



Agenda

Extraordinary Council Meeting

6.00pm, Tuesday 22 November 2022

Richmond Town Hall

Extraordinary Council Meetings

Council Meetings are public forums where Councillors come together to meet as a Council and make decisions about important, strategic and other matters. The Mayor presides over all Council Meetings, and they are conducted in accordance with the City of Yarra Governance Rules.

Extraordinary Council meetings are a type of meeting that is scheduled to consider specific matters. Extraordinary Council meetings fall outside the usual meeting cycle and do not include Question Time or a number of other elements that are a feature of Ordinary Council meetings.

Arrangements to ensure our meetings are accessible to the public

Council meetings are held on the first floor at Richmond Town Hall. Access to the building is available either by the stairs, or via a ramp and lift. Seating is provided to watch the meeting, and the room is wheelchair accessible. Accessible toilet facilities are available. Speakers at the meeting are invited to stand at a lectern to address the Council, and all participants are amplified via an audio system. Meetings are conducted in English.

If you are unable to participate in this environment, we can make arrangements to accommodate you if sufficient notice is given. Some examples of adjustments are:

- a translator in your language
- the presence of an Auslan interpreter
- loan of a portable hearing loop
- reconfiguring the room to facilitate access
- modification of meeting rules to allow you to participate more easily

Recording and Publication of Meetings

A recording is made of all public Council Meetings and then published on Council's website. By participating in proceedings (including during Question Time or in making a submission regarding an item before Council), you agree to this publication. You should be aware that any private information volunteered by you during your participation in a meeting is subject to recording and publication.

1. Acknowledgment of Country

“Yarra City Council acknowledges the Wurundjeri Woi Wurrung people as the Traditional Owners and true sovereigns of the land now known as Yarra.

We acknowledge their creator spirit Bunjil, their ancestors and their Elders.

We acknowledge the strength and resilience of the Wurundjeri Woi Wurrung, who have never ceded sovereignty and retain their strong connections to family, clan and country despite the impacts of European invasion.

We also acknowledge the significant contributions made by other Aboriginal and Torres Strait Islander people to life in Yarra.

We pay our respects to Elders from all nations here today—and to their Elders past, present and future.”

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- | | |
|--------------------------|--------------|
| • Cr Sophie Wade | Mayor |
| • Cr Edward Crossland | Deputy Mayor |
| • Cr Gabrielle de Vietri | Councillor |
| • Cr Stephen Jolly | Councillor |
| • Cr Herschel Landes | Councillor |
| • Cr Anab Mohamud | Councillor |
| • Cr Claudia Nguyen | Councillor |
| • Cr Bridgid O’Brien | Councillor |
| • Cr Amanda Stone | Councillor |

Council officers

- | | |
|-----------------|--|
| • Sue Wilkinson | Chief Executive Officer |
| • Wei Chen | Director Corporate, Business and Finance |
| • Rhys Thomas | Senior Governance Advisor |

3. Declarations of conflict of interest

Any Councillor who has a conflict of interest in a matter being considered at this meeting is required to disclose that interest either by explaining the nature of the conflict of interest to those present or advising that they have disclosed the nature of the interest in writing to the Chief Executive Officer before the meeting commenced.

4. Council business reports

Item		Page	Rec. Page
4.1	Proposed Discontinuance of Part of Otter Street, Collingwood	4	9
4.2	Proposed Discontinuance of Road at Cambridge Street, Collingwood	27	33

4.1 Proposed Discontinuance of Part of Otter Street, Collingwood

Reference	D22/288364
Author	Bill Graham - Coordinator Valuations
Authoriser	Director Corporate, Business and Finance

Purpose

1. For Council to consider whether the road shown as Lot 1 on the title plan attached as **Attachment One** to this report (Road), being part of the land remaining in Crown grant 23120, should be discontinued pursuant to the *Local Government Act 1989* (Act) and retained by Council for public open space purposes.
2. To consider all submissions made pursuant to section 223(d)(ii) of the Act.

Critical analysis

History and background

3. The Road is shown as the area-coloured red on the plan attached as **Attachment Two** to this report (Site Plan). A copy of the title search of the Road is attached as **Attachment Three** to this report.
4. Council proposes to discontinue the Road and retain the land comprising the Road for public open space purposes (Proposal). As part of the Proposal, two pedestrian pathways (each comprising 2.4-metre-wide section of Otter Street directly to the north and south of the Road (Remaining Walkways) will remain as a road for pedestrian access to Smith Street from Otter Street.

Discussion

5. The Road:
 - (a) is known to title as a 'reserved road' and 'Otter Street' and its last registered owner is George Otter since 19 May 1839;
 - (b) currently provides direct public vehicular and pedestrian access to Smith Street from Otter Street as part of the public road network;
 - (c) is constructed as an asphalt road and adjoining pedestrian footpaths with concrete kerbing;
 - (d) contains a number of car parking spaces on the northern side of the Road; and
 - (e) contains a number of structures within the sections of the Road constructed as a footpath including, bench seating, trees bicycle racks, public toilet, and public phone.
6. The Road is a 'road' for the purposes of the Act, and Council has statutory power to consider discontinuing the Road. If the Road is discontinued, it will vest in Council.
7. It is considered that the Road is not reasonably required for public use as:
 - (a) pedestrian access for the general public to Smith Street from Otter Street will be retained via the Remaining Walkways;
 - (b) notwithstanding that the Road is part of the public road network and currently provides direct vehicular access to Smith Street, the general public has alternative vehicular access to Smith Street from Otter Street via the surrounding public road network;
 - (c) the owners of 284 Smith Street, and units 1,2,3 & 4 284 Smith Collingwood (shown delineated purple on the Site Plan) (Southern Properties) and of 286 Smith Street, Collingwood (286 Smith) have alternative access to the public road network;

- (d) the owners of 2 and 4 Otter Street and 286, 288, 290 and 292 Smith Street, Collingwood (shown delineated green on the Site Plan) (together the Northern Properties) have pedestrian access to the properties and have consented/not objected to the Proposal; and
 - (e) the owners of the Southern Properties do not currently have any vehicular access via Otter Street which would be affected by the Proposal and (their pedestrian access would be retained under the Proposal).
8. At its meeting on 13 September 2022, Council resolved to:
- (a) remove the Road from Council's register of public roads pursuant to section 17(4) of the *Road Management Act 2004*; and
 - (b) commence the statutory procedures and give notice pursuant to section 207A and 223 of the Act of its intention to discontinue and retain the Road.

Adjoining Properties

9. The Road does not directly abut any adjoining properties, however the Remaining Walkways abut the following properties:
- (a) the Southern Properties;
 - (b) 286 Smith; and
 - (c) 2 Otter Street, Collingwood (**2 Otter**).
10. Additionally, the Remaining Walkway to the north also directly abuts a laneway which is located at the rear of the Northern Properties (**Laneway**).
11. The Laneway is shown highlighted blue on the Site Plan.
12. The Northern Properties are as follows:
- (a) 2 Otter Street;
 - (b) 4 Otter Street;
 - (c) 286 Smith Street;
 - (d) 288 Smith Street;
 - (e) 290 Smith Street; and
 - (f) 292 Smith Street.
13. On the basis that the Proposal will preclude any vehicular access to the Laneway, Council wrote to the owners of the Northern Properties on 20 January 2022, informing them of the Proposal.
14. Council did not receive any objection to the Proposal from the owners of the Northern Properties.

Public Notice

15. The required public notice was placed in the Age Newspaper on the 16 September 2022.
16. A copy of the public notice was:
- (a) placed on Council's website; and
 - (b) displayed on-site in large poster form.
17. By letter dated 19 September 2022, Council informed various owners and occupiers of properties in the vicinity of the Road (**Local Owners**) of the Proposal and provided the Local Owners with a copy of the public notice inviting them to make a submission.
18. A list of Local Owners, a copy of the public notice and the letter sent to the Local Owners are attached as **Attachment Four**.

19. Following the publication of the public notice, nine submissions were received by Council by the closing date, being 14 October 2022. A summary list of submissions and a copy of submissions received by Council are attached as **Attachment Five**.

Submissions in support of Proposal

20. The submissions received in support of the Proposal (4 in total) may be summarised as follows:
- (a) The proposed public park will benefit the local area;
 - (b) The Proposal is supported, provided that bicycle access is retained to the balance of Otter Street from Smith Street;
 - (c) General support from Streets Alive Yarra, a non-profit, volunteer community group; and
 - (d) Council should implement the Proposal immediately as it takes too long to implement proposals of this type.

Officer comments on submissions in support of Proposal

21. The following comments are offered by officers in respect of the submissions in support of the Proposal;
- (a) the Proposal would provide additional open space for the use by local residents and improve the amenity of the local area;
 - (b) although bicycle riders will be required to dismount before travelling through the public park between Smith Street and the balance of Otter Street, the size of the park has been designed to cause minimal inconvenience to bicycle riders (due to short distance across the park to Smith Street);
 - (c) direct bicycle access to Smith Street from the surrounding road network will be unaffected by the proposal; and
 - (d) Council intends to consider the Proposal as quickly and efficiently as possible while having regard to community requirements and Council's statutory obligations to consider a road discontinuance.

Objections to the Proposal

22. The objections received in response to the Proposal can be summarised as follows:
- (a) the proposal will reduce vehicular access between, and will increase traffic on, Smith Street and the surrounding road network (including nearby one-way roads such as Perry Street);
 - (b) it will be more difficult for drivers (including residents in the vicinity of the Road) to navigate the surrounding road network (particularly while waiting for parking to become available);
 - (c) Council has not sufficiently consulted with local residents in respect of the Proposal;
 - (d) the Proposal will reduce available parking, and make it more difficult for local residents and other members of the public to find parking in the surrounding road network; and
 - (e) the Proposal included the creation of additional car parking spaces on Smith Street, which will cause increased danger to cyclists on Smith Street (increasing the likelihood of cyclists being struck by car doors; and
 - (f) the park design is dull and uninspiring.

Officer comments on objections to Proposal

23. The following officer comments are offered in respect of the submissions made in objection to the Proposal;
- (a) vehicular access to Smith Street from the balance of Otter Street via the local road network will not be affected by the Proposal.

- (b) Council undertook a traffic impact statement as part of the formal consultation on the creation of the park in late 2021. The statement determined that as a result of the Proposal additional vehicular traffic impact to surrounding roads in the immediate vicinity of the Road is expected to be minimal, or otherwise constitute a moderate increase in traffic on roads which currently experience a very low amount of traffic.
- (c) Council has consulted with local residents, including by directly liaising with property owners in the vicinity of the Proposal and by giving public notice of the Proposal, it has afforded the public an opportunity to make submissions on the Proposal.
- (d) notwithstanding that the Proposal will remove 6 car parking spaces on Otter Street, the Proposed public park design includes the creation of 4 new parking spaces on Smith Street within the Road/abutting the Road (resulting in a minimal net loss of parking spaces);
- (e) the minimal reduction in parking spaces will not significantly affect existing demand for parking in the surrounding streets; and
- (f) Council considers that its park design maximises the public open space available as a result of the Proposal.

Submissions to Council

- 24. At the Council Meeting on 15 November 2022, Council received all of the submissions made as part of the process, and set out at **Attachment Five**.
- 25. All submitters who requested an opportunity to address Council directly were invited to that meeting, and two submitters took up that offer. Council heard from the authors of submissions #5 and #8.
- 26. The matters raised at the meeting were consistent with the written submissions made and discussed above.

Statutory/Public Authorities

- 27. The following Statutory/Public Authorities have been advised of the Proposal and have been asked to respond to the question whether they have any existing assets in the Road that should be saved under section 207C of the Act. Greater Western Water, Melbourne Water, CitiPower, United Energy, Multinet Gas, Telstra, Optus, APA Gas, Ausnet Services and Yarra City Council.
- 28. Council, Ausnet Services, Melbourne Water, United Energy, and Multinet Gas have advised that they have no assets in or above the Road and no objection to the Proposal.
- 29. Optus have advised that it has no assets in or above the Road.
- 30. On the 19 February 2022, Greater Western Water advised that it has sewer and water main assets in the Road. Greater Western Water advised that it did not object to the Proposal, subject to the following conditions;
 - (a) a 2 metre wide sewerage easement is created over the Road in favour of Greater Western Water;
 - (b) any proposed fences must be located a minimum distance of 800mm clear of the centreline of the existing sewer mains;
 - (c) any proposed fence lines must be located a minimum of 1 metre from sewer man/holes and/or inspection shafts;
 - (d) the area of 2 metres either side of the centre line of the water main must not be built over or enclosed by any structure; and
 - (e) any plumbing works or proposal to build over Greater Western Water assets requires Greater Western Water's prior written consent.

31. On 7 April 2022 following consultation with Council, Greater Western Water provided a revised response in which it confirmed that it did not object to the Proposal, subject to the following conditions:
 - (a) any proposed fence lines must be located a minimum distance of 800mm clear of the centreline of the existing sewer mains;
 - (b) any proposed fence lines must be located a minimum of 1 metre from sewer manholes and/or inspection shafts; and
 - (c) any additional proposal to build over Greater Western Water assets requires Greater Western Water's prior written consent.
32. On 22 February 2022, APA Gas advised that it had high pressure gas assets located within the Road and objected to the Proposal on this basis.
33. On the 23 March 2022, following consultation from Council, APA Gas revoked its objection subject to Council's project proponent redirecting the APA Gas assets within the Road.
34. On the 9 March 2022, Telstra advised that it had assets within the vicinity of the Road and required Council to relocate existing Telstra infrastructure in order to agree to the Proposal.
35. On 5 April 2022, following consultation with Council, Telstra advised that provided that it continued to have access to its existing assets at all times, it did not object to the Proposal.
36. On 25 March 2022, CitiPower advised that it had assets in the vicinity of the Road, and required further information from Council in order to determine whether it required easements in its favour to be recorded over the Road.
37. On 1 July 2022, following consultation with Council, CitiPower advised that it had no objection to the Proposal provided that its access to any assets is maintained.

Options

38. After considering any submissions lodged, Council has the option to either discontinue the Road or not to discontinue the Road.

Community and stakeholder engagement

39. Following the announcement to develop two new pocket parks in Collingwood through the Victorian Government Local Parks Program, concept plans for both parks (Otter Street & Cambridge Street) were developed based on community feedback and presented to the broader community for review.
40. Approximately 2,000 residents and stakeholders were informed about the online consultation by way of a flyer which outlined ways to obtain more information and provide feedback.
41. The final concept design proposal was presented to Councillors in February 2022.

Policy analysis

Alignment to Community Vision and Council Plan

42. The Yarra 2036 Community Vision contains the theme "Shared Spaces", which commits Council to strive toward spaces that connect communities, businesses, and cultures together. The specific priorities that are supported by the proposals in this paper are:
 - 7.1. *All our shared spaces are made physically accessible and welcoming to people of all abilities, linguistic, cultural backgrounds and age groups.*
 - 7.2. *Community meeting spaces, service buildings, and facilities evolve and adapt to reflect changing needs of our diverse community.*
 - 7.3. *Create and innovate solutions to maximise the use of under or unused streets and spaces.*
 - 7.4. *Increase availability and diversity use of open spaces to address existing shortages and respond to population growth."*

40. The City of Yarra Council Plan 2021-2025 includes the theme 'Place and Nature' which builds on the Community Vision by including specific initiatives to expand and improve public space and build a network of green spaces that contribute to a liveable and sustainable Yarra. Among the specific initiatives are:
- “(a) *Deliver projects that enhance access to nature by finding new and novel opportunities for urban greening.*
 - (b) *Plan, design, deliver and maintain high quality open spaces, parks and reserves including the creation of seven new expanded parks;*
 - (l) *Reduce urban heat island effect through the planting of trees and vegetation and an increase of green open space;*
 - (m) *Reallocate space from on-street parking to space for nature, active and public transport, outdoor dining and placemaking.”*

Climate emergency and sustainability implications

41. Not addressed in the development of this report.

Community and social implications

42. Not addressed in the development of this report.

Economic development implications

43. Not addressed in the development of this report.

Human rights and gender equality implications

44. Not addressed in the development of this report.

Operational analysis

Financial and resource impacts

45. Costs associated with proposed discontinuance will be accounted for within existing Council Budgets.

Legal Implications

46. The discontinuance of the Road and the removal of the Road Reservation will create a new title for the former Road and formalise Council's occupation/ownership of the land as the New Otter Street Park.

Conclusion

47. Council must now determine whether the Road is reasonably required for public use in order to decide whether the Road should be discontinued and retained by Council pursuant to clause 3 of schedule 10 the Act.

RECOMMENDATION

1. That Council acting under clause 3 of schedule 10 of the Local Government Act 1989 (Act):
 - (a) resolves, having followed all the required statutory procedures pursuant to sections 207A and 223 of the Act pursuant to its power under clause 3 of Schedule 10 of the Act, and being of the opinion that the road shown marked as Lot 1 on the title plan attached as Attachment 1 to this report (Road), being part of the land remaining in Crown Grant no. 23120, is not reasonably required for public use for the reasons set out in this report, to discontinue the Road;
 - (b) directs that a notice pursuant to the provisions of clause 3(a) of Schedule 10 of the Act is to be published in the *Victoria Government Gazette*;
 - (c) directs that once discontinued, the Road be transferred to Council pursuant to section

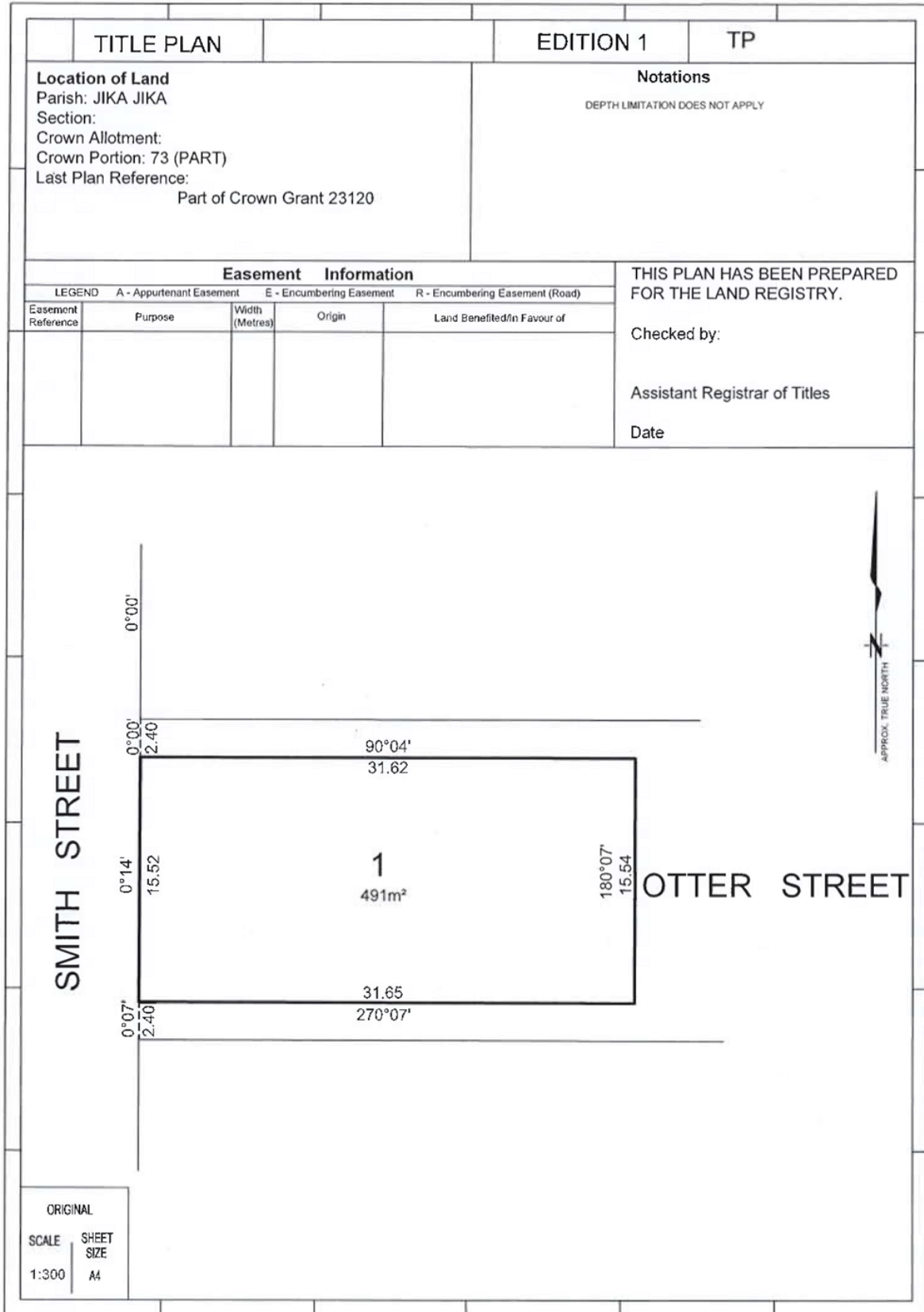
207D of the Act;

- (d) authorises the Chief Executive Officer to sign any transfer or transfers of the Road and any other documents required to be signed in connection with the discontinuance of the Road and its subsequent transfer to Council; and
- (e) directs that any easements, rights or interests required to be created or saved over the Road by any authority be done so and not be affected by the discontinuance of the Road.

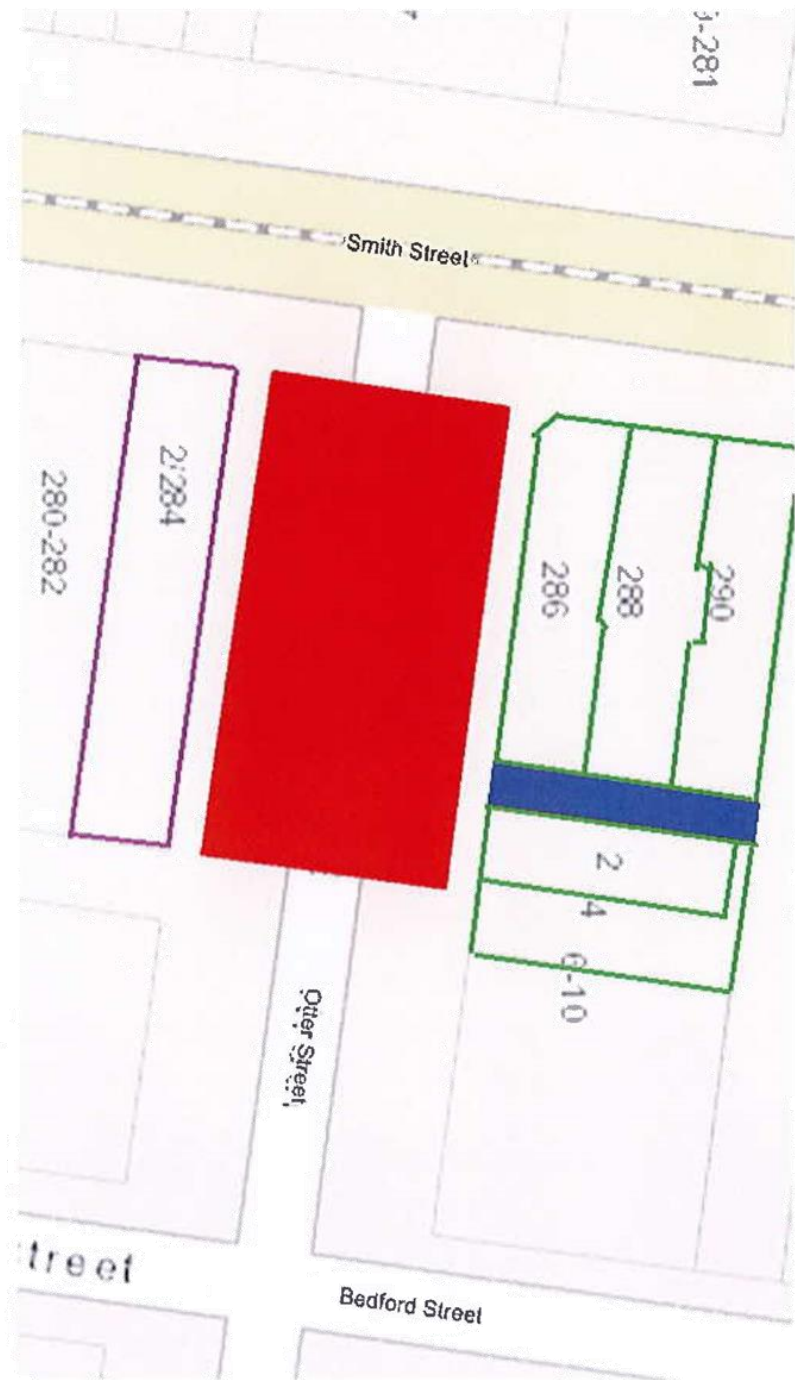
Attachments

- [1](#) Title Plan
- [2](#) Site Plan
- [3](#) Title Search
- [4](#) Public Notice, List of Owners, Correspondence
- [5](#) Submissions - Otter Street

Attachment 1 - Title Plan



Attachment 2 - Site Plan



Attachment 3 - Title Search

RE:- Otter Street, Collingwood.

PROPERTY:- Part Crown Portion, 73, Parish of Jika Jika.

YOUR REF:- L. Elezovic.

A search for the **Last Registered Owner** of the above property resulted with copies of the following:-

1. L.A.S.S.I. For Current Map Base Information.
2. TITLES OFFICE CHART
Jika Jika 101
3. CROWN GRANT
23120 to G. OTTER. (**Last Registered Owner**)
4. PLAN IN APPN:
571 Showing the Land remaining in the above Crown Grant.
5. 26F:- NIL, see sheet attached.

8.2.2022

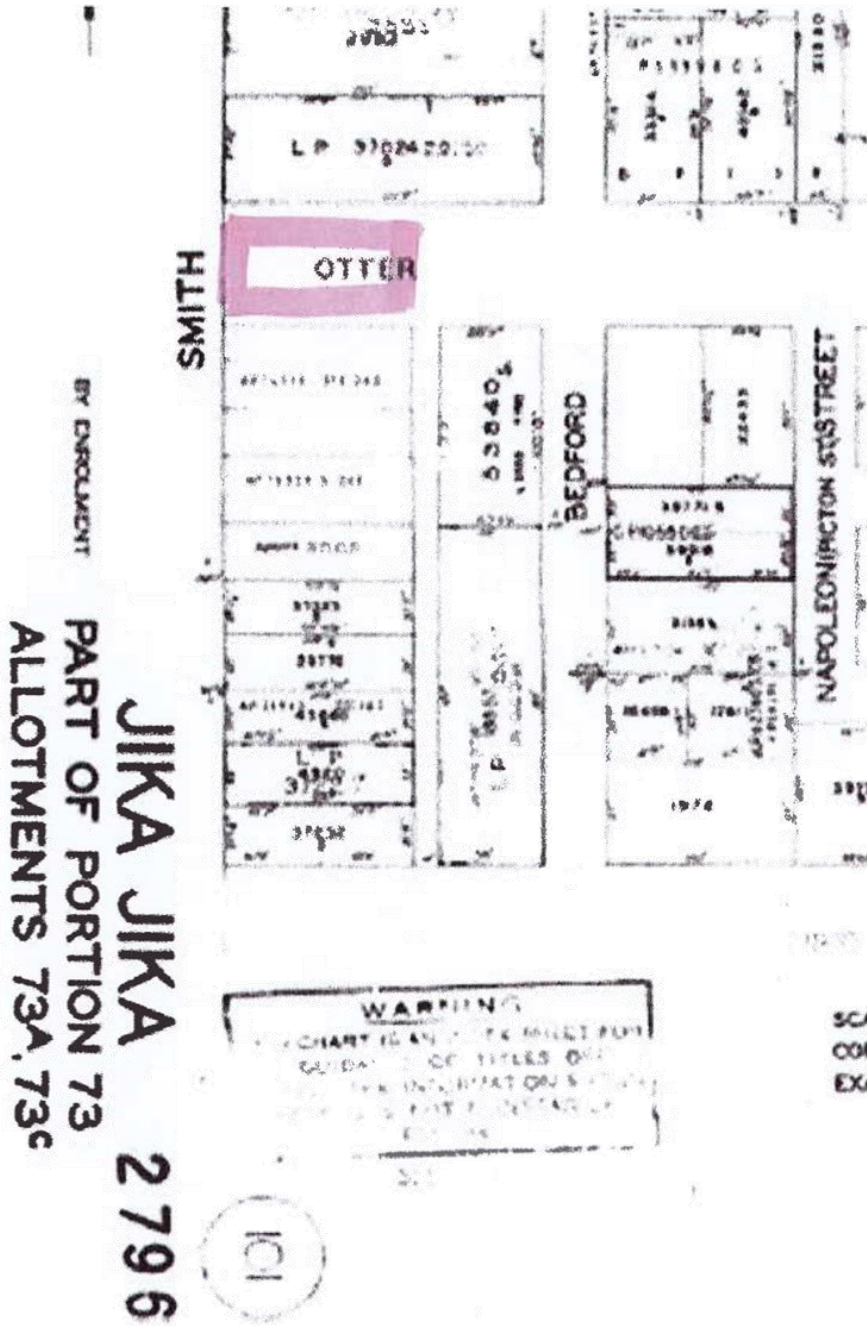


Graeme W. Keeshan.
0422 472 969
FEIGL & NEWELL
GPO BOX 2343
Melb 3001
Ph. 9629 3011.
Email. info@feignewell.com.au

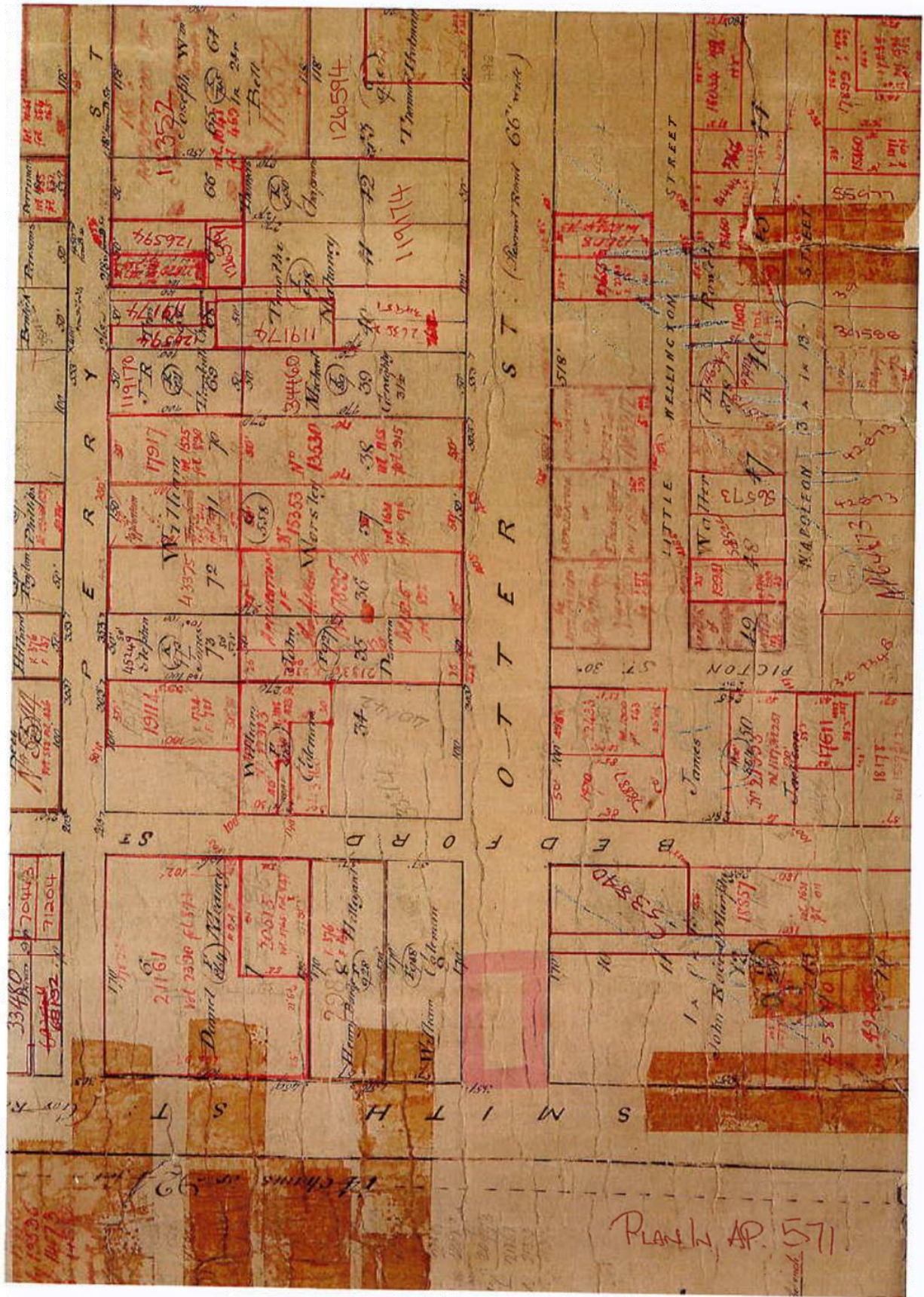
DISCLAIMER:- A search for the last registered owner may not disclose all easements, subsisting interests affecting the above property or guarantee the consistency of the Chain of Title.

Due to changes in procedures at the Lands Titles Office, this search is as accurate as the information contained herein at the date of this search.

Attachment 3 - Title Search



Attachment 3 - Title Search



Attachment 3 - Title Search

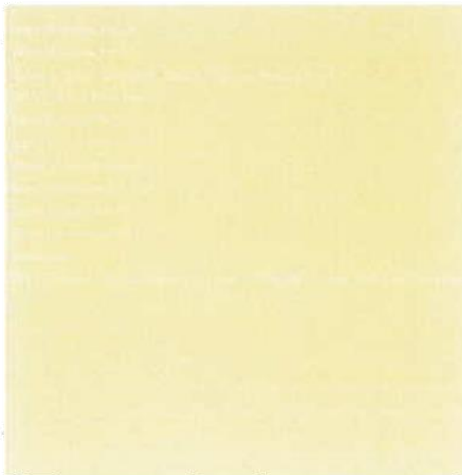
DUNED		C/A A (Pt) POR 5	API26614J	104423	AH281278X	1/PS644554M	8/6/2010
ELPHINSTONE		CA 11A SEC 3	API23501P	93211	PS252874Y	TP845311G	26/ 8/2004
CHERINGHAP		CA'S 3 & 4 SEC 14	API20136C	108560 &116294	V886761W	TP13776A	10/ 2/1999
HARCOURT		(PART) CA 2 SEC 5	API23982T	93227	AD657946X	TP858569R	02/06/2005
HARCOURT		1 (WH) & 2 (PT) SEC 4	API28068Y	93252/3	AJ824135G	TP950388R9P	30/7/2012
HARCOURT		CA 1 (Pt) SEC 6	API25348J	C.G.30094(1854)	PS608456R	TP915757A	28/9/2007
HARCOURT		CA 27 SEC 4	API28073G	93263	AJ825929L	TP950363Y	30/7/2012
JIKA JIKA		PORT 49 (PT)	API131456V	BK B NO 280	AL411777Y	TP955996E	09/10/2014
JIKA JIKA		PORT 52 (PART)	API27218M	111667	AJ64154M	TP948278C	12/7/2011
JIKA JIKA CITY OF NORTHCOTE		C/A 12(Pt) SEC 9	API138035J	112184	AN694016A	TP962456Y	30/3/2017
JIKA JIKA AT NTH MELB		C/ALLOTS 12,13,14 (PTS)	API141375P	C/G 3205,6,7 OF 1852	PS818927F	TP965686P	21/06/2018
T/P KALKALLO		C/A's 4 & 5 SEC 2	API26717X	CGs521/2 1853		TP946393N	13/8/2010
T/P KALKALLO		C/A'S 2,3,4,5,6,7,8,10 (ALL PART) SEC 6	API26722F	VARIOUS STARTS FROM AP46336		TP946401S	13/8/2010
T/P KALKALLO		C/A 9 SEC 25	API26721H	115430		TP946397E	13/8/2010
KORKUPERRIMUL		PORT 11 (PART)	API25581C	81743	AF722885N	TP924161K	18/3/2008
LANGI-GHIRAN		C/A 2 (PT) SEC 32	API32892T	97263	AL959658A	TP957658Q	16/06/2015
LARA		PORT 16	API22312X	-	AB734381L	TP820035U	3/12/2002
LAURISTON		CA 303	API121724D	80888	AB8511B	TP8000321G	8/ 1/2002
MALDON		CA 19 SEC B	API21725B	80888	AB85266M	TP8000321G	8/1/2002
MELBOURNE NORTH CITY OF MELBOURNE		CA 19 SEC B	API24439L	91307	AE66829N & AF260857R	TP873975T	16/12/2005
MELBOURNE NORTH CITY OF MELBOURNE		CA 1(Pt) & CA 20(Pt) SEC 43	API34983E	-	PS 746078A	TP959898H	02/05/2016
MARIBYONG		POR B SEC 2 (PT)	API19117P	CG 26798	AH462111E	TP945836K	9/6/2010
MELBOURNE SOUTH CITY OF PORT MELBOURNE		C/A 1 (PART) SEC 5	API28053N	TOWN LOT 2141 (1851)	AJ807003W AJ906120Q	TP950332L	20/7/2012
CITY OF SOUTH MELBOURNE (MELBOURNE SOUTH)		C/A 1(Pt) & 2(Pt) SEC 23	API28831P	114713	AK259717X	TP951705R	27/3/2013
MERIDITH		POR 86	API26694H	81548	AH408067L	TP946354Y	5/8/2010
MERRIMU T'SHIP OF BACCHUS MARSH		POR 11 SEC 15 (Pt)	API26842U	Bk T No 517	AH599268D	TP946821T	8/11/2010
MICKLEHAM		POR 11B (Pt)	API27891A	CG 25247/1852	REMOVED		
MONEA SOUTH		C/A 21 (FORMERLY C/A 21 SEC 2)	API28067B	106467	AJ819028M	TP950083F	6/6/2012
						TP950352E	26/7/2012

26 FTABLE CURRENT 27/06/18

Attachment 4 - Public Notice, List of Owners, Correspondence



- [264 Smith St Collingwood VIC 3066](#)
- [266 Smith St Collingwood VIC 3066](#)
- [268 Smith St Collingwood VIC 3066](#)
- [270 Smith St Collingwood VIC 3066](#)
- [272 Smith St Collingwood VIC 3066](#)
- [274 Smith St Collingwood VIC 3066](#)
- [274-276 Smith St Collingwood VIC 3066](#)
- [276 Smith St Collingwood VIC 3066](#)
- [276 Smith St Collingwood VIC 3066](#)
- [276A Smith St Collingwood VIC 3066](#)
- [278 Smith St Collingwood VIC 3066](#)
- [280-282 Smith St Collingwood VIC 3066](#)



- 117345 Current
- 117350 Current
- 117355 Current
- 117360 Current
- 117365 Current
- 343660 Current
- 117370 Past
- 343670 Past
- 572690 Current
- 572700 Current
- 117375 Current
- 117380 Current

Family Trust

Attachment 4 - Public Notice, List of Owners, Correspondence

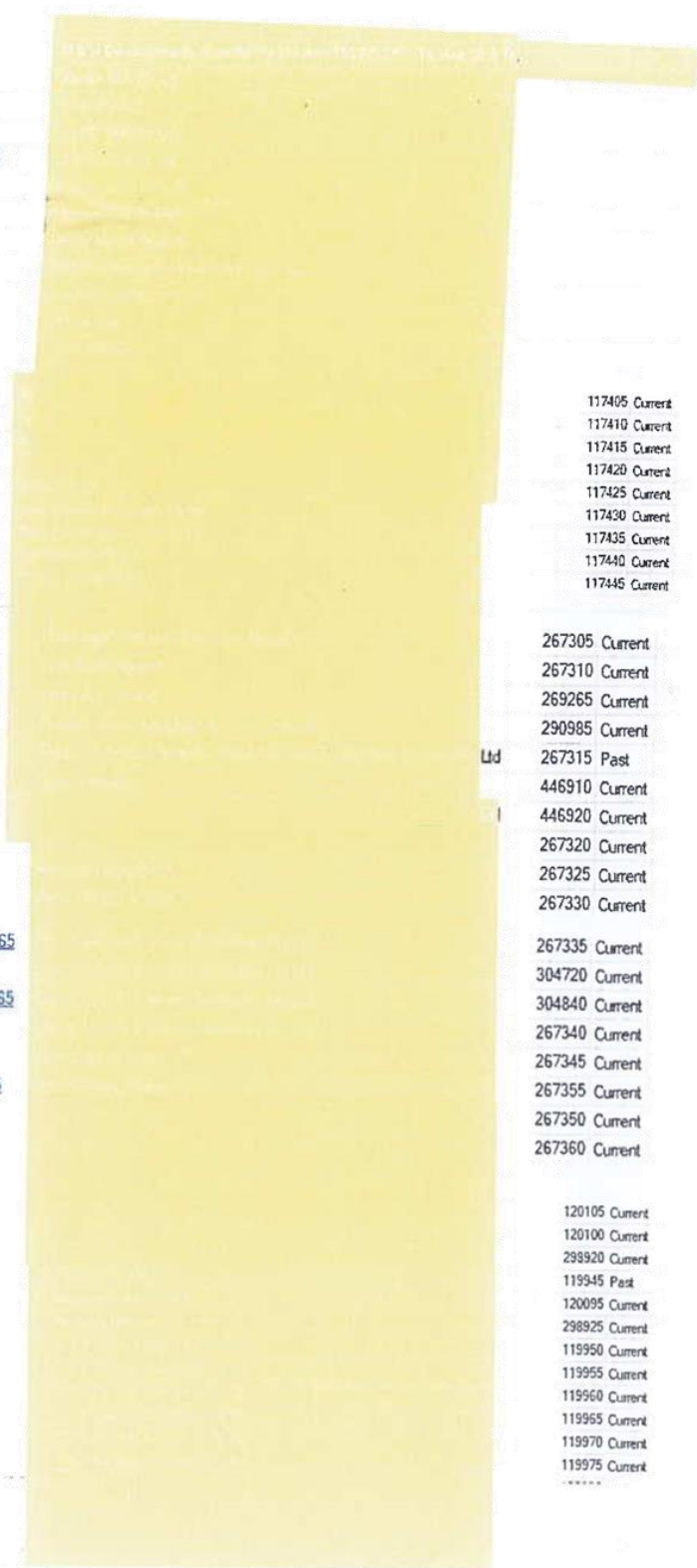
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[284 Smith St Collingwood VIC 3066](#)
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[302 Smith St Collingwood VIC 3066](#)
[304 Smith St Collingwood VIC 3066](#)

[259 Smith St Fitzroy VIC 3065](#)
[261 Smith St Fitzroy VIC 3065](#)
[261A Smith St Fitzroy VIC 3065](#)
[Rear 263 Smith St Fitzroy VIC 3065](#)
[263 Smith St Fitzroy VIC 3065](#)
[263 Smith St Fitzroy VIC 3065](#)
[263A Smith St Fitzroy VIC 3065](#)
[265-267 Smith St Fitzroy VIC 3065](#)
[269 Smith St Fitzroy VIC 3065](#)
[271 Smith St Fitzroy VIC 3065](#)

[Ground Floor 273 Smith St Fitzroy VIC 3065](#)
[Floor 1 273 Smith St Fitzroy VIC 3065](#)
[Ground Floor 277 Smith St Fitzroy VIC 3065](#)
[Floor 1 277 Smith St Fitzroy VIC 3065](#)
[279 Smith St Fitzroy VIC 3065](#)
[Floor 1 279-281 Smith St Fitzroy VIC 3065](#)
[281 Smith St Fitzroy VIC 3065](#)
[285 Smith St Fitzroy VIC 3065](#)

[2 Otter St Collingwood VIC 3066](#)
[4 Otter St Collingwood VIC 3066](#)
[5 Otter St Collingwood VIC 3066](#)
[5-7 Otter St Collingwood VIC 3066](#)
[6-10 Otter St Collingwood VIC 3066](#)
[7 Otter St Collingwood VIC 3066](#)
[1/9-11 Otter St Collingwood VIC 3066](#)
[2/9-11 Otter St Collingwood VIC 3066](#)
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[5/9-11 Otter St Collingwood VIC 3066](#)
[6/9-11 Otter St Collingwood VIC 3066](#)



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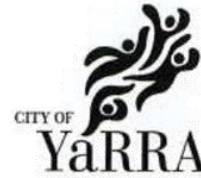
 120105 Current
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Attachment 4 - Public Notice, List of Owners, Correspondence

<u>Now 1-10/20 Bedford St 12-18 Otter St Collingwood VIC 3066</u>	
<u>15 Otter St Collingwood VIC 3066</u>	120090 Past
<u>17 Otter St Collingwood VIC 3066</u>	119980 Current
<u>19 Otter St Collingwood VIC 3066</u>	119985 Current
<u>20 Otter St Collingwood VIC 3066</u>	119990 Current
	120085 Past
<u>10 Bedford St Collingwood VIC 3066</u>	
<u>11 Bedford St Collingwood VIC 3066</u>	120600 Current
<u>12 Bedford St Collingwood VIC 3066</u>	120510 Current
<u>13 Bedford St Collingwood VIC 3066</u>	120595 Current
<u>14 Bedford St Collingwood VIC 3066</u>	120515 Current
<u>15 Bedford St Collingwood VIC 3066</u>	120590 Current
<u>15-17 Bedford St Collingwood VIC 3066</u>	291755 Current
<u>16 Bedford St Collingwood VIC 3066</u>	120520 Past
<u>17 Bedford St Collingwood VIC 3066</u>	120585 Current
<u>20 Bedford St Collingwood VIC 3066</u>	291760 Current
	2016140 Current
<u>1/20 Bedford St Collingwood VIC 3066</u>	
<u>2/20 Bedford St Collingwood VIC 3066</u>	279020 Current
<u>3/20 Bedford St Collingwood VIC 3066</u>	279025 Past
<u>4/20 Bedford St Collingwood VIC 3066</u>	279030 Current
<u>5/20 Bedford St Collingwood VIC 3066</u>	279035 Current
<u>6/20 Bedford St Collingwood VIC 3066</u>	279040 Current
<u>7/20 Bedford St Collingwood VIC 3066</u>	279045 Current
<u>8/20 Bedford St Collingwood VIC 3066</u>	279050 Current
<u>9/20 Bedford St Collingwood VIC 3066</u>	279055 Current
<u>10/20 Bedford St Collingwood VIC 3066</u>	279060 Current
<u>30 Bedford St Collingwood VIC 3066</u>	279065 Current
<u>32-34 Bedford St Collingwood VIC 3066</u>	298930 Current
	120580 Past
<u>32-34 Bedford St Collingwood VIC 3066</u>	120580 Past
<u>32 Bedford St Collingwood VIC 3066</u>	2018220 Current
<u>1/32 Bedford St Collingwood VIC 3066</u>	551970 Current
<u>2/32 Bedford St Collingwood VIC 3066</u>	551980 Current
<u>3/32 Bedford St Collingwood VIC 3066</u>	551990 Current
<u>4/32 Bedford St Collingwood VIC 3066</u>	552000 Current
<u>101/32 Bedford St Collingwood VIC 3066</u>	552010 Current
<u>102/32 Bedford St Collingwood VIC 3066</u>	552020 Current
<u>103/32 Bedford St Collingwood VIC 3066</u>	552030 Current
<u>104/32 Bedford St Collingwood VIC 3066</u>	552040 Current
<u>201/32 Bedford St Collingwood VIC 3066</u>	552050 Current
<u>202/32 Bedford St Collingwood VIC 3066</u>	552060 Current
<u>202/32 Bedford St Collingwood VIC 3066</u>	
<u>203/32 Bedford St Collingwood VIC 3066</u>	552060 Current
<u>204/32 Bedford St Collingwood VIC 3066</u>	552070 Current
<u>301/32 Bedford St Collingwood VIC 3066</u>	552080 Current
<u>302/32 Bedford St Collingwood VIC 3066</u>	552090 Current
<u>303/32 Bedford St Collingwood VIC 3066</u>	552100 Current
<u>401/32 Bedford St Collingwood VIC 3066</u>	552110 Current
<u>402/32 Bedford St Collingwood VIC 3066</u>	552120 Current
<u>501/32 Bedford St Collingwood VIC 3066</u>	552130 Current
<u>33 Bedford St Collingwood VIC 3066</u>	552140 Current
<u>35-37 Bedford St Collingwood VIC 3066</u>	120525 Current
	120530 Current

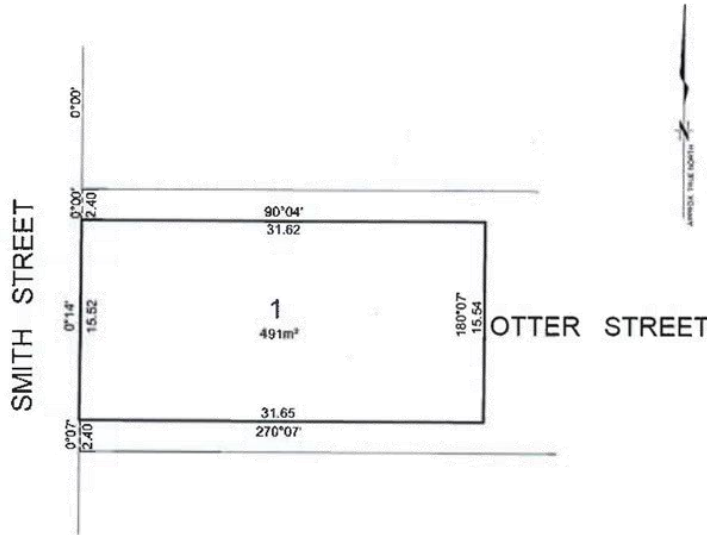
Attachment 4 - Public Notice, List of Owners, Correspondence

**YARRA CITY COUNCIL
PROPOSED ROAD DISCONTINUANCE
PUBLIC NOTICE INVITING SUBMISSIONS UNDER SECTION 223**



Yarra City Council (**Council**), acting under clause 3 of schedule 10 to the *Local Government Act 1989 (Act)*, proposes to discontinue the road at Otter Street, Collingwood, shown as Lot 1 on the plan below (**Road**), comprising part of the land remaining in Crown grant 23120.

The proposal is that Council discontinue the Road and retain the land comprising the Road for public open space purposes.



Any person may make a submission on the proposal.

Any person wishing to make a submission under section 223 of the Act must do so in writing by **14 October 2022**.

All submissions will be considered in accordance with section 223 of the Act. Submissions should be addressed to the Chief Executive Officer, and can be hand delivered to Council's Municipal Office at 333 Bridge Road, Richmond or posted to the following address:

Sue Wilkinson, Chief Executive Officer
Yarra City Council - PO Box 168 , RICHMOND VIC 3121

Any person requesting to be heard in support of his or her submission is entitled to be heard before Council (or its committee established by Council for this purpose) or be represented by a person acting on his or her behalf, and will be notified of the time and date of the hearing.

Following consideration of submissions, Council may resolve not to discontinue the Road or to discontinue the Road and then transfer the Road to itself.

For more information on the proposal, please contact Bill Graham on 03 9205 5270 or bill.graham@yarracity.vic.gov.au.

Sue Wilkinson - Chief Executive Officer, Yarra City Council

[8857212: 33816152_1]

Attachment 4 - Public Notice, List of Owners, Correspondence

In reply please quote:
Contact: Bill Graham 9205 5270
Our ref: D22/22017

19 September 2022

XXXXX
XXXXX

Dear Sir/Madam,

Proposed Discontinuance of road at Otter Street, Collingwood.

Council at its meeting of 13 September 2022 resolved pursuant to *clause 3 of Schedule 10 of the Local Government Act 1989 (Act)* to commence the statutory procedures necessary to consider **TO or NOT TO** discontinue the road abutting Otter Street, Collingwood. The proposal is that Council discontinue the Road and retain the land comprising the Road for public open space purposes.

Council is required under the Act to give public notice of the proposed discontinuance.

The public notice has been published in the Age Newspaper.

As the Owner/Occupier of a property in the immediate vicinity of the proposal you are invited to make a submission. Submissions must be in writing and be lodged with Council by **Friday, 14 October 2022**. All submissions are considered by Council and any person making a submission can request to be heard in support of their submission or can be represented by a person on their behalf.

Attached for your information is a copy of the Public Notice.

Please feel free to contact me on 9205 5270 if you would like to discuss this proposal in further detail.

Yours Sincerely

William J. Graham
Valuations Coordinator
Attach.



Yarra City Council
ABN 98 394 086 520

PO Box 168
Richmond VIC 3121

03 9205 5555
info@yarracity.vic.gov.au
yarracity.vic.gov.au

Attachment 5 - Submissions - Otter Street

Otter Street partial road discontinuance

Submissions made under section 223 of the Local Government Act 1989

#	Submission
1	<p>I am writing to retract my support for the pocket park at Otter and Smith. Recent parking and traffic issues for the residents in Bedford Street and the final park design have changed my mind. I am now against the park.</p> <p>From the outset I was very optimistic about what the park could be. Too optimistic as it turns out. There will be no genuine amenity from the park, but it could be an exciting opportunity architecturally. Alas, it's quite boring, uninspired and clearly a cheap and cheerful option. I believe it will only serve to foster the most unpleasant aspects of Smith street and won't deliver as the exciting hub I was expecting.</p> <p>My main concern is that vehicle access for Bedford Street residents will be reduced to Perry street from Smith and from Otter from Wellington. Which means, as is the case currently, we have to circle our home for often 20 minutes to find a car park. The current parking situation in Bedford Street simply doesn't work for residents and is virtually untenable for us. We are often left without anywhere to park.</p> <p>So the uninspiring park is not worth the added pain of having to drive around a much larger circuit to come back to Bedford to try again. For me, there beneficial value of the park design doesn't outweigh the negative parking aspects we already experience on a daily basis.</p>
2	<p>As a resident of Bedford Street (in between Perry and Johnston Street) I am still very concerned about the increase in traffic on Perry Street that the closure of Otter Street will cause. I haven't seen any suggestions/discussion around what actual planning is taking place in relation to this.</p> <p>Also, reading through the consultation report, I feel that 55 responses is inadequate to proceed with this proposal, for such a high density suburb as Collingwood. That number is hardly representative of the amount of residents in the area-especially when the pandemic has restricted people's ability to engage with ideas and proposals outside of their immediate covid-responses.</p> <p>As a resident in Collingwood for over 25 years, the increase in apartments/developments is at times overwhelming. Instead of road closures, I would expect that Yarra would be working with developers to provide access to green spaces to residents and neighbours of their multi storey developments.</p> <p>I believe that further consultation is required.</p>
3	<p>I live at [redacted] Bedford Street. I'm happy you're putting the park there, but why are you putting more parking on Smith Street? We know that car parks on Smith Street are a dooring risk for cyclists. Instead of making more dangerous spaces on Smith Street, why not extend the park out further? I provided this feedback to the last consultation but clearly it wasn't taken seriously. Why doesn't Yarra take dooring risk on its arterials seriously?</p>

Attachment 5 - Submissions - Otter Street

#	Submission
4	<p>I live in Bedford street and have done so for over 20 years.</p> <p>Our small house does not have permanent off street parking so we rely on street parking. Currently, in Bedford and Perry streets, we have 8 permit spaces and lots of one hour parking.</p> <p>Bedford street is a very popular place for people to park, especially since the bakery opened up. We have a VERY hard time finding somewhere to park our car if we ever want to come home in the middle of the day. We loop around the one way streets via Perry street (the small loop) and Otter street (the longer loop). I often have to do 5 or 6 loops before I can find a space has become available.</p> <p>If Otter street is closed, we will need to loop all the way down Stanley, then left into Otter and then right into Bedford. The mere idea of this raises anxiety as it is already so hard.</p> <p>PLEASE if this goes ahead, may it only be on the condition that much more permit parking is allocated in Bedford and Perry streets and that it is:</p> <ul style="list-style-type: none"> *From 5pm daily *All day Saturday (as well as Sunday) *1hr parking is monitored properly, every day.
5	<p>"I am a resident of [redacted], Collingwood, which is on the corner of Bedford and Perry Sts. We are directly affected by the traffic discontinuance due to the Otter St Park. I am writing on behalf of myself and my husband [redacted], who is also a resident of [redacted].</p> <p>Whilst we are supportive of a park, we are not supportive of the traffic discontinuance at Otter St and Smith St, which prevents access to Otter St from Smith St.</p> <p>The rationale for our lack of support is threefold:</p> <ol style="list-style-type: none"> 1. Traffic on Smith St is already very heavy. Traffic already backs up at the Smith St/Johnson St intersection past the turn into Perry St. We often need to use Otter St and then Bedford St to access our property as a result 2. Cars often use Bedford St from Smith St as an alternative route to reach Johnston St due to the above traffic. Closing this will push even more traffic back to Smith 3. Closing Otter/Smith will also push a significant amount of traffic down Perry St, which is a narrow one-way road and not suitable for heavier traffic <p>Rather, we would be supportive of one-way access from Otter/Smith towards Wellington, alongside the proposed park. This would ameliorate the traffic issues identified above."</p>
6	<p>I'm in favour of the park. Would be nice to have bicycle access to otter St though</p>
7	<p>Great. Get on with it. City of Yarra takes too long to progress from glossy website/ brochure etc to implementation.</p>
8	<p>Streets Alive Yarra supports the proposal.</p>

Attachment 5 - Submissions - Otter Street

#	Submission
9	<p>I live on Perry St, just east of Bedford St, about 100 metres from the proposed park. The addition of the park is great for the area.</p> <p>My family rarely drives. On the occasion we do drive the road discontinuance will not cause us any inconvenience.</p> <p>I hope that you can monitor traffic levels on Perry St before and after and, if necessary, enact measures to reduce rat-running and make the street safer. Cars speed down the hill past the Perry St entrance to Collingwood Yards</p>

4.2 Proposed Discontinuance of Road at Cambridge Street, Collingwood

Reference	D22/289712
Author	Bill Graham - Coordinator Valuations
Authoriser	Director Corporate, Business and Finance

Purpose

1. For Council to consider whether:
 - (a) The road shown as lot 1 on the title plan attached as **Attachment One** (Road), being part of Crown Portions 52 & 53 Parish of Jika Jika and part of the land remaining in Conveyance Book F no 262, should be discontinued pursuant to the *Local Government Act 1989* (LGA 1989) and retained by Council for public open space purposes; and
 - (b) Subject to Council making a decision to discontinue the Road, Council should grant a pedestrian carriageway easement over that part of the Road shown marked 'E-1' on the title plan attached as **Attachment One** in favour of the adjoining property at 33 Peel Street, Collingwood (33 Peel), being the land contained in certificate of title volume 11595 folio 703 for the consideration of \$1 (Easement).
2. To consider all submissions made pursuant to section 223 (d)(ii) of the LGA 1989.

Critical analysis

History and background

3. The Road is shown as the area coloured red and blue on the plan attached as **Attachment Two** to this report (Site Plan). A copy of the manual search of the Road is attached as **Attachment Three** to this report.
4. Council proposes to discontinue the Road and retain the land comprising the Road for public open space purposes (Proposal).
5. As part of the Proposal:
 - (a) a pedestrian pathway (comprising a 1.8-metre-wide section of Cambridge Street directly to west of the Road) (Remaining Walkway) will remain as a road for pedestrian access to Peel Street from the balance of Cambridge Street; and
 - (b) Council proposes to grant the Easement over the area highlighted blue on the Site Plan (Blue Parcel). 33 Peel is shown delineated purple on the Site Plan.
6. The Road:
 - (a) is known to title as a 'road' and Cambridge Street, its last registered owner is Charles Hatton since 28 July 1848;
 - (b) currently provides direct public vehicular and pedestrian access to Peel Street from the balance of Cambridge Street as part of the public road network;
 - (c) is constructed as an asphalt road and adjoining pedestrian footpaths with bluestone kerbing;
 - (d) contains a number of car parking spaces on the eastern side of the Road; and
 - (e) contains a number of structures within the sections of Road constructed as a footpath, including bins, trees, bicycle racks and street signage.

Discussion

7. The Road is a 'road' for the purposes of the Act and Council has statutory power to consider discontinuing the Road. If the Road is discontinued, it will vest in Council.
8. It is considered that the Road is not reasonable required for public use as:
 - (a) notwithstanding that the Road is part of the public road network and currently provides direct vehicular access to Peel Street, the general public has alternative vehicular access to Peel Street from Cambridge Street via the surrounding public road network;
 - (b) the general public will retain pedestrian access to Peel Street from Cambridge Street via the Remaining Walkway;
 - (c) the owners of the property which abuts the Road being 33 Peel Street, Collingwood (shown delineated purple on the Site Plan) (33 Peel) and the owners of the properties which abut the Remaining Walkway, being 31A Peel, 87, 89, 91 and 93 Cambridge Street, Collingwood (shown delineated orange on the Site Plan) together, (the Western Properties) do not currently have any direct vehicular access from Cambridge Street which would be affected by the Proposal (and their existing pedestrian access would not be affected by the Proposal);
 - (d) the owners of the Western Properties have consented/not objected to the Proposal; and
 - (e) pedestrian access to 33 Peel over the Blue parcel will be retained by Council's proposed grant of the Easement.
9. At its meeting on 13 September 2022, Council resolved to:
 - (a) remove the Road from Council's register of public roads pursuant to section 17(4) of the *Road Management Act 2004*.
 - (b) commence the statutory procedures and give notice pursuant to section 207A and 223 of the LGA 1989 of its intention to discontinue and retain the Road; and
 - (c) commence the statutory procedures and give notice pursuant to section 114(2)(i) of the *Local Government Act 2020* (LGA 2020) of its intention to grant the Easement.

Adjoining Owners

10. In addition to 33 Peel, the Road also directly abuts part of the Cambridge Street Reserve (Reserve), which is land owned by Council and shown coloured green on the Site Plan.
11. Council wrote to the owners of Western Properties and 33 Peel to inform them of the proposal.
12. Council has not received any objection to the proposal from the owners of the Western Properties.
13. None of the Western properties currently have direct vehicular access from Cambridge Street which would be affected by the Proposal and their pedestrian access (via the Remaining Walkway) will be retained under the Proposal.

Easement

14. In considering the proposal, council has had regard to the future requirements of the owners of 33 Peel to access infrastructure contained in cabinets on the outer wall of the western property boundary of 33 Peel via the Road. Council has been liaising with the owners of 33 Peel in respect of these requirements.
15. To facilitate the access requirements of 33 Peel as part of the Proposal, Council considered whether to:
 - (a) remove the Blue Parcel from the proposal, so that the Blue Parcel would remain as a road; or
 - (b) subject to Council making a decision to discontinue the Road, grant a pedestrian carriageway easement in favour of 33 Peel Street over the Blue Parcel (Easement).

16. Council determined that it would facilitate the access requirements of 33 Peel by proposing to grant the Easement, subject to Council first making a decision to discontinue the Road. Council wrote to the owners of 33 Peel on the 14 July 2022 to inform them that Council proposed to grant the Easement on the following terms;
 - (a) the Easement is to directly abut the western boundary of the property at 33 Peel;
 - (b) the Easement is to be the length of the western property boundary of 33 Peel and 1,2 metres wide.
 - (c) the rights granted under the Easement are to be, “the full and free rights and liberty to and for the grantee and its servants, agents and all persons authorised by the grantee from time to time and at all times hereafter at its will or pleasure access to pass and repass for all purposes whatsoever over and along the servient land”; and
 - (d) the Easement is to be created pursuant to section 45 of the *Transfer of Land Act 1958*, and a creation of easement form would be registered by Land Registry as a follower dealing to the transfer of the discontinued Road to Council.
17. On the 2 August 2022, the owners of 33 Peel agreed to Council’s proposed grant of the Easement subject to the following proposed amendments:
 - (a) the width of the Easement to be increased to 2 metres wide; and
 - (b) the rights granted under the Easement to include the right to of access with or without equipment (including vehicular equipment).
18. On the 12 August 2022, Council responded that it did not agree to the amendments proposed by the owner of 33 Peel. To date Council has not received a further response from the owner of 33 Peel (including no response to the Public Notice).
19. The Easement (reflecting the easement dimensions set out above at paragraphs 15(a) & 15(b)) has been included on the Title Plan over the part of the Road marked ‘E-1’.

Public Notice

20. The public notice was placed in the Age Newspaper on the 16 September 2022. The public notice included the proposed discontinuance of the Road and its retention by Council and the proposed grant of Easement (Public Notice).
21. A copy of the Public Notice was also:
 - (a) displayed in large poster form on-site; and
 - (b) published on Council’s website.
22. By letter dated 19 September, Council informed various owners and occupiers of properties in the vicinity of the Road (Local Owners) of the Proposal. The Local Owners were provided a copy of the Public Notice and invited to make a submission regarding the Proposal.
23. A list of the Local Owners, a copy of the Public Notice and a copy of the letter are attached as **Attachment Four**.
24. Following the publication of the public Notice, 13 submissions were received by Council by the closing date being 14 October 2022. A summary list of submissions and a copy of submissions received by Council are attached as **Attachment Five**.

Submissions in support of Proposal

25. Submissions received in support of the Proposal may be summarised as follows:
 - (a) Council’s community consultation has been substantial, and the creation of a public park is the best reason for a proposed road closure;
 - (b) the community requires more public open space, particularly as a result of recent population growth in the local area;
 - (c) support for the proposed design of the public park;

- (d) the Proposal is unlikely to negatively impact the community based on the fact that the Road has been completely or partially closed to vehicular traffic in the past (to facilitate construction of high-rise buildings in the area);
- (e) the proposed park will provide a community hub;
- (f) the Proposal will result in increased safety for local residents as a result of eliminating vehicular traffic between Cambridge Street and Peel Street; and
- (g) support for the proposal from Streets Alive Yarra, a non-profit, volunteer community group.

Officer comments on submissions in support of the Proposal

26. The following comments are offered by officers in respect of the made in support of the Proposal:
- (a) as a result of extensive community consultation, Council considers that the Proposal would be of significant community benefit by facilitating additional public open space; and
 - (b) Council has had regard to the increased safety for pedestrians in considering the Proposal and considers that this benefit outweighs the minor disruption to vehicular traffic (on the basis that vehicular access to Peel Street is available via the surrounding Road network).

Objections to Proposal

27. The objections received in response to the Proposal can be summarised as follows:
- (a) Council should create public open space by acquiring private land or by requiring developers to include public open space in their developments (as opposed to discontinuing roads);
 - (b) the Road is required for access to residential properties and local businesses.
 - (c) Council does not provide opportunity for local residents to provide feedback on these types of proposals; and
 - (d) Council should not spend time on this type of proposal and should 'get back to roads, rubbish and services';

Officer comments on objections to Proposal

28. The following officer comments are offered in respect of the submissions made in objection to the Proposal.
- (a) Council's consideration of the Proposal does not preclude it from also separately acquiring land for public open space purposes or requiring developers to include public open space in their developments proposals, and Council considers that the Proposal is an effective way of creating additional public open space for community use;
 - (b) pedestrian access to Peel Street (including any local businesses on Peel Street) from the balance of Cambridge Street will not be affected by the Proposal;
 - (c) vehicular access to Peel Street (including any local businesses on Peel Street) from the balance of Cambridge Street via the local road network will not be affected by the Proposal;
 - (d) the Proposal will not have any effect on existing direct vehicular or pedestrian access to all residential or commercial properties which directly abut the Road;
 - (e) Council has consulted with local residents, including by directly liaising with property owners in the vicinity of the Proposal, and by giving public notice of the Proposal. It has afforded the public an opportunity to make submissions on the Proposal; and
 - (f) Council does not consider that its consideration of the Proposal prevents it from providing other community services, and considers that by facilitating the creation of

community public open space, the Proposal is of significant benefit to the local community.

Submissions to Council

29. At the Council Meeting on 15 November 2022, Council received all of the submissions made as part of the process, and set out at **Attachment Five**.
30. All submitters who requested an opportunity to address Council directly were invited to that meeting, and two submitters took up that offer. Council heard from the authors of submissions #5 and #8.
31. The matters raised at the meeting were consistent with the written submissions made and discussed above.

Statutory/Public Authorities

32. The following statutory/public authorities have been advised of the Proposal and have been asked to respond to the question of whether they have any existing assets in the Road that should be saved under section 207C of the LGA 1989, Greater Western Water, Melbourne Water, CitiPower, United Energy, Multinet Gas, Telstra, Optus, APA Gas, Ausnet Services and Yarra City Council.
33. Council, Ausnet Services, Melbourne Water, United Energy, and Multinet Gas have advised that they no assets in or above the Road and no objection to the Proposal.
34. Optus has advised that it has no assets in or above the Road.
35. On the 7 December 2021, Greater Western Water advised that it did not object to the Proposal, subject to the following conditions:
 - (a) Council remains the registered proprietor of the Road.
 - (b) any proposed fences must be located a minimum distance of 800mm clear of the centreline of any existing sewer mains;
 - (c) any proposed fence lines must be located a minimum of 1 metre from sewer manhole and/or inspection shafts;
 - (d) the area of 2 metres either side of the centre line of any water mains must not be built over or enclosed by any structure; and
 - (e) any plumbing works or proposal to build over Greater Western Water assets requires Greater Western Water's prior written consent.
36. On 2 January 2022, Telstra advised that it had assets within the vicinity of the Road, but did not object to the Proposal provided that Council:
 - (a) calls Dial Before You Dig prior to any construction activities in the vicinity of Telstra's communication plant;
 - (b) upon receipt of plans, obtains a Telstra accredited Asset Plant Locator to confirm the location of the assets ; and
 - (c) does not build over any Telstra assets, and engages Telstra's Asset Relocation team to obtain a quote to relocate any easements within the area of any construction activities.
37. On 24 January 2022, APA Gas advised that it had assets in the vicinity of the Road, but did not object to the Proposal subject to Council:
 - (a) complying with APA Gas requirements in respect of any construction over the Road;
 - (b) not planting any deep-rooted vegetation within the vicinity of the APA Gas assets; and
 - (c) ensuring that the part of the Road in which the APA Gas assets are located remains a public reserve.

38. On 28 February 2022, CitiPower advised that it had assets in the vicinity of the Road but had no objection to the Proposal provided that its assets (being overhead electrical cabling attached to a public light pole) were unaffected by the Proposal.

Options

39. Council has the option to either discontinue or not to discontinue the Road.

Community and stakeholder engagement

40. Following the announcement to develop two new pocket parks in Collingwood through the Victorian Government Local Parks Program, concept plans for the Cambridge Street Park were developed based on community feedback and presented to the broader community for review.
41. Approximately 2,000 residents and stakeholders were informed about online consultation by way of flyer, which outlined ways to obtain more information and provide feedback.
42. The final concept design proposal was presented to Councillors in November 2021.

Policy analysis

Alignment to Community Vision and Council Plan

43. The Yarra 2036 Community Vision contains the theme 'Shared Spaces', which commits Council to strive toward spaces that connect communities, businesses, and cultures together. The specific priorities that are supported by the proposals in this paper are:
- "7.1. All our shared spaces are made physically accessible and welcoming to people of all abilities, linguistic, cultural, backgrounds and age groups.*
- 7.2. Community meeting spaces, service buildings, and facilities evolve and adapt to reflect changing needs of our diverse community.*
- 7.3. Create and innovate solutions to maximise the use of under or unused streets and spaces.*
- 7.4. Increase availability and diversity use of open space to address existing shortages and respond to population growth."*
41. The City of Yarra Council Plan 2021-2025 includes the theme 'Place and Nature' which builds on the Community Vision by including specific initiatives to expand and improve public space and build a network of green spaces that contribute to a liveable and sustainable Yarra. Among the specific initiatives are:
- "a) Deliver projects that enhance access to nature by finding new and novel opportunities for urban greening.*
- b) Plan, design, deliver, and maintain high quality open spaces, parks, and reserves including the creation of seven new or expanded parks.*
- l) Reduce urban heat island effect through the planting of trees and vegetation and an increase of green open space.*
- m) reallocate space from on-street parking to space for nature, active and public transport, outdoor dining and placemaking."*

Climate emergency and sustainability implications

42. Not addressed in the development of this report.

Community and social implications

43. Not addressed in the development of this report.

Economic development implications

44. Not addressed in the development of this report.

Human rights and gender equality implications

45. Not addressed in the development of this report.

Operational analysis

Financial and resource impacts

46. Costs associated with the proposed discontinuance will be accounted for within existing Council budgets.

Legal Implications

47. The discontinuance of the Road and the removal of the road reservation will create a new title for the former Road and formalise Council's occupation as the New Cambridge Street Park.

Conclusion

48. Council must now determine whether the Road is reasonably required for public use in order to decide whether:

- (a) the Road should be discontinued and retained pursuant to clause 3 of schedule 10 of the LGA 1989; and
- (b) Council should grant the Easement pursuant to section 114 of the LGA 2020.

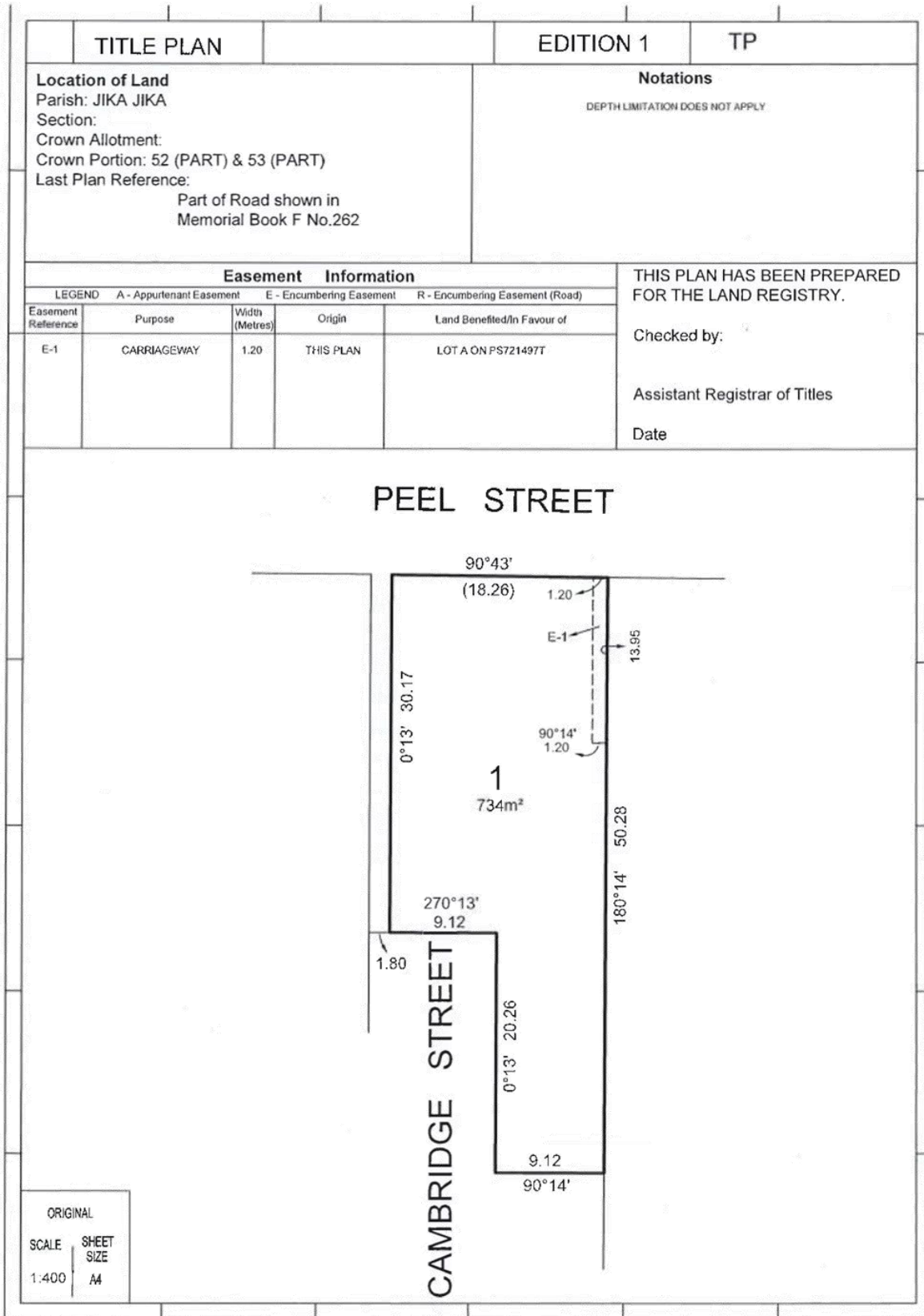
RECOMMENDATION

1. That Council acting under clause 3 of schedule 10 of the *Local Government Act 1989* (LGA 1989):
 - (a) resolves, having followed all the required statutory procedures pursuant to sections 207A and 223 of the Act pursuant to its power under clause 3 of Schedule 10 of the LGA 1989, and being of the opinion that the road shown marked as Lot 1 on the title plan attached as **Attachment One** to this report (Title Plan), being part of the land contained in Crown Portions 52 & 53, parish of Jika Jika and part of the land remaining in Conveyance Book F No 262 (Road), is not reasonably required for public use for the reasons set out in this report, to discontinue the Road;
 - (b) directs that a notice pursuant to the provisions of clause 3(a) of Schedule 10 of the LGA 1989 is to be published in the *Victoria Government Gazette*;
 - (c) directs that once discontinued the Road be transferred to Council pursuant to section 207D of the LGA 1989.
 - (d) authorises the Chief Executive Officer to sign any transfer or transfers of the Road and any other documents required to be signed in connection with the discontinuance of the Road and its subsequent transfer to Council; and
 - (e) directs that any easements, rights or interests required to be created or saved over the Road by any authority be done so and not affected by the discontinuance of the Road.
2. That Council, acting under section 114 of the *Local Government Act 2020* (LGA 2020):
 - (a) resolves that, having complied with the required statutory procedures pursuant to section 114 of the LGA 2020, to grant a pedestrian carriageway easement over that part of the Road shown marked 'E-1' on the Title Plan in favour of the property at 33 Peel Street, Collingwood (Easement) being the land contained in certificate of title volume 11595 folio 703, for the consideration of \$1; and
 - (b) authorises the Chief Executive Officer to sign any documents required to be signed in connection with the grant of the Easement and its registration on title.

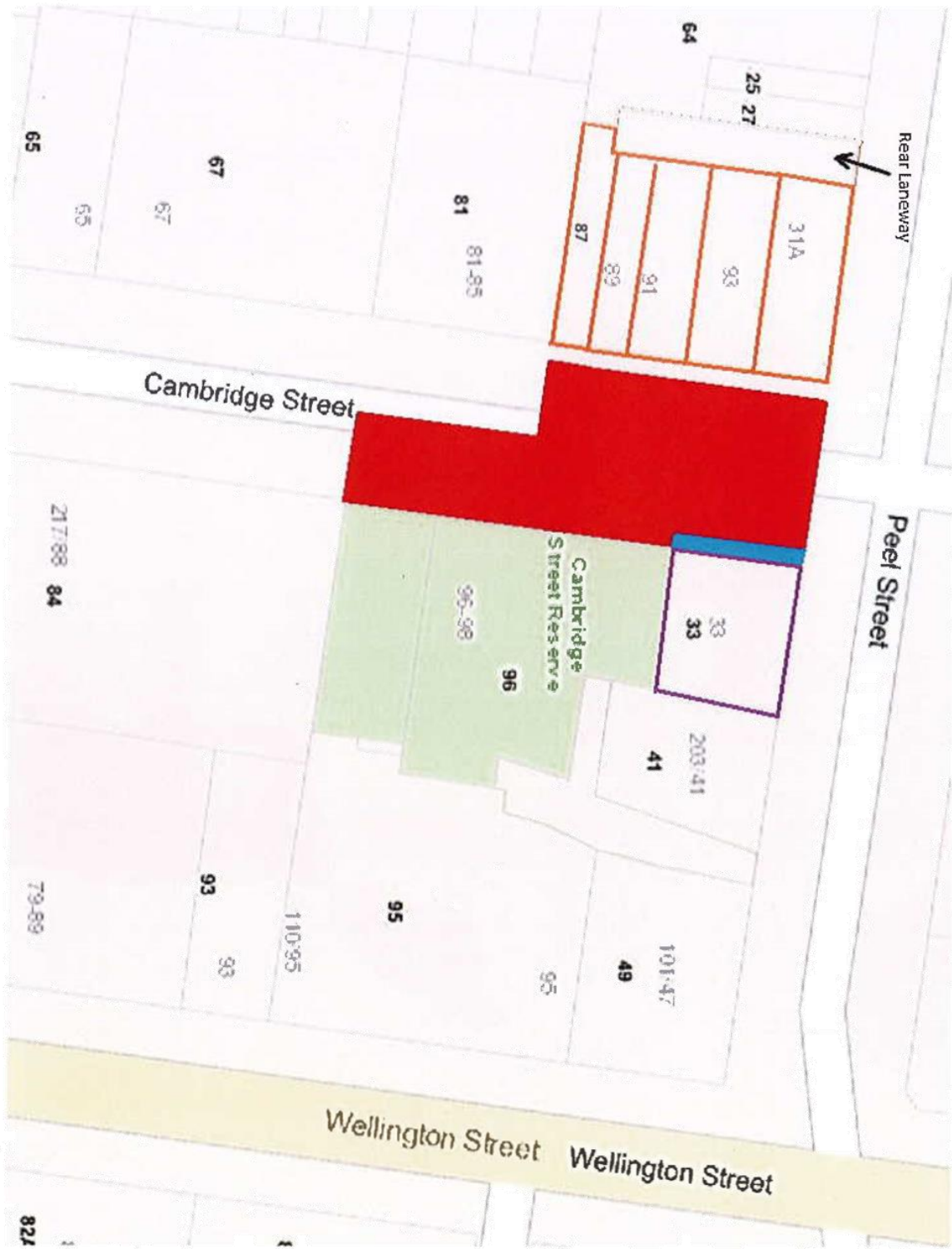
Attachments

- 1 [↓](#) Title Plan
- 2 [↓](#) Site Plan
- 3 [↓](#) Title Search
- 4 [↓](#) Public Notice, Letter, and List of Owners
- 5 [↓](#) Submissions - Cambridge Street

Attachment 1 - Title Plan



Attachment 2 - Site Plan



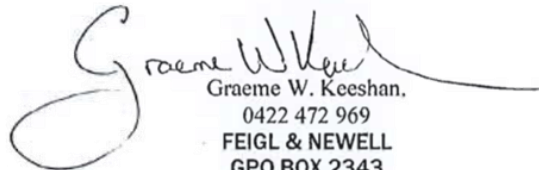
Attachment 3 - Title Search

RE:- Cambridge Street, Collingwood.
PROPERTY:- Part Crown Portions. 52 & 53, Parish of Jika Jika.
YOUR REF:- JKOZ:8776306

A search for the **Last Registered Owner** of the above property resulted with copies of the following:-

1. L.A.S.S.I. For Current Map Base Information.
2. TITLES OFFICE CHART
Jika Jika 72
3. CONVEYANCE
Bk: F No: 262 to C. HUTTON. (**Last Registered Owner**)
3. PLAN IN APPN:
389 Showing the Land remaining in the above Conveyance
4. 26F:- NIL, see sheet attached.

17.11.2021



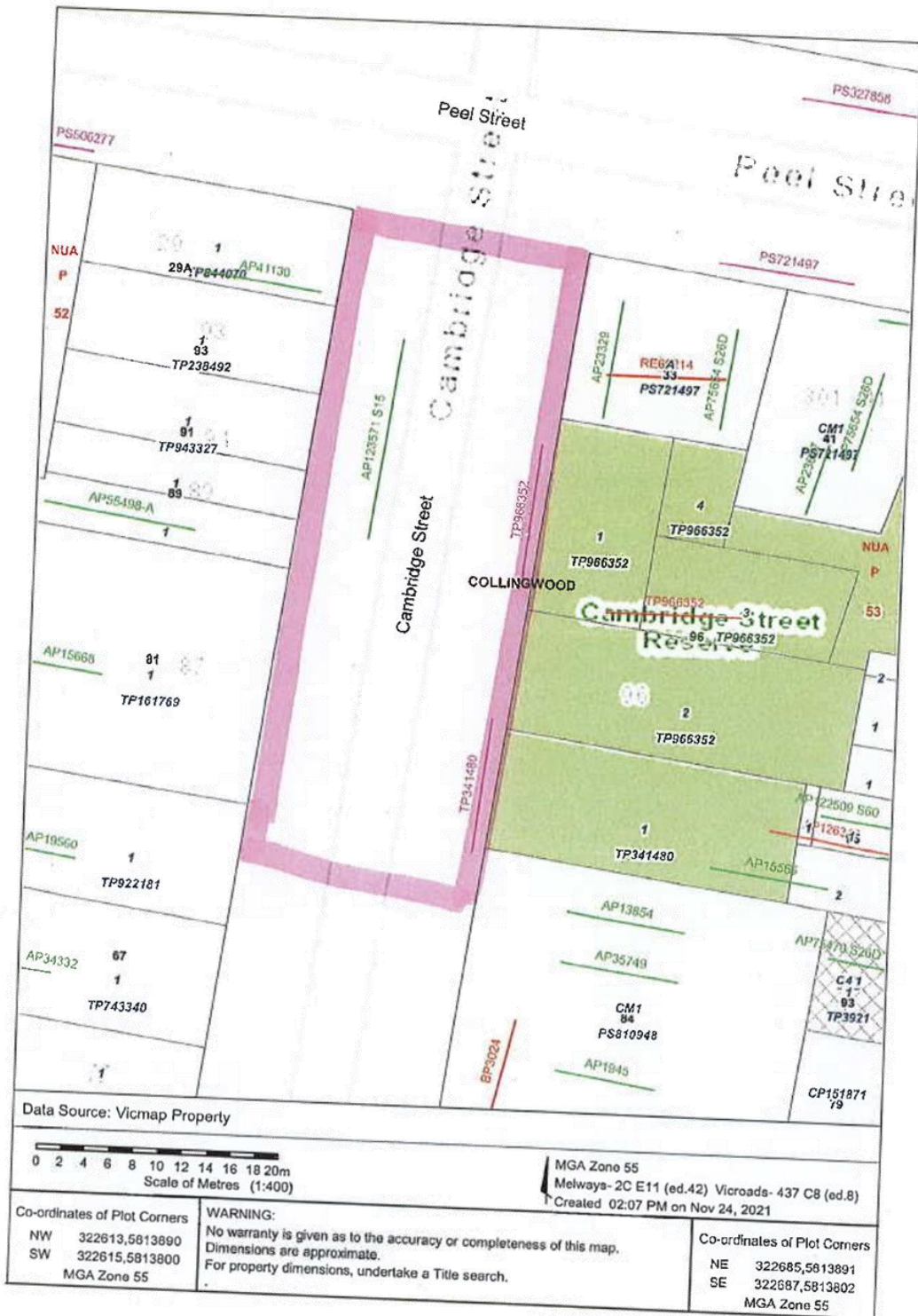
Graeme W. Keeshan,
0422 472 969
FEIGL & NEWELL
GPO BOX 2343
Melb 3001
Ph. 9629 3011.

Email. info@feiglnewell.com.au

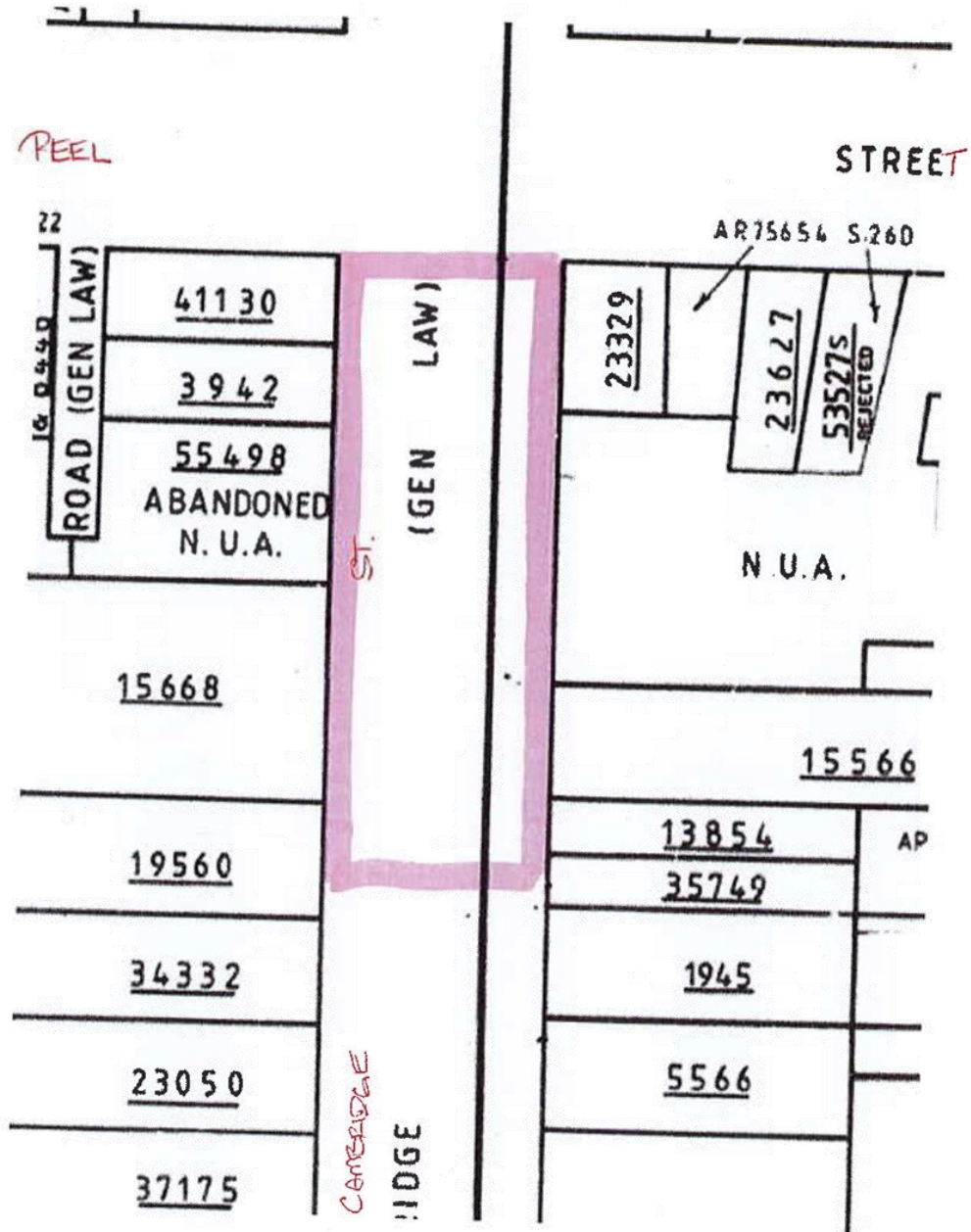
DISCLAIMER:- A search for the last registered owner may not disclose all easements, subsisting interests affecting the above property or guarantee the consistency of the Chain of Title.

Due to changes in procedures at the Lands Titles Office, this search is as accurate as the information contained herein at the date of this search.

Attachment 3 - Title Search



Attachment 3 - Title Search

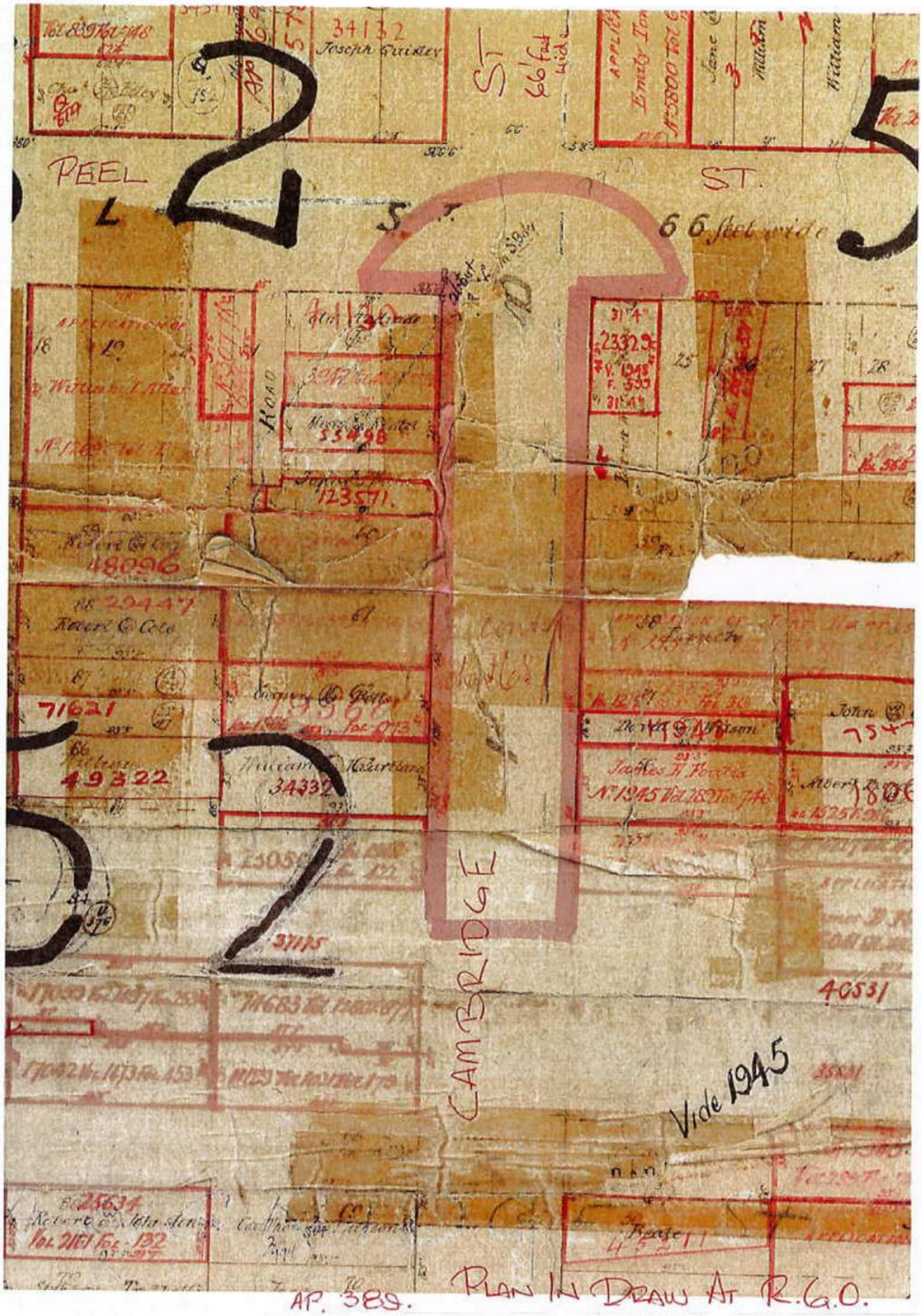


Jika Jika Chart. 72.

Attachment 3 - Title Search

<p><i>W. H. Phillips</i></p>	<p>MEMORIAL.</p> <p>No. 262 BOOK F. F</p>		<p>AND OTHER PARTICULARS THAT THE CASE MAY REQUIRE.</p>
<p>CONVEYANCE.</p>	<p>NAMES OF THE PARTIES.</p> <p><i>John Bradberry</i> <i>John one part</i> <i>and Charles the other</i> <i>Admiral's part</i></p>	<p>DESCRIPTION OF THE LANDS OR PROPERTY CONVEYED.</p> <p><i>Well let me repeat a book state in the County of...</i></p>	<p>CONSIDERATION AND HOW PAID.</p> <p><i>Five pounds thirty shillings...</i></p>
<p>WITNESSES.</p>	<p>NAMES OF THE WITNESSES.</p> <p><i>Mary Moor</i> <i>John</i> <i>McKee</i></p>	<p>DESCRIPTION OF THE LANDS OR PROPERTY CONVEYED.</p> <p><i>Well let me repeat a book state in the County of...</i></p>	<p>CONSIDERATION AND HOW PAID.</p> <p><i>Five pounds thirty shillings...</i></p>
<p>WITNESSES.</p>	<p>NAMES OF THE WITNESSES.</p> <p><i>D. 257. 1848.</i> <i>R. 287. 1848.</i></p>	<p>DESCRIPTION OF THE LANDS OR PROPERTY CONVEYED.</p> <p><i>Well let me repeat a book state in the County of...</i></p>	<p>CONSIDERATION AND HOW PAID.</p> <p><i>Five pounds thirty shillings...</i></p>
<p>WITNESSES.</p>	<p>NAMES OF THE WITNESSES.</p> <p><i>John</i> <i>McKee</i></p>	<p>DESCRIPTION OF THE LANDS OR PROPERTY CONVEYED.</p> <p><i>Well let me repeat a book state in the County of...</i></p>	<p>CONSIDERATION AND HOW PAID.</p> <p><i>Five pounds thirty shillings...</i></p>
<p>WITNESSES.</p>	<p>NAMES OF THE WITNESSES.</p> <p><i>John</i> <i>McKee</i></p>	<p>DESCRIPTION OF THE LANDS OR PROPERTY CONVEYED.</p> <p><i>Well let me repeat a book state in the County of...</i></p>	<p>CONSIDERATION AND HOW PAID.</p> <p><i>Five pounds thirty shillings...</i></p>

Attachment 3 - Title Search



Attachment 3 - Title Search

MA.

DUNEED			C/A A (P) POR 5	AP126614J	104423	AH281278X	1P8644354M	8/6/2010
ELPHINSTONE			CA 11A - SEC 3	AP123501P	93211	PS522874Y	TP845311G	26/ 8/2004
GERHINGHAP			CA'S 3 & 4 SEC 14	AP120136C	108560 & 116294	V886761W	TP13776A	10/ 2/1999
HARCOURT			(PART) CA 2 SEC 5	AP123982T	93227	AD657946X	TP858569R	02/06/2005
HARCOURT			1 (WH) & 2 (PT) SEC 4	AP128068Y	93252/3	AJ824135G	TP950358R/9P	30/7/2012
HARCOURT			CA 1 (P) SEC 6	AP125348J	C.G.30094(1854)	PS608456R	TP915757A	28/9/2007
HARCOURT			CA 27 SEC 4	AP128073G	93263	AJ825929L	TP950363Y	30/7/2012
JIKA JIKA			PORT 49 (PT)	AP131456V	BK B NO 280	AL411777Y	TP955996E	09/10/2014
JIKA JIKA			PORT 52 (PART)	AP127218M	111667	AJ641544M	TP948278C	12/7/2011
JIKA JIKA CITY OF NORTHCOTE			C/A 12 (PT) SEC 9	AP138035J	112184	AN694016A	TP962456Y	30/3/2017
JIKA JIKA AT NTH MELB			C/ALLOTS 12,13,14 (PTS)	AP141375P	C/G 3205,6,7 OF 1852	PS818927F	TP965686P	21/06/2018
T/P KALKALLO			C/A's 4 & 5 SEC 2	AP126717X	CG5521/2 1853		TP946393N	13/8/2010
T/P KALKALLO			C/A'S 2,3,4,5,6,7,8,10 (ALL PART) SEC 6	AP126722F	VARIOUS STARTS FROM AP46336		TP946401S	13/8/2010
T/P KALKALLO			C/A 9 SEC 25	AP126721H	115430		TP946397E	13/8/2010
KORKUPERRIMUL			PORT 11 (PART)	AP125581C	81743	AF722885N	TP924161K	18/3/2008
LANGI-GHIRAN			C/A 2 (PT) SEC 32	AP132892T	97263	AL959658A	TP957658Q	16/06/2015
LARA			PORT 16	AP122312X	-	AB734381L	TP820035U	3/12/2002
LAURISTON			CA 303	AP121724D	80888	AB85111B	TP800321G	8/ 1/2002
MALDON			CA 19 SEC B	AP121725B	80888	AB8526M		8/1/2002
MELBOURNE NORTH CITY OF MELBOURNE			CA 1 (PT) & CA 20 (PT) SEC 43	AP124439L	91307	AE66829N & AF260857R	TP873975T	16/12/2005
MARIBRYNONG			POR B SEC 2 (PT)	AP1349983E	-	PS 746078A	TP959898H	02/05/2016
MELBOURNE SOUTH CITY OF PORT MELBOURNE			C/A 1 (PART) SEC 5	AP119117P	CG 26798	AH462111E	TP945836K	9/6/2010
CITY OF SOUTH MELBOURNE (MELBOURNE SOUTH)			C/A 1 (P) & 2 (Pt) SEC 23	AP128053N	TOWN LOT 2141 (1851)	AJ807003W AJ906120Q	TP950333L	20/7/2012
MERIDITH			POR 86	AP128831P	114713	AK259717X	TP951705R	27/3/2013
MERRIMU T-SHIP OF BACCHUS MARSH			POR 11 SEC 15 (Pt)	AP126694H	81548	AH408067L	TP946354Y	5/8/2010
MICKLEHAM			POR 11B (Pt)	AP126842U	Bk T No 517	AH599268D	TP946821T	8/11/2010
MONEA SOUTH			C/A 21 (FORMERLY C/A 21 SEC 2)	AP127891A	CG 25247/1852	REMOVED	TP950083F	6/6/2012
				AP128067B	106467	AJ819028M	TP950352E	26/7/2012

26 FTABLE CURRENT 27/06/18

Attachment 4 - Public Notice, Letter, and List of Owners



27 Peel St Collingwood VIC 3066	101215 Current
29 Peel St Collingwood VIC 3066	101220 Past
29-31 Peel St Collingwood VIC 3066	505680 Current
29A Peel St Collingwood VIC 3066	353530 Past
Floor 1 29A Peel St Collingwood VIC 3066	505690 Current
Floor 1 29B Peel St Collingwood VIC 3066	505700 Current
31 Peel St Collingwood VIC 3066	101225 Past
Floor 1 31A Peel St Collingwood VIC 3066	505710 Current
31A Peel St Collingwood VIC 3066	101230 Past
33 Peel St Collingwood VIC 3066	362580 Current
33-41 Peel St Collingwood VIC 3066	101235 Past

Attachment 4 - Public Notice, Letter, and List of Owners

63 Cambridge St Collingwood VIC 3066		358090	Past
63 Cambridge St Collingwood VIC 3066		364470	Current
63 Cambridge St Collingwood VIC 3066		534410	Future
65 Cambridge St Collingwood VIC 3066		101655	Current
67-77 Cambridge St Collingwood VIC 3066		101650	Past
67 Cambridge St Collingwood VIC 3066		380850	Current
77 Cambridge St Collingwood VIC 3066		380860	Current
81-85 Cambridge St Collingwood VIC 3066		101645	Current
87 Cambridge St Collingwood VIC 3066		101640	Current
89 Cambridge St Collingwood VIC 3066		101635	Current
91 Cambridge St Collingwood VIC 3066		101630	Current
93 Cambridge St Collingwood VIC 3066		101625	Current
97 Cambridge St Collingwood VIC 3066		101620	Current
<hr/>			
108 Cambridge St Collingwood VIC 3066		2018850	Current
94 Cambridge St Collingwood VIC 3066	d	532740	Current
96-98 Cambridge St Collingwood VIC 3066		101790	Current
106 Cambridge St Collingwood VIC 3066		295525	Current
<hr/>			
1/108 Cambridge St Collingwood VIC 3066		295465	Current
2/108 Cambridge St Collingwood VIC 3066		295470	Current
3/108 Cambridge St Collingwood VIC 3066		295475	Current
4/108 Cambridge St Collingwood VIC 3066		295480	Current
5/108 Cambridge St Collingwood VIC 3066		295485	Current
6/108 Cambridge St Collingwood VIC 3066		295490	Current
7/108 Cambridge St Collingwood VIC 3066		295495	Current
8/108 Cambridge St Collingwood VIC 3066		295500	Current
9/108 Cambridge St Collingwood VIC 3066		295505	Current
10/108 Cambridge St Collingwood VIC 3066		295510	Current
11/108 Cambridge St Collingwood VIC 3066		295515	Current
12/108 Cambridge St Collingwood VIC 3066		295520	Current

Attachment 4 - Public Notice, Letter, and List of Owners

In reply please quote:
Contact: Bill Graham 9205 5270
Our ref: D22/22017

19 September 2022

XXXXXX
XXXXXX

Dear Sir/Madam,

Proposed Discontinuance of road at Cambridge Street, Collingwood.

Council at its meeting of 13 September 2022 resolved pursuant to *clause 3 of Schedule 10 of the Local Government Act 1989 (Act)* to commence the statutory procedures necessary to consider **TO or NOT TO** discontinue the road abutting Otter Street, Collingwood. The proposal is that Council discontinue the Road and retain the land comprising the Road for public open space purposes.

Council is required under the Act to give public notice of the proposed discontinuance.

The public notice has been published in the Age Newspaper.

As the Owner/Occupier of a property in the immediate vicinity of the proposal you are invited to make a submission. Submissions must be in writing and be lodged with Council by **Friday, 14 October 2022**. All submissions are considered by Council and any person making a submission can request to be heard in support of their submission or can be represented by a person on their behalf.

Attached for your information is a copy of the Public Notice.

Please feel free to contact me on 9205 5270 if you would like to discuss this proposal in further detail.

Yours Sincerely

William J. Graham
Valuations Coordinator
Attach.



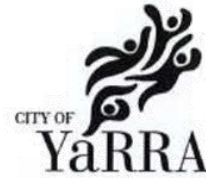
Yarra City Council
ABN 98 394 086 520

PO Box 168
Richmond VIC 3121

03 9205 5555
info@yarracity.vic.gov.au
yarracity.vic.gov.au

Attachment 4 - Public Notice, Letter, and List of Owners

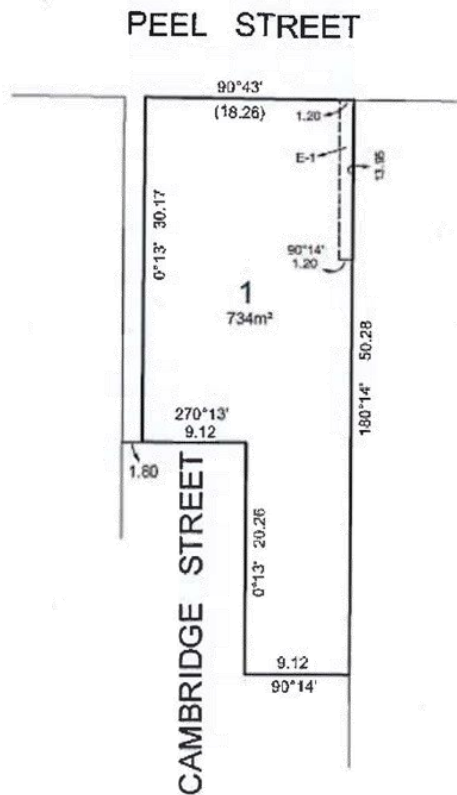
**YARRA CITY COUNCIL
 PROPOSED ROAD DISCONTINUANCE AND GRANT OF
 EASEMENT
 PUBLIC NOTICE UNDER SECTION 223 OF THE LOCAL
 GOVERNMENT ACT 1989 AND SECTION 114(2) OF THE LOCAL GOVERNMENT ACT 2020**



Yarra City Council (**Council**), acting under clause 3 of schedule 10 to the *Local Government Act 1989 (Act)*, proposes to discontinue the road at Cambridge Street, Collingwood, shown as Lot 1 on the plan below (**Road**), comprising part of the land remaining in Conveyance Book F No. 262.

The proposal is that Council discontinue the Road and retain the land comprising the Road for public open space purposes.

If Council makes a decision to discontinue the Road, it proposes to grant a pedestrian carriageway easement over that part of the Road shown marked 'E-1' on the plan below, in favour of the adjoining property known as 33 Peel Street, Collingwood, for a consideration of \$1.



Any person may make a submission on the proposal.

Any person wishing to make a submission in respect of the proposal must do so in writing by **14 October 2022**.

All submissions will be considered in accordance with section 223 of the Act and Council's community engagement policy. Submissions should be addressed to the Chief Executive Officer, and can be hand delivered to Council's Municipal Office at 333 Bridge Road, Richmond or posted to the following address:

Sue Wilkinson, Chief Executive Officer
 Yarra City Council - PO Box 168 , RICHMOND VIC 3121

[8776308: 33722342_1]

Attachment 4 - Public Notice, Letter, and List of Owners

Any person requesting to be heard in support of his or her submission is entitled to be heard before Council (or its committee established by Council for this purpose) or be represented by a person acting on his or her behalf, and will be notified of the time and date of the hearing.

Following consideration of submissions, Council may resolve not to discontinue the Road, or to discontinue the Road and then transfer the Road to itself and grant the pedestrian carriageway easement.

For more information on the proposal, please contact Bill Graham on 03 9205 5270 or bill.graham@yarracity.vic.gov.au.

Sue Wilkinson - Chief Executive Officer, Yarra City Council

[8776306: 33722342_1]

Attachment 5 - Submissions - Cambridge Street**Cambridge Street partial road discontinuance**

Submissions made under section 223 of the Local Government Act 1989

#	Submission
1	I wholly support the partial closure of the relevant section of Cambridge Street for vehicular traffic and I am very much in favour of the final design of the park as proposed.
2	<p>I have no concerns about closing off part of Cambridge Street to vehicle traffic. The road had been fully and/or partially closed off for lengthy periods during construction of high rise buildings to the south and this was evidence it is a feasible move.</p> <p>We in Collingwood need more green space and reduced traffic noise and the closure will enhance the experience.</p> <p>By the way congratulations on the design. If you need someone to speak to the submission I would be willing if the support is needed</p>
3	I'm moving into the area in December. Looking forward to more green space!
4	The addition of a park on Cambridge street would be fantastic for the neighbourhood and community. I support the idea.
5	As a resident of Cambridge Street, I fully support the road closure and its conversion to park space. Quite simply, there is no other space in the vicinity for individuals and families to gather, play and relax. The nearby "pocket parks" are not sufficient substitutes. If Collingwood is to be a true community rather than a concrete jungle of new development projects, it requires meaningful allocation of land to create outdoor leisure and recreation spaces. Parks and playgrounds build community, and turn transient areas into real neighbourhoods.
6	I'm in favour of the expansion of the park. We need less road space for cars, more for human interaction.
7	Great. It needs to happen yesterday. Space for recreation, connection, greenery. Please don't drag it out City of Yarra.
8	Streets Alive Yarra supports the proposal.
9	Stop with all these hair brain ideas and don't close the road, get back to roads, rubbish and services

Attachment 5 - Submissions - Cambridge Street

#	Submission
10	<p>This is such a great idea and would have so many advantages as follows:</p> <ol style="list-style-type: none"> 1. To create a real community hub where people can meet, relax and enjoy the local cafes. 2. To add a green space into an area that has limited green space. 3. Add value to the surrounding properties as people will see a vibrant and relaxing space to live and work. 4. Eliminate traffic flow through a quiet residential street which will make it much safer for the many residents surrounding this site. 5. This sort of initiative is a real win for the environment and would show case Yarra Councils commitment to being green and being cutting edge. 6. Creates a model for future initiatives such as this one and makes Yarra one of the top places to live and work. <p>Please make this happen and a big bravo to the Yarra Council.</p>
11	<p>I write in support of the above mentioned road closure. The pocket park has been a long time coming, and I commend the officers for their work here. The community consultation has been substantial during challenging times.</p> <p>I recognise road closures are a serious matter, not to be entered into lightly – but road closures for pockets parks are truly the best kind.</p> <p>I look forward to seeing construction underway as soon as possible.</p> <p>A number of neighbours in my apartment blocked have also indicated their support for the road closure and this letter, I write on their behalf and their details are below.</p> <p>I do not request to appear before Council, and trust the good judgment of Council on this matter.</p>
12	<p>I have looked at the recent notice to discontinue part of Cambridge St at Peel St.</p> <p>I commend Council for this initiative and greatly support this proposal although I had thought that this had previously been approved. Signage was erected nearby last year advertising that this would be Collingwood’s biggest park. This is great but also a sad indictment on Council’s planning for not forward planning to cater for community needs as this precinct has been significantly redeveloped over the recent years.</p> <p>Collingwood has seen significant population growth in the past few years with large apartment complexes being built in the Cambridge and Wellington Street areas unfortunately with the growing population there has not been much increase in the amount of amenity for residents.</p> <p>The need for more open spaces is paramount for our community. Open spaces promote connectedness and inclusion and importantly, they offer opportunities to have a place to relax and meat. They also soften the harshness of the ever growing height of apartments in this area.</p> <p>I do support Council’s endeavours. A quick approval for the discontinuance of this piece of street is fantastic.</p>

Attachment 5 - Submissions - Cambridge Street

#	Submission
13	<p>I am writing to express that I do not support blocking more roads in Yarra council region.</p> <p>Whilst I am supportive of more open and outdoor spaces, I believe the council should do this through acquiring land for sale or placing guidelines that when approving mass apartments, the developers have a responsibility to provide open space for public / residents as part of their proposals.</p> <p>Collingwood is being overshadowed in large apartments which do not fit the ascetics of the area. Following this, the council then comment on density issues when they in turn have allowed this.</p> <p>Whilst allowing mass apartments to be developed the area needs roads to allow transportation of people in and out of area - hence more apartments, more people and the grater need for better access for a range of people (not just bikes as the council will push).</p> <p>The proposed streets of little oxford, oxford, Cambridge, peel and Stanley are already streets that get busy and provide access to properties of residents as well as visitors who come to local business.</p> <p>The proposed park at Cambridge St is like a 'wet bandaid' approach to an issue that requires a further and more holistic review into Council practices. This is only reinforced by bias surveys which the Council run that do not allow residents to provide open and direct feedback - but only answer questions which are directed with underlying agenda to suit the direction of the Council. The result of this means, residents often feel unheard and frustrated.</p> <p>A suggestion would be further down Cambridge at next to Baden Powell hotel there is a vacant block that could be purchased and turned into an open space (which could aid the large apartment block on Wellington St). In suggesting this, I am aware the Council will not likely consider this - as they likely will support a further development on this site, I raise it as a proposed suggestion (and to also to highlight a more sustainable view the Yarra Council could take on this issue, rather than just block roads).</p>