completed to the satisfaction of the Responsible Authority prior to the issue of a Statement of Compliance for that stage.

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32. A practical completion inspection is required and must be arranged by the permit holder with two weeks notice provided for onsite inspections. The incomplete landscape works bond will be returned on award of practical completion.
33. Prior to the issue of practical completion of landscaping works, unless otherwise agreed and approved in writing by the Responsible Authority, the following must be provided to the Responsible Authority:
- a) Building permits and structural engineering compliance where necessary;
 - b) Landscaping maintenance plan;
 - c) Schedule of Quantities showing the financial value of all landscaping assets;
 - d) As-built landscaping plans in PDF and GIS-ready AutoCAD (DXF) format; and
 - e) A maintenance bond or bank guarantee to the value of 100 per cent of the estimated cost of maintenance of landscape works for a two (2) year period.
34. If the Responsible Authority agrees to issue Statement of Compliance prior to the landscaping works being completed, the outstanding landscaping works must be bonded to the satisfaction of the Responsible Authority. The incomplete landscape works bond or bank guarantee must be 125 per cent of the estimated cost of incomplete landscape works. Unless otherwise agreed in writing by the Responsible Authority the bonded works must be completed within one year of the date of the lodgement of the bond.
35. The landscaping, including wetlands and any trees approved for retention, shown on any endorsed landscape plan for a particular stage must be maintained in accordance with Council's Landscape Standards Manual dated June 2013, or any replacement landscape standard guidelines or manual which may be adopted by the Council, to the satisfaction of the Responsible Authority for a period of no less than two (2) years from the date of practical completion of the landscaping unless otherwise agreed in writing by the Responsible Authority.
36. At completion of works, a final inspection is required and must be organised by the permit holder with two weeks notice given for onsite inspections. The landscape maintenance bond will be returned on award of Handover.
37. Unless otherwise approved in writing by the Responsible Authority, public access to the Pipe Track shared path shall commence at practical completion of the works.

NOTE: No Handovers will be accepted during the summer months from 1 December to 28 February inclusive.

Vegetation Removal/Protection

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38. No native vegetation shall be removed other than that marked on the endorsed Vegetation Retention/Removal Plan, to the satisfaction of the Responsible Authority.
39. In order to offset the removal of 0.224 hectares of native vegetation approved as part of this permit, the applicant must provide a native vegetation offset that meets the following requirements, and is in accordance with the *Permitted clearing of native vegetation – Biodiversity assessment guidelines* and the *Native vegetation gain scoring manual*. The general offset must:
- a) contribute gain of 0.011 general biodiversity equivalence units
 - b) be located within the Corangamite Catchment Management Authority boundary or City of Greater Geelong municipal district
 - c) have a strategic biodiversity score of at least 0.128.
40. Before any native vegetation is removed, evidence that an offset has been secured must be provided to the satisfaction of the responsible authority. This offset must meet the offset requirements set out in this permit and be in accordance with the requirements of *Permitted clearing of native vegetation – Biodiversity assessment guidelines* and the *Native vegetation gain scoring manual*. Offset evidence can be either:
- a) a security agreement, to the required standard, for the offset site or sites, including a 10 year offset management plan.
 - b) a credit register extract from the Native Vegetation Credit Register.
- Any credit register extract from the Native Vegetation Credit Register must be submitted to the Environment and Waste Services Unit as a formal record of the offset evidence.
41. Removal, including pruning, of native vegetation must be undertaken using a suitably qualified arborist and be carried out in accordance with *AS4373 – 2007; Pruning of Amenity Trees to the satisfaction of the Responsible Authority*. The use of an excavator, backhoe, bulldozer blade or loader to trim branches of trees is not permitted.
42. Prior to any vegetation removal, vegetation to be removed must be clearly marked on site and accord with the endorsed plan. An inspection is required to be undertaken by the Responsible Authority.
43. Prior to any native vegetation removal, the vegetation to be retained on site shall be protected by Tree Protection Fencing in accordance with *AS4970-2009 Protection of Trees on Development Sites*. An inspection is required to be undertaken by the Responsible Authority.
- The Tree Protection Fencing must have signs attached around the fencing which clearly states - TREE PROTECTION ZONE - No Access Permitted. An inspection is required once the Tree Protection Fencing has been erected. Please contact the City's Environment Unit to arrange an inspection.

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44. Except with the written consent of the Responsible Authority, none of the following are permitted to occur within the Tree Protection Zone:
- a) vehicular or public pedestrian access.
 - b) trenching or soil excavation.
 - c) storage or dumping of tools, equipment, soil, stone or waste is to occur.
 - d) construction of entry and exit pits for underground services.
 - e) temporary or permanent installation of signs and utilities.
45. All work within the drip line of any tree to be retained above or below ground must be supervised by a suitably qualified level 5 arborist to ensure that the works are done in a manner which protects and minimises damage to those trees to the satisfaction of the Responsible Authority.
46. Water run-off must be designed to ensure that native vegetation to be protected is not compromised, to the satisfaction of the Responsible Authority.
47. Prior to the removal or lopping of any tree, the tree must be examined by a suitably qualified zoologist with relevant permits. If native fauna species are located, they must be salvaged and relocated to the closest suitable vegetation.
49. All vehicles, earth moving equipment and other machinery must be cleaned of soil and plant materials before entering and leaving the site to prevent the spread of weed and pathogens.

Waste Services

50. Prior to the issue of a Statement of Compliance for the relevant stage of the subdivision, relevant street signs must be erected to the satisfaction of the Responsible Authority, including any signs required to prevent parking on the street on days of recycling and waste kerbside collections to allow the collection contractor to service the courts and streets. Signage is to be applied in the following circumstances:
- a) For through streets with a road reserve equal to or greater than 16 metres:
 - i) For a road less 5.5 metres from face of kerb to face of kerb, No Parking signs must be installed on both sides of road and parking restrictions to apply on the day of residential kerbside collections;
 - ii) For a road width greater than 5.5 metres and less than 7.0 metres from face of kerb to face of kerb, No Parking must be installed on one side of the road and parking restrictions to apply on the day of residential kerbside collections;
 - iii) For a road greater than 7.0 metres wide measured from face of kerb to face of kerb parking on both sides allowed on the day on day of residential kerbside collection.

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- b) For a road reserve less than 16 metres wide, the road width must be 5.5 metres front of kerb to front of kerb and no parking at any time on the day of residential kerbside collections.

VICROADS CONDITION

- 51. Prior to the issuing of Statement of Compliance, the applicant must enter into a Section 173 agreement with VicRoads and Council stating that VicRoads will not be held accountable for future noise related compensation costs, and that the responsibility for associated noise attenuation works are to be at the land owners expense, and at no cost to VicRoads.
- 52. The owner must pay the costs of preparation, review, execution and registration of the agreement and the agreement must be registered on the newly created title/s. The Section 173 Agreement may be ended by the Responsible Authority at the written request of the owner and at no cost to Council.

PROVISION OF SERVICES

Telecommunications

- 53. The owner of the land must enter into agreements with:
 - a) a telecommunications network or service provider for the provision of telecommunication services to each lot shown on the endorsed plan in accordance with the provider's requirements and relevant legislation at the time; and
 - b) a suitably qualified person for the provision of fibre ready telecommunication facilities to each lot shown on the endorsed plan in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network (NBN) will not be provided by optical fibre.
- 54. Before the issue of Statement of Compliance for any stage of the subdivision under the Subdivision Act 1988, the owner of the land must provide written confirmation from:
 - a) a telecommunications network or service provider that all lots are connected to or are ready for connection to telecommunications services in accordance with the provider's requirements and relevant legislation at the item; and
 - b) a suitably qualified person that fibre ready telecommunications facilities have been provided in accordance with any industry specifications or any standards set by the Australian Communications and Media Authority, unless the applicant can demonstrate that the land is in an area where the National Broadband Network will not be provided by optical fibre.

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BARWON WATER CONDITIONS

General

55. The owner shall create easements for Pipelines or Ancillary Purposes and or reserves in favour of Barwon Region Water Corporation on the plan of subdivision in accordance with Barwon Water's Land Development Manual, without cost to Barwon Water, over existing and proposed water and sewerage infrastructure within the land. If further easements or reserves are required following design of water and sewerage infrastructure these must be added to the plan of subdivision prior to seeking Barwon Water's consent to the issue of a statement of compliance for the subdivision.
56. The plan of subdivision must be referred to Barwon Water in accordance with the Subdivision Act 1988 and any subsequent amendments to the plan provided to Barwon Water.

Water

57. The payment of New Customer Contributions for water for each additional connection which includes any new lot on a plan of subdivision and/ or any apartment, unit, or premises within the development that is or can be separately metered for water supply.
58. The provision and installation of individual water services to all lots in the subdivision. Note, that tappings and services are not to be located under existing or proposed driveways.
59. Reticulated water mains are required to service the proposed development. This work must be designed by a Barwon Water accredited Consulting Engineer and constructed by a Barwon Water accredited Contractor following the "Developer Works" process.

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Sewer

- 60. The payment of New Customer Contributions for sewer for each additional connection which includes any new lot on a plan of subdivision and/ or any apartment, unit, or premises within the development that is or can be separately metered (for water supply).
- 61. The provision of sewerage services to all lots in the subdivision.
- 62. Reticulated sewer mains are required to service the proposed development. This work must be designed by a Barwon Water accredited Consulting Engineer and constructed by a Barwon Water accredited Contractor following the "Developer Works" process.

Note: The developer is to apply to Barwon Water for details relating to costs and conditions required for the provision of water supply and sewerage services to the subdivision. It would be appreciated if all communication between the developer/agent and Barwon Water quote Barwon Water reference number **L012756**.

Pumphouse Noise Insulation

~~63. Prior to the issue of statement of compliance, noise insulation to the pumphouse must be undertaken to ensure noise emissions received at the nearest proposed residential lot is within allowable limits, in accordance with State Environment Protection Policy – Control of Noise from Commerce, Industry and Trade No. N 1 (SEPP N 1) (Victorian Government, 1989). Unless otherwise approved in writing, evidence of completion and compliance shall be supplied to the Responsible Authority.~~

63. Noise from the pump station must not exceed the recommended levels as set out in Noise from Industry in Regional Victoria (NIRV; EPA Publication 1411, 2011).

POWERCOR CONDITIONS

- 64. The plan of subdivision submitted for certification under the Subdivision Act 1988 shall be referred to Powercor Australia Ltd in accordance with Section 8 of that Act.
- 65. The applicant shall provide an electricity supply to all lots in the subdivision in accordance with Powercor's requirements and standards, including the extension, augmentation or re-arrangement of any existing electricity supply system, as required by Powercor.
- 66. The applicant shall, where buildings or other installations exist on the land to be subdivided and are connected to the electricity supply, they shall be brought into compliance with the Service and Installation Rules issued by the Victorian Electricity Supply Industry. You shall arrange compliance through a Registered Electrical Contractor and provide to Powercor Australia Ltd a completed Electrical Safety Certificate in accordance with Electricity Safe Victoria's Electrical Safety System.
- 67. The applicant shall provide to Powercor Australia Ltd, a copy of the version of the plan of subdivision submitted for certification, which shows any amendments which have been required.
- 68. Any buildings must comply with the clearances required by the Electricity Safety (Installations) Regulations.
- 69. Any construction work must comply with Energy Safe Victoria's "No Go Zone" rules.

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CFA CONDITIONS

Hydrants

- 70. Operable hydrants, above or below ground must be provided to the satisfaction of CFA.
- 71. The maximum distance between these hydrants and the rear of all building envelopes (or in the absence of the building envelope, the rear of all lots) must be 120m and hydrants must be no more than 200m apart.
- 72. Hydrants must be identified as specified in 'Identification of Street Hydrants for Firefighting purposes' available under publications on the Country Fire Authority web site.

AUSNET SERVICES CONDITIONS

- 73. The alignment of the pipeline, pipeline easement and properties shall be identified and marked on the planning/building permit(s).
- ~~74. The development or the usage of the land, which may result in T2 (High Density) or S (Sensitive) Location Class as per AS 2885.1 (such as Aged Care, hospitals, child care, school, commercial centres or areas of congregation) shall not be permitted within the measurement length of Pipeline Licence 99.~~
- ~~75~~74 Unrestricted and all time access shall be available to AusNet Services and its contractors to undertake maintenance or emergency works on Pipeline Licence 99 and its associated assets.
- ~~76~~75 No structure shall be built within 3m from the edge of the pipeline or within the existing pipeline easement.
- ~~77~~76 No deep excavations such as construction of basement or swimming pool are permitted within 5m from the edge of the pipeline.
- ~~78~~77 The associated development and construction activities in the vicinity of the gas transmission pipelines shall adhere to the requirements of Victorian Pipeline Act 2005, AusNet Services 'Conditions of Works' TS 2607.2 and Australian Standard AS/NZS 2885 series of standards.
- ~~79~~78 Pipeline warning signs shall be installed and maintained at line of sight and in compliance with the requirements of Australian Standard AS 2885.1

AUSNET SERVICES CONDITIONS TO BE APPLIED BY A SECTION 173 AGREEMENT

- ~~80~~79 Prior to the issue of statement of compliance, the applicant must enter into an agreement under Section 173 of the Planning and Environment Act 1987 with the Responsible Authority. The agreement must be in a form to the satisfaction of the Responsible Authority, and the applicant must be responsible for the expense of the preparation and registration of the agreement, including the Responsible Authority's reasonable costs and expense (including legal expenses) incidental to the preparation, registration and enforcement of the agreement. The agreement must make future landowners aware that a pipeline is in the vicinity of the site, and that applications for development and use of the land for T2 (high density) – defined as "Land that is developed for high density community use. High density includes areas of public infrastructure serving the high density use: roads, railways, major sporting and cultural facilities and land use areas of major commercial developments: cities, town centres, shopping malls, hotels and motels"; ~~or dwellings per hectare, or a S (Sensitive) Location Class, as identified in AS2885.1-2012 must be notified via Section 52 of the Planning & Environment Act to the Gas Pipeline Owner/Operator, contain covenants to be registered on the Title of the property so as to run with the land, and must provide~~

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~~for the application of Auenet Services conditions, being conditions 73 to 79 (inclusive) on this permit, to the relevant lots, as directed by Auenet Services.~~

The agreement will be registered on Title in accordance with Section 181 of the Planning and Environment Act 1987.

EPA VICTORIA CONDITIONS

8480. Construction and post-construction activities must be in accordance with EPA Publication 275 Construction Techniques for Sediment Pollution Control 1991 or as amended.

8281. Fill material used during construction should be managed in accordance with EPA Publications 1438, 1439 and 1440 Industrial Waste Fact Sheets No. 2 Fill Material Management, No. 3 Segregation, and No. 4 Engineered/Structural Fill 2012 or as amended.

8382. Any fill material brought onto the subject land must meet the specifications contained in EPA publication IWRG621, Soil Hazard Categorisation and Management 2009 or as amended.

8483. All industrial waste generated during construction must be managed in accordance with EPA's Industrial Waste Resource Guidelines 2009.

SUBDIVISION EXPIRY

8584. This permit will expire if one of the following circumstances applies:

- a) The first stage of the plan of subdivision has not been certified within two years of the date of this permit.
- b) All stages of the plan of subdivision have not been certified within four years of the date of this permit.
- c) A statement of compliance is not issued within five years of the date of certification of a particular stage of subdivision.

The Responsible Authority may extend the certification periods referred to if a request is made in writing before the permit expires or within six (6) months afterwards.

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IMPORTANT INFORMATION ABOUT THIS PERMIT

WHAT HAS BEEN DECIDED?

The Responsible Authority has issued a permit. The permit was granted by the Minister under section 96I of the **Planning and Environment Act 1987** on approval of Amendment No. C338 to the Greater Geelong Planning Scheme.

WHEN DOES THE PERMIT BEGIN?

The permit operates from a day specified in the permit being a day on or after the day on which the amendment to which the permit applies comes into operation.

WHEN DOES A PERMIT EXPIRE?

1. A permit for the development of land expires if—
 - the development or any stage of it does not start within the time specified in the permit; or
 - the development requires the certification of a plan of subdivision or consolidation under the **Subdivision Act 1988** and the plan is not certified within two years of the issue of a permit, unless the permit contains a different provision; or
 - the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit or in the case of a subdivision or consolidation within 5 years of the certification of the plan of subdivision or consolidation under the **Subdivision Act 1988**.
2. A permit for the use of land expires if—
 - the use does not start within the time specified in the permit, or if no time is specified, within two years after the issue of the permit; or
 - the use is discontinued for a period of two years.
3. A permit for the development and use of land expires if—
 - the development or any stage of it does not start within the time specified in the permit; or
 - the development or any stage of it is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit; or
 - the use does not start within the time specified in the permit, or, if no time is specified, within two years after the completion of the development; or
 - the use is discontinued for a period of two years.
4. If a permit for the use of land or the development and use of land or relating to any of the circumstances mentioned in section 6A(2) of the **Planning and Environment Act 1987**, or to any combination of use, development or any of those circumstances requires the certification of a plan under the **Subdivision Act 1988**, unless the permit contains a different provision—
 - the use or development of any stage is to be taken to have started when the plan is certified; and
 - the permit expires if the plan is not certified within two years of the issue of the permit.
5. The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

WHAT ABOUT REVIEWS?

In accordance with section 96M of the **Planning and Environment Act 1987**, the applicant may not apply to the Victorian Civil and Administrative Tribunal for a review of any condition in this permit.