



Ordinary Meeting of Council Minutes

**held on Tuesday 19 June 2018 at 7.00pm
Richmond Town Hall**

www.yarracity.vic.gov.au

1. Statement of Recognition of Wurundjeri Land

"Welcome to the City of Yarra."

"Yarra City Council acknowledges the Wurundjeri as the Traditional Owners of this country, pays tribute to all Aboriginal and Torres Strait Islander people in Yarra and gives respect to the Elders past and present."

1. A. Vale – Mr Phillip Jackson

BACKGROUND

This motion is to acknowledge the contribution to the City of Yarra of Mr Philip Jackson upon his passing on 4 June 2018.

Born in 1949, Philip Jackson was elected to the former Collingwood City Council in 1979, and served for five years to 1984, including one term as Mayor in 1981/1982.

Mr Jackson's funeral was held on Tuesday 12 June 2018, and as a mark of mourning and respect the Yarra City Council Flag was flown at half-mast at Collingwood, Fitzroy and Richmond.

Mr Jackson is survived by his wife Susan, and two children, Claire and Bill.

COUNCIL RESOLUTION

Moved: Councillor Bosler

Seconded: Councillor Chen Yi Mei

1. That Council:

- (a) record a formal motion of condolence on the passing of Mr Philip Jackson; and
- (b) request the Mayor to forward a letter of condolence on behalf of Council to Mr Jackson's family.

CARRIED UNANIMOUSLY

1. B. Vale – Ms Eurydice Dixon

I seek to publicly express condolences over the tragic death of talented Yarra comedian, Eurydice Dixon around the early morning of Wednesday 13 June. Aged just 22, Eurydice Dixon, known as Ridi to friends, was walking home from the CBD through Princes Park near her home that she shared with her father Jeremy and younger brother Johnny, when the tragic incident occurred.

The community response to this tragedy has been overwhelming:

- The many floral tributes to Eurydice left in Princes Park.
- An extraordinary silent Vigil of commemoration held last night (Monday 18 June) from 5.00pm at the site of her death in Princes Park, Princes Hill (shown below), attended by around 10,000 mourners, including Premier Daniel Andrews, Yarra Councillors: Councillor Bosler, Councillor McEvoy, Councillor Searle and myself, Councillor Fristacky.



Similar vigils in parks across Melbourne

The Princes Hill Community have offered support to the family and a condolence book is available at the North Carlton Railway Station Neighbourhood House for people to express their grief and support to Eurydice's family. Members of the Railway House are also compiling a collection of tributes to Eurydice from the Princes Hill neighbourhood.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Bosler

1. That Council:

- (a) join the community in expressing its deep sadness at the tragic death of talented young actor, Eurydice Dixon; and
- (b) note that a condolence letter is being sent by the Mayor to the Dixon family.

CARRIED UNANIMOUSLY

1. C. Announcement – Councillor Jackie Fristacky AM

BACKGROUND

In the Queen's Birthday 2018 Honours List, Councillor Jackie Fristacky was made a Member in the General Division of the Order of Australia.

Councillor Fristacky's honour was bestowed in recognition of her significant service to local government, and to the community of Melbourne, stemming in part from her contribution as a City of Yarra Councillor since 2002.

Councillor Fristacky's full citation reads:

Ms Jackie Miriana FRISTACKY, North Carlton Vic 3054

For significant service to local government, and to the community of Melbourne.

Service includes:

City of Yarra Council:

Independent Councillor, since 2002.

Mayor, 2005-2006, 2012-2013, and 2013-2014.

Past Representative to the Victorian Local Governance Association.

Past Representative, Municipal Association of Victoria.

Past Representative, Doncaster Rail Local Government Group.

Member, Public Transport Advocacy Committee, current.

Past Member, North Fitzroy Library Community Reference Group.

Metropolitan Transport Forum:

Treasurer, current.

Chair, 2007-2011.

Past Deputy Chair.
Member, since 2004.

Industrial Relations Society of Victoria:

President, 1991-1992.
Vice-President, 1988-1990.
Assistant Secretary, 1978-1988.
Member, since 1978.
Life Membership, 2000.

Veteran's Review Board:

Senior Member, 2011-2015.
Member, 1997-2011.

Member, Australian Local Government Women's Association, since 2003.
Member, representing Victorian Local Governance Association, Victorian Bicycle Advisory Council, 2008-2011.
Executive Member, Rail Futures Institute, since 2015.
Vice-President, Transport For Everyone, since 2016.

COUNCIL RESOLUTION

Moved: Councillor Nguyen **Seconded:** Councillor Bosler

1. That Council record its formal congratulations to Councillor Jackie Fristacky AM upon her being awarded a Member of the Order of Australia for significant service to local government, and to the community of Melbourne.

CARRIED UNANIMOUSLY

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- Cr Daniel Nguyen (Mayor)
- Cr Danae Bosler
- Cr Mi-Lin Chen Yi Mei
- Cr Jackie Fristacky
- Cr Stephen Jolly
- Cr Mike McEvoy
- Cr James Searle

Council officers

- Vijaya Vaidyanath (Chief Executive Officer)
- Andrew Day (Director - Corporate, Business and Finance)
- Ivan Gilbert (Group Manager - CEO's Office)
- Chris Leivers (Director – City Works and Assets)
- Bruce Phillips (Director - Planning and Place Making)
- Jane Waldoek (Assistant Director - Planning and Place making)
- Mel Nikou (Governance Officer)

Leave of absence

- Cr Amanda Stone

Apology

- Cr Misha Coleman (Deputy Mayor)

3. Declarations of conflict of interest (Councillors and staff)

Nil

4. Confidential business reports

Item

- 4.1 Contractual matters
- 4.2 Contractual matters
- 4.3 Contractual matters
- 4.4 Matters prejudicial to Council and/or any person

Confidential business reports

The following items were deemed by the Chief Executive Officer to be suitable for consideration in closed session in accordance with section 89 (2) of the *Local Government Act 1989*. In accordance with that Act, Council may resolve to consider these issues in open or closed session.

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Chen Yi Mei

1. That the meeting be closed to members of the public, in accordance with section 89 (2) of the *Local Government Act 1989*, to allow consideration of:
 - (a) Contractual matters; and
 - (b) Matters prejudicial to Council and/or any person.
2. That all information contained within the Confidential Business Reports section of this agenda and reproduced as Council Minutes be treated as being and remaining strictly confidential in accordance with the provisions of sections 77 and 89 of the *Local Government Act 1989* until Council resolves otherwise.

CARRIED

Following consideration of Confidential business, the meeting resumed in open session.

5. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor McEvoy

That the minutes of the Ordinary Council Meeting held on Tuesday 5 June 2018 be confirmed.

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor McEvoy

That the minutes of the Special Council Meeting held on Wednesday 6 June 2018 be confirmed.

CARRIED UNANIMOUSLY

6. Petitions and joint letters

Nil

7. Public question time

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8. General business

Nil

9. Delegates' reports

Nil

10. Questions without notice

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11. Council business reports

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12. Notices of motion

Nil

13. Urgent business

Nil

6. Petitions and joint letters

Nil

7. Public question time

7.1 Mr Jeff Walker - Electric Cars and charging outlets

Question:

I want to get an electric car but I will need to connect my solar system and battery to charge the car. I can't guarantee and Council can't guarantee that I can get a parking spot at the front of my house to charge my car. I have an external power point, runs at 18volts and run a low tension cable across the pavement but there a no regulations which allow me to do that and I think it's time Council thought about it. I have asked this question twice before but nothing has happened so I would like Council to consider the future as to what is going to happen when people start generating quite a lot of power from roofs and plugging in vehicles.

I would like Council to put this on the Agenda sometime soon to be discussed.

Response:

The Director Planning and Place Making advised that the solution are not evident at this stage and certainly getting electric charging points in major developments and commercial areas is something we are looking at and there has been some conditions on major developments and how it will be rolled out to many premises and houses is certainly a challenge, but happy to take it on notice.

Cr Fristacky suggested that Mayor write to the Minister for Planning and Transport, together with the MAV and VLGA for advocacy across Victoria.

8. General business

Nil

9. Delegates' reports

Nil

10. Questions without notice

10.1 Councillor Fristacky - Raised Pavements

Question:

Raised pavements: With reference to the raised pavement at Amess Street, North Carlton on Linear Park and that installed by the City of Manningham to link its municipal buildings on Manningham Road, Doncaster (pictured below), can the City of Yarra officers provide advice to Council on a program of installation of such raised pavement treatments in appropriate locations, including in particular across:

- Moor Street and Napier Street for safer access to Fitzroy Town Hall;
- Stanton Street for safer access to Collingwood Town Hall;
- Gleadell Street at Highett Street and Bridge Road corners for safer access to Richmond Town Hall, and outside the entrance to Richmond High School;
- Key bike path crossing points and intersections?



Response:

The Director Planning and Place Making took the question on notice but advised that it would need analysis from a number of different aspects; Urban Design, Traffic, Pedestrian Safety, Cyclist Safety and the budget aspects.

10.2 Councillor Fristacky - Programs/Activities at Libraries

Question:

Libraries after Dark: I refer to the Age article, "Opening the book on a new gathering place", Monday 18 June 2018, pages 2-3, featuring the Libraries after Dark program opening up 4 municipal libraries at Preston, Mill Park, Glenroy and Broadmeadows until 10.00pm. This program started 7 months ago opening libraries up as safe-late-night places for people who might otherwise attend pokies venues and for the broader community. It was the initiative of Darebin Councillor and VLGA policy adviser, Susan Rennie who with a Moreland Council policy officer, Judy Spokes, secured a \$300,000 grant from the Victorian Responsible Gambling Foundation to run the program through 4 Councils for 2 years.

Given extending opening hours of libraries was proposed in the City of Yarra Night-time Economy Strategy 2014-2018, can Council be advised on the plans to similarly open our Libraries to 10.00pm offering free tea and coffee and craft or other activities as an alternative to pokies venues?

Response:

The Mayor advised that the CEO would provide some information and that it would be discussed at the next Executive meeting.

10.3 Councillor Searle - State Government 'Pick My Project' Initiative

Question:

In relation State Government pick my project initiative, there are a number of unresolved questions around the projects that are funded through this initiative, particularly the ongoing maintenance costs and running costs of projects that are funded through this initiative. Can officers comment on what role Council plays in the 'pick my project', projects?

Response:

The Assistant Director Planning and Place Making advised that the role Council has been asked to play, has been extremely limited, there has been some discussion with officers. Effectively, the involvement of Council is if a project involves a Council asset; a road, park or something of that nature, the project is referred to Council officers to provide very, very preliminary advice which as to whether there may be any objections to that site being used for that purpose. Officers have been very clear that they are not able to provide explicit support or agreement e.g. somebody wants to put a barbecue on a road, that something that is deemed not appropriate so officers would say that it would not be supported but if the proposal was to put a barbecue in a park it could be that we would not be aware of any objections but it is to be clear that it is not necessarily supported. That information then goes back to the department and they move through their assessment process, and Council is not involved in that. The aim is to successfully complete these projects with the grant period, which is 12 months from the announcement. Part of the advice that Council offices may give would be to explain if there may be consultation issues as well as infrastructure or planning permit issues which we may be able to say we are unable to confidently predict that that can be achieved within the timeframe that's allowed with the grant.

11.1 2018/19 Budget - Consideration of Submissions

Trim Record Number: D18/97659

Responsible Officer: Director Corporate, Business and Finance

RECOMMENDATION

1. That Council:
 - (a) consider submissions on the proposed 2018/2019 Budget in accordance with section 223 of the Local Government Act 1989;
 - (b) notifies in writing the persons who have made a submission regarding the 2018/19 Proposed Budget and LTFS of Council's decision, in accordance with Section 223 of the Act, which will include a response to the issues raised in the submission, when the Budget has been adopted; and
 - (c) note that the draft 2018/19 Budget and LTFS will be considered by Council on 26 June 2018.

REVISED OFFICER RECOMMENDATION

1. That Council:
 - (a) receive and note submissions on the proposed 2018/2019 Budget in accordance with section 223 of the Local Government Act 1989; and
 - (b) note that the draft 2018/19 Budget and LTFS will be considered by Council on 26 June 2018.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Jolly

1. That Council:
 - (a) receive and note submissions on the proposed 2018/2019 Budget in accordance with section 223 of the Local Government Act 1989; and
 - (b) note that the draft 2018/19 Budget and LTFS will be considered by Council on 26 June 2018.

CARRIED UNANIMOUSLY

11.2 Trial of variable pricing for parking in Bridge Road

Trim Record Number: D18/71237

Responsible Officer: Director Corporate, Business and Finance

RECOMMENDATION

1. That Council:
 - (a) notes the contents of this report; and
 - (b) receives an update report at the six and twelve month marks of the project and regular briefings and updates from Officers throughout the trial.

Public Submission

Ms Nellie Dicks addressed Council on the matter.

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor Chen Yi Mei

1. That Council:
 - (a) notes the contents of this report;
 - (b) resolves to defer the matter;
 - (c) authorises officers to organise a forum within the next two months with all Bridge Road traders and Ward Councillors to discuss the trial; and
 - (d) receives a further report following the forum and any other discussions.

CARRIED

Councillor Fristacky abstained

11.3 Collingwood Mixed Use Precinct - Request for Interim Design and Development Overlay

Trim Record Number: D18/96088

Responsible Officer: Director Planning and Place Making

RECOMMENDATION

1. That Council:
 - (a) note the officer report on the planning for the Collingwood Mixed Use Precinct and request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Collingwood South Precinct;
 - (b) note the preparation of the draft Collingwood Built Form Framework, prepared by Hansen Partnerships and the supporting Collingwood Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage;
 - (c) endorse the draft Collingwood Built Form Framework and the supporting Collingwood Built Form Review Heritage Analysis & Recommendations as a basis for the future planning of the Collingwood Mixed Use Precinct and a request for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) schedule into the Yarra Planning Scheme for the Collingwood South Precinct;
 - (d) endorse the interim Design and Development Overlay (DDO) schedule including the officers recommended variations to the requirements in the draft Collingwood Built Form Framework for the Collingwood South Precinct outlined in Table 2 of this report;
 - (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay (DDO) schedule on an interim basis for the Collingwood South Precinct;
 - (f) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987, to introduce an interim heritage protection for the following properties proposed as new Heritage Overlays (33 to 45 Derby Street and 18 to 22 Derby Street):
 - (g) submit a nomination for the following properties to be included in the Victorian Heritage Register (VHR) in recognition of their association with the former Foy & Gibson Complex:
 - (i) Whiteware Factory (1912), 125 Oxford Street;
 - (ii) Spinning Mills Building / Warehouse (1919-23), 120 Cambridge Street;
 - (iii) Weighbridge Building (date unknown), 111 Wellington Street; and
 - (iv) Woollen Mills Weaving Building (1912-23), 117 Wellington Street; and
 - (h) authorise the CEO to make any minor adjustments required to meet the intent of the above resolutions.

Public Submissions

The following people addressed Council on the matter:

Ms Janet Taylor; and

Mr Mark Nipperus.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Bosler

1. That Council:

- (a) note the officer report on the planning for the Collingwood Mixed Use Precinct and request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Collingwood South Precinct;
- (b) note the preparation of the draft Collingwood Built Form Framework, prepared by Hansen Partnerships and the supporting Collingwood Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage;
- (c) endorse the draft Collingwood Built Form Framework and the supporting Collingwood Built Form Review Heritage Analysis & Recommendations as a basis for the future planning of the Collingwood Mixed Use Precinct and a request for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) schedule into the Yarra Planning Scheme for the Collingwood South Precinct;
- (d) endorse the interim Design and Development Overlay (DDO) schedule including the officers recommended variations to the requirements in the draft Collingwood Built Form Framework for the Collingwood South Precinct outlined in Table 2 of this report;
- (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay (DDO) schedule on an interim basis for the Collingwood South Precinct;
- (f) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987, to introduce an interim heritage protection for the following properties proposed as new Heritage Overlays (33 to 45 Derby Street and 18 to 22 Derby Street):
- (g) submit a nomination for the following properties to be included in the Victorian Heritage Register (VHR) in recognition of their association with the former Foy & Gibson Complex:
 - (i) Whiteware Factory (1912), 125 Oxford Street;
 - (ii) Spinning Mills Building / Warehouse (1919-23), 120 Cambridge Street;
 - (iii) Weighbridge Building (date unknown), 111 Wellington Street; and
 - (iv) Woollen Mills Weaving Building (1912-23), 117 Wellington Street; and
- (h) authorise the CEO to make any minor adjustments required to meet the intent of the above resolutions.

2. That Council note that a Consultation Plan will be prepared to guide engagement with the community, traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, in the preparation of a Structure Plan (or equivalent strategy) covering the Collingwood South Precinct.

3. That Council note that the consultation with the community traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, during the exhibition and consideration of the future planning scheme amendment to introduce a permanent Design and Development Overlay covering the Collingwood South Precinct will include:

- (a) public exhibition of the proposed amendment for one calendar month, in accordance with the requirements of the Planning and Environment Act 1987;
- (b) notification letters detailing information about the proposed amendment and how to make a submission sent to each affected owner and occupier;

- (c) provision of fact sheets with information about the amendment and the consideration process;
- (d) community consultation sessions facilitated by Council officers with ward Councillors invited;
- (e) consideration of community submissions with a report provided to Council;
- (f) hearing community submissions and consideration of any recommended changes at a Council meeting; and
- (g) should Council resolve to have the proposed amendment considered by a planning panel, submitters having the opportunity to present to the panel and finally to Council on the panel's report and recommendations.

CARRIED

Councillor Jolly abstained

11.4 Bridge Road Activity Centre - Request for an Interim Design and Development Overlay

Trim Record Number: D18/92833

Responsible Officer: Director Planning and Place Making

Councillor Bosler left the meeting at 9.11pm

Councillor Bosler returned to the meeting at 9.17pm

Councillor Jolly left the meeting at 9.13pm.

RECOMMENDATION

1. That Council:
 - (a) note the officer report on the request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Bridge Road Activity Centre;
 - (b) note the preparation of the draft Victoria Street and Bridge Road Built Form Framework, prepared by David Lock Associates, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group;
 - (c) endorse the draft Victoria Street and Bridge Road Built Form Framework, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group as the basis for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) schedule into the Yarra Planning Scheme for the Bridge Road Activity Centre;
 - (d) endorse the interim Design and Development Overlay (DDO) schedule for the Bridge Road Activity Centre including officers recommended variations to the requirements in the draft Victoria Street and Bridge Road Built Form Framework for the Bridge Road Activity Centre outlined in Table 2 of this report;
 - (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay (DDO) schedule on an interim basis for the Bridge Road Activity Centre;
 - (f) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987, to introduce an interim heritage protection for the following properties proposed as new Heritage Overlays (The Halls Building at 202 - 206 Church Street and no.'s 32 and 34 Thomas Street); and
 - (g) authorise the CEO to make any minor adjustments to necessitate the required documentation to meet the intent of the above resolutions.

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei

Seconded: Councillor Searle

1. That Council:
 - (a) note the officer report on the request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Bridge Road Activity Centre;
 - (b) note the preparation of the draft Victoria Street and Bridge Road Built Form Framework, prepared by David Lock Associates, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group;

- (c) endorse the draft Victoria Street and Bridge Road Built Form Framework, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group as the basis for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) schedule into the Yarra Planning Scheme for the Bridge Road Activity Centre;
 - (d) endorse the interim Design and Development Overlay (DDO) schedule for the Bridge Road Activity Centre including officers recommended variations to the requirements in the draft Victoria Street and Bridge Road Built Form Framework for the Bridge Road Activity Centre outlined in Table 2 of this report;
 - (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay (DDO) schedule on an interim basis for the Bridge Road Activity Centre;
 - (f) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987, to introduce an interim heritage protection for the following properties proposed as new Heritage Overlays (The Halls Building at 202 - 206 Church Street and no.'s 32 and 34 Thomas Street); and
 - (g) authorise the CEO to make any minor adjustments to necessitate the required documentation to meet the intent of the above resolutions.
2. That Council note that a Consultation Plan will be prepared to guide engagement with the community, traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, in the preparation of a Structure Plan (or equivalent strategy) for the Bridge Road Activity Centre.
3. That Council note that the consultation with the community traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, during the exhibition and consideration of the future planning scheme amendment to introduce a permanent Design and Development Overlay for the Bridge Road Activity Centre will include:
- (a) public exhibition of the proposed amendment for one calendar month, in accordance with the requirements of the Planning and Environment Act 1987;
 - (b) notification letters detailing information about the proposed amendment and how to make a submission sent to each affected owner and occupier;
 - (c) provision of fact sheets with information about the amendment and the consideration process;
 - (d) community consultation sessions facilitated by Council officers with ward Councillors invited;
 - (e) consideration of community submissions with a report provided to Council;
 - (f) hearing community submissions and consideration of any recommended changes at a Council meeting; and
 - (g) should Council resolve to have the proposed amendment considered by a planning panel, submitters having the opportunity to present to the panel and finally to Council on the panel's report and recommendations.

CARRIED UNANIMOUSLY

11.5 Victoria Street Activity Centre - Request for an Interim Design and Development Overlay

Trim Record Number: D18/95594

Responsible Officer: Manager City Strategy

RECOMMENDATION

1. That Council:
 - (a) note the officer report on the request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Victoria Street Activity Centre;
 - (b) note the preparation of the draft Victoria Street and Bridge Road Built Form Framework, prepared by David Lock Associates, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group;
 - (c) endorse the draft Victoria Street and Bridge Road Built Form Framework, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group as the basis for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) into the Yarra Planning Scheme for the Victoria Street Activity Centre;
 - (d) endorse the interim Design and Development Overlay (DDO) schedule for the Victoria Street Activity Centre including officers recommended variations to the requirements in the draft Victoria Street and Bridge Road Built Form Framework for the Victoria Street Activity Centre outlined in Table 2 of this report;
 - (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay Schedule on an interim basis for the Victoria Street Activity Centre; and
 - (f) authorise the CEO to make any minor adjustments to necessitate the required documentation to meet the intent of the above resolutions.

COUNCIL RESOLUTION**Moved:** Councillor Chen Yi Mei**Seconded:** Councillor Bosler

1. That Council:
 - (a) note the officer report on the request to the Minister for Planning for an interim Design and Development Overlay Schedule for the Victoria Street Activity Centre;
 - (b) note the preparation of the draft Victoria Street and Bridge Road Built Form Framework, prepared by David Lock Associates, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group;
 - (c) endorse the draft Victoria Street and Bridge Road Built Form Framework, the supporting Victoria Street and Bridge Road Built Form Review Heritage Analysis & Recommendations prepared by GJM Heritage and the supporting Traffic Engineering Report prepared by Traffix Group as the basis for the Minister for Planning to introduce an interim Design and Development Overlay (DDO) into the Yarra Planning Scheme for the Victoria Street Activity Centre;

- (d) endorse the interim Design and Development Overlay (DDO) schedule for the Victoria Street Activity Centre including officers recommended variations to the requirements in the draft Victoria Street and Bridge Road Built Form Framework for the Victoria Street Activity Centre outlined in Table 2 of this report;
 - (e) request the Minister for Planning in accordance with Section 8 (1) (b) and 20 (4) of the Planning and Environment Act 1987 to introduce a Design and Development Overlay Schedule on an interim basis for the Victoria Street Activity Centre; and
 - (f) authorise the CEO to make any minor adjustments to necessitate the required documentation to meet the intent of the above resolutions.
2. That Council note that a Consultation Plan will be prepared to guide engagement with the community, traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, in the preparation of a Structure Plan (or equivalent strategy) for the Victoria Street Activity Centre.
3. That Council note that the consultation with the community traders organisations and relevant advisory committees, in particular the Heritage Advisory Committee and Business Advisory Group, during the exhibition and consideration of the future planning scheme amendment to introduce a permanent Design and Development Overlay for the Victoria Street Activity Centre will include:
- (a) public exhibition of the proposed amendment for one calendar month, in accordance with the requirements of the Planning and Environment Act 1987;
 - (b) notification letters detailing information about the proposed amendment and how to make a submission sent to each affected owner and occupier;
 - (c) provision of fact sheets with information about the amendment and the consideration process;
 - (d) community consultation sessions facilitated by Council officers with ward Councillors invited;
 - (e) consideration of community submissions with a report provided to Council;
 - (f) hearing community submissions and consideration of any recommended changes at a Council meeting; and
 - (g) should Council resolve to have the proposed amendment considered by a planning panel, submitters having the opportunity to present to the panel and finally to Council on the panel's report and recommendations.

CARRIED UNANIMOUSLY

11.6 Route 96 Tram Stop Upgrades - Stop 23

Trim Record Number: D18/90776

Responsible Officer: Acting Director Planning and Place Making

RECOMMENDATION

1. That Council note the officer report relating to the proposed tram stop upgrade at Stop 23 on Route 96 at Nicholson Street.
2. That Council, as the Responsible Planning Authority, approve the detailed designs provided by PTV for tram stop 23 on Route 96, subject to the following conditions:
 1. Before the tram stop civil works commence, amended and additional plans to the satisfaction of the Responsible Authority must be submitted to for approval by the Responsible Authority. The plans must be drawn to scale with dimensions, and three copies must be provided. The plans must be generally in accordance with the most recent plans received by Council on 29 May 2018 and 04 June 2018 but modified to show:
 - (a) evidence that a Heavy Rigid Vehicle (HRV) will be able to turn into and out of Miller Street and Clauscen Street from and onto Nicholson Street. This should include:
 - (i) swept paths diagrams for a 12.5 metre long heavy-rigid-vehicle (HRV), including wheel tracks, for all relevant movements; and
 - (ii) section diagrams showing the profile of the splitter islands between the traffic lanes and tram tracks, where these intersect the swept paths required at Condition 1. (a) i. to demonstrate the splitter islands will be semi-mountable to the affected vehicles.
 2. The civil works as shown on the plans approved by the Responsible Authority must not be altered (unless the Yarra Planning Scheme specifies that a permit is not required) without the prior written consent of the Responsible Authority.
 3. Any connections made to Council's drainage infrastructure must be approved by the Responsible Authority and undertaken to Council Standards.
 4. Where existing bluestone is being removed from within Council's municipal boundaries, bluestone must be removed, stored and transported with as much care as is reasonably practical, in order for bluestone to be returned to Council.
 5. Prior to the completion of the civil works, subject to the relevant authority's consent, the relocation of any Council or privately owned assets within the road carriageway or footpath necessary to facilitate the civil works must be undertaken:
 - (a) in accordance with any requirements or conditions imposed by the relevant authority;
 - (b) at Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
 6. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any new tram crossing(s) must be constructed:
 - (a) in accordance with any requirements or conditions imposed by Council;
 - (b) at the permit holder's cost; and
 - (c) to the satisfaction of the Responsible Authority.
 7. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any damage to Council infrastructure resulting from the works must be reinstated:

- (a) at Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
8. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any redundant tram crossing must be demolished and re-instated as standard footpath and kerb and channel:
- (a) at the permit holder's cost; and
 - (b) to the satisfaction of the Responsible Authority.
9. Except with the prior written consent of the Responsible Authority, demolition or construction works must not be carried out:
- (a) Monday-Friday (excluding public holidays) before 7 am or after 6 pm;
 - (b) Saturdays and public holidays (other than ANZAC Day, Christmas Day and Good Friday) before 9 am or after 3 pm; or
 - (c) Sundays, ANZAC Day, Christmas Day and Good Friday at any time.
10. Before the civil works commence, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will form part of this permit. The plan must provide for:
- (a) a pre-conditions survey (dilapidation report) of the works areas and all adjacent Council roads frontages and nearby road infrastructure;
 - (b) works necessary to protect road and other infrastructure;
 - (c) remediation of any damage to road and other infrastructure;
 - (d) containment of dust, dirt and mud within the works areas and method and frequency of clean up procedures to prevent the accumulation of dust, dirt and mud outside the works areas,
 - (e) facilities for vehicle washing, which must be located to the satisfaction of the responsible authority;
 - (f) the location of loading zones, site sheds, materials, cranes and crane/hoisting zones, gantries and any other construction related items or equipment to be located in any street;
 - (g) site security;
 - (h) management of any environmental hazards including, but not limited to,:
 - (i) contaminated soil;
 - (ii) materials and waste;
 - (iii) dust;
 - (iv) stormwater contamination from run-off and wash-waters;
 - (v) sediment from excavations within the road reserve;
 - (vi) washing of concrete trucks and other vehicles and machinery; and
 - (vii) spillage from refuelling cranes and other vehicles and machinery;
 - (i) the construction program;
 - (j) preferred arrangements for trucks delivering to the works areas, including delivery and unloading points and expected duration and frequency;
 - (k) parking facilities for construction workers;
 - (l) measures to ensure that all work at the sites will be carried out in accordance with the Construction Management Plan;

- (m) an outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
 - (n) an emergency contact that is available for 24 hours per day for residents and the Responsible Authority in the event of relevant queries or problems experienced; and
 - (o) the provision of a traffic management plan to comply with provisions of AS 1742.3-2002 Manual of uniform traffic control devices - Part 3: Traffic control devices for works on roads.
3. That Council notes the consequent removal of 11 parking spaces in the City of Yarra.
4. That Council provide a formal response to Public Transport Victoria regarding the proposed upgrade of Stop 23.

Public Submission

Mr Troy O'Sullivan and Mr John O'Connell of PTV addressed Council on the matter.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Fristacky

1. That Council note the officer report relating to the proposed tram stop upgrade at Stop 23 on Route 96 at Nicholson Street.
2. That Council, as the Responsible Planning Authority, approve the detailed designs provided by PTV for tram stop 23 on Route 96, subject to the following conditions:
 1. Before the tram stop civil works commence, amended and additional plans to the satisfaction of the Responsible Authority must be submitted to for approval by the Responsible Authority. The plans must be drawn to scale with dimensions, and three copies must be provided. The plans must be generally in accordance with the most recent plans received by Council on 29 May 2018 and 04 June 2018 but modified to show:
 - (a) evidence that a Heavy Rigid Vehicle (HRV) will be able to turn into and out of Miller Street and Clauscen Street from and onto Nicholson Street. This should include:
 - (i) swept paths diagrams for a 12.5 metre long heavy-rigid-vehicle (HRV), including wheel tracks, for all relevant movements; and
 - (ii) section diagrams showing the profile of the splitter islands between the traffic lanes and tram tracks, where these intersect the swept paths required at Condition 1. (a) i. to demonstrate the splitter islands will be semi-mountable to the affected vehicles.
 2. The civil works as shown on the plans approved by the Responsible Authority must not be altered (unless the Yarra Planning Scheme specifies that a permit is not required) without the prior written consent of the Responsible Authority.
 3. Any connections made to Council's drainage infrastructure must be approved by the Responsible Authority and undertaken to Council Standards.
 4. Where existing bluestone is being removed from within Council's municipal boundaries, bluestone must be removed, stored and transported with as much care as is reasonably practical, in order for bluestone to be returned to Council.
 5. Prior to the completion of the civil works, subject to the relevant authority's consent, the relocation of any Council or privately owned assets within the road carriageway or footpath necessary to facilitate the civil works must be undertaken:

- (a) in accordance with any requirements or conditions imposed by the relevant authority;
 - (b) at Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
6. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any new pram crossing(s) must be constructed:
 - (a) in accordance with any requirements or conditions imposed by Council;
 - (b) at the permit holder's cost; and
 - (c) to the satisfaction of the Responsible Authority.
7. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any damage to Council infrastructure resulting from the works must be reinstated:
 - (a) at Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
8. Within 2 months of the completion of the tram stop, or by such later date as approved in writing by the Responsible Authority, any redundant pram crossing must be demolished and re-instated as standard footpath and kerb and channel:
 - (a) at the permit holder's cost; and
 - (b) to the satisfaction of the Responsible Authority.
9. Except with the prior written consent of the Responsible Authority, demolition or construction works must not be carried out:
 - (a) Monday-Friday (excluding public holidays) before 7 am or after 6 pm;
 - (b) Saturdays and public holidays (other than ANZAC Day, Christmas Day and Good Friday) before 9 am or after 3 pm; or
 - (c) Sundays, ANZAC Day, Christmas Day and Good Friday at any time.
10. Before the civil works commence, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be endorsed and will form part of this permit. The plan must provide for:
 - (a) a pre-conditions survey (dilapidation report) of the works areas and all adjacent Council roads frontages and nearby road infrastructure;
 - (b) works necessary to protect road and other infrastructure;
 - (c) remediation of any damage to road and other infrastructure;
 - (d) containment of dust, dirt and mud within the works areas and method and frequency of clean up procedures to prevent the accumulation of dust, dirt and mud outside the works areas;
 - (e) facilities for vehicle washing, which must be located to the satisfaction of the responsible authority;
 - (f) the location of loading zones, site sheds, materials, cranes and crane/hoisting zones, gantries and any other construction related items or equipment to be located in any street;
 - (g) site security;
 - (h) management of any environmental hazards including, but not limited to,:
 - (i) contaminated soil;
 - (ii) materials and waste;

- (iii) dust;
 - (iv) stormwater contamination from run-off and wash-waters;
 - (v) sediment from excavations within the road reserve;
 - (vi) washing of concrete trucks and other vehicles and machinery; and
 - (vii) spillage from refuelling cranes and other vehicles and machinery;
- (i) the construction program;
 - (j) preferred arrangements for trucks delivering to the works areas, including delivery and unloading points and expected duration and frequency;
 - (k) parking facilities for construction workers;
 - (l) measures to ensure that all work at the sites will be carried out in accordance with the Construction Management Plan;
 - (m) an outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
 - (n) an emergency contact that is available for 24 hours per day for residents and the Responsible Authority in the event of relevant queries or problems experienced; and
 - (o) the provision of a traffic management plan to comply with provisions of AS 1742.3-2002 Manual of uniform traffic control devices - Part 3: Traffic control devices for works on roads.
3. That Council notes the consequent removal of 11 parking spaces in the City of Yarra.
 4. That Council provide a formal response to Public Transport Victoria regarding the proposed upgrade of Stop 23.
 5. That Council request that the CEO write a joint letter with the CEO of PTV to the CEO of VicRoads advocating for a 40kp speed limit on Nicholson Street.

CARRIED UNANIMOUSLY

11.7 Route 96 Tram Stop Upgrades - Stops 11 to 15

Trim Record Number: D18/90778

Responsible Officer: Assistant Director Planning and Place Making

RECOMMENDATION

1. That Council note the report of officers regarding the proposed Tram Stop changes in Route 96 along Nicholson Street (Stops 11 to 15).
2. That Council, as the Responsible Planning Authority, approves the detailed designs provided by PTV for tram stops 11 through 15 along Route 96, subject to the following conditions:
 1. Before the tram stop civil works commence, amended and additional plans to the satisfaction of the Responsible Authority must be submitted for approval by the Responsible Authority. The plans must be drawn to scale with dimensions, and three copies must be provided. The plans must be generally in accordance with the most recent plans received by Council on 29 May 2018 and 04 June 2018 but modified to show:
 - (a) 'Keep Clear' road markings on the south-bound traffic lanes on Nicholson Street at the intersection of Nicholson Street and Moor Street; to facilitate east-west bicycle movements through the intersection;
 - (b) road markings between the tram tracks at the Nicholson Street and Moor Street intersection, to indicate where bicycles can safely wait during staged crossings of the intersection;
 - (c) evidence that a Heavy Rigid Vehicle (HRV) will be able to turn into and out of streets that intersect with Nicholson Street between Victoria Parade and Argyle Street. This should include:
 - (i) swept paths diagrams for a 12.5 metre long heavy-rigid-vehicle (HRV), including wheel tracks, for all relevant intersections; and
 - (ii) section diagrams showing the profile of the splitter islands between the traffic lanes and tram tracks, where these intersect the swept paths required at Condition 1. (c) i. to demonstrate the splitter islands will be semi-mountable to the affected vehicles.
 2. The civil works as shown on the plans approved by the Responsible Authority must not be altered (unless the Yarra Planning Scheme specifies that a planning permit is not required) without the prior written consent of the Responsible Authority.
 3. Any connections made to Council's drainage infrastructure must be approved by the Responsible Authority and undertaken to Council Standards.
 4. All tree removals are to be at the expense of Public Transport Victoria. Without the prior written consent of Council, no more than eight (8) street trees may be removed and only trees identified previously may be removed. Trees which have been identified for removal are identified as: 5, 6, 9, 10, 12, 13, 14 and 15; within the Arborists Report produced by Ryder, titled 'Construction Impact Assessment' dated 15 March 2017.
 5. Before the removal of any tree approved at Condition 4, a qualified zoologist must inspect the trees to determine if there are any fauna present, and if so, a Wildlife Management Report must be submitted to and approved by the Responsible Authority, detailing the type of fauna found and measures to be taken to manage these. This report must also outline any particular specifications on how and when the trees should be removed to best protect any wildlife present in the trees to be removed and the tree removal will then occur in accordance with the recommendations of the zoologist.
 6. Replacement tree planting of 17 trees between Victoria Parade and Kerr Street, and ongoing maintenance of these trees for a period of 2 years is to be at the expense of Public Transport Victoria.

7. Where existing bluestone is being removed from within Council's municipal boundaries, it must be stored and transported with as much care as is reasonably practical, in order for bluestone to be returned to Council.
8. Prior to the completion of the civil works, subject to the relevant authority's consent, the relocation of any Council or privately owned assets within the road carriageway or footpath necessary to facilitate the civil works must be undertaken:
 - (a) in accordance with any requirements or conditions imposed by the relevant authority;
 - (b) at Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
9. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any new pram crossing(s) must be constructed:
 - (a) in accordance with any requirements or conditions imposed by Council;
 - (b) at the Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
10. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any damage to Council infrastructure resulting from the works must be reinstated:
 - (a) at Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
11. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any redundant pram crossing must be demolished and re-instated as standard footpath and kerb and channel:
 - (a) at the Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
12. Except with the prior written consent of the Responsible Authority, demolition or construction works must not be carried out:
 - (k) Monday-Friday (excluding public holidays) before 7 am or after 6 pm;
 - (l) Saturdays and public holidays (other than ANZAC Day, Christmas Day and Good Friday) before 9 am or after 3 pm; or
 - (c) Sundays, ANZAC Day, Christmas Day and Good Friday at any time.
13. Before the civil works commence, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be form part of Council's approval. The plan must provide for:
 - (a) a pre-conditions survey (dilapidation report) of the works areas and all adjacent Council roads frontages and nearby road infrastructure;
 - (b) works necessary to protect road and other infrastructure;
 - (c) remediation of any damage to road and other infrastructure;
 - (d) containment of dust, dirt and mud within the works areas and method and frequency of clean up procedures to prevent the accumulation of dust, dirt and mud outside the works areas;

- (e) facilities for vehicle washing, which must be located to the satisfaction of the responsible authority;
 - (f) the location of loading zones, site sheds, materials, cranes and crane/hoisting zones, gantries and any other construction related items or equipment to be located in any street;
 - (g) site security;
 - (h) management of any environmental hazards including, but not limited to,:
 - (i) contaminated soil;
 - (ii) materials and waste;
 - (iii) dust;
 - (iv) stormwater contamination from run-off and wash-waters;
 - (v) sediment from excavations within the road reserve;
 - (vi) washing of concrete trucks and other vehicles and machinery; and
 - (vii) spillage from refuelling cranes and other vehicles and machinery;
 - (i) the construction program;
 - (j) preferred arrangements for trucks delivering to the works areas, including delivery and unloading points and expected duration and frequency;
 - (k) parking facilities for construction workers;
 - (l) measures to ensure that all work at the sites will be carried out in accordance with the Construction Management Plan;
 - (m) an outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
 - (n) an emergency contact that is available for 24 hours per day for residents and the Responsible Authority in the event of relevant queries or problems experienced; and
 - (o) the provision of a traffic management plan to comply with provisions of AS 1742.3-2002 Manual of uniform traffic control devices - Part 3: Traffic control devices for works on roads.
3. That Council notes the removal of 12 parking spaces would occur as part of the works by Public Transport Victoria.
 4. That Council notes that PTV has agreed to provide a \$400,000 grant for streetscape and pedestrian improvement works along Nicholson Street to the Yarra City Council.
 5. That Council provide its formal response to Public Transport Victoria.

Public Submissions

The following people addressed Council on the matter:

Mr Jeff Walker; and

Mr Troy O'Sullivan of PTV.

COUNCIL RESOLUTION**Moved:** Councillor Fristacky**Seconded:** Councillor McEvoy

1. That Council note the report of officers regarding the proposed Tram Stop changes in Route 96 along Nicholson Street (Stops 11 to 15).
2. That Council, as the Responsible Planning Authority, approves the detailed designs provided by PTV for tram stops 11 through 15 along Route 96, subject to the following conditions:
 1. Before the tram stop civil works commence, amended and additional plans to the satisfaction of the Responsible Authority must be submitted for approval by the Responsible Authority. The plans must be drawn to scale with dimensions, and three copies must be provided. The plans must be generally in accordance with the most recent plans received by Council on 29 May 2018 and 04 June 2018 but modified to show:
 - (a) 'Keep Clear' road markings on the south-bound traffic lanes on Nicholson Street at the intersection of Nicholson Street and Moor Street; to facilitate east-west bicycle movements through the intersection;
 - (b) road markings between the tram tracks at the Nicholson Street and Moor Street intersection, to indicate where bicycles can safely wait during staged crossings of the intersection;
 - (c) gaps in both sides of the tram fairway at stop 13/14 to enable bikes to cross Nicholson Street in a direct line rather than contraflow to vehicles on Nicholson Street, when proceeding from Carlton Street in Carlton to Moor Street in Fitzroy;
 - (d) evidence that a Heavy Rigid Vehicle (HRV) will be able to turn into and out of streets that intersect with Nicholson Street between Victoria Parade and Argyle Street. This should include:
 - (i) swept paths diagrams for a 12.5 metre long heavy-rigid-vehicle (HRV), including wheel tracks, for all relevant intersections; and
 - (ii) section diagrams showing the profile of the splitter islands between the traffic lanes and tram tracks, where these intersect the swept paths required at Condition 1. (c) i. to demonstrate the splitter islands will be semi-mountable to the affected vehicles.
 2. The civil works as shown on the plans approved by the Responsible Authority must not be altered (unless the Yarra Planning Scheme specifies that a planning permit is not required) without the prior written consent of the Responsible Authority.
 3. Any connections made to Council's drainage infrastructure must be approved by the Responsible Authority and undertaken to Council Standards.
 4. All tree removals are to be at the expense of Public Transport Victoria. Without the prior written consent of Council, no more than eight (8) street trees may be removed and only trees identified previously may be removed. Trees which have been identified for removal are identified as: 5, 6, 9, 10, 12, 13, 14 and 15; within the Arborists Report produced by Ryder, titled 'Construction Impact Assessment' dated 15 March 2017.
 5. Before the removal of any tree approved at Condition 4, a qualified zoologist must inspect the trees to determine if there are any fauna present, and if so, a Wildlife Management Report must be submitted to and approved by the Responsible Authority, detailing the type of fauna found and measures to be taken to manage these. This report must also outline any particular specifications on how and when the trees should be removed to best protect any wildlife present in the trees to be removed and the tree removal will then occur in accordance with the recommendations of the zoologist.
 6. Replacement tree planting of 17 trees between Victoria Parade and Kerr Street, and ongoing maintenance of these trees for a period of 2 years is to be at the expense of Public Transport Victoria.

7. Where existing bluestone is being removed from within Council's municipal boundaries, it must be stored and transported with as much care as is reasonably practical, in order for bluestone to be returned to Council.
8. Prior to the completion of the civil works, subject to the relevant authority's consent, the relocation of any Council or privately owned assets within the road carriageway or footpath necessary to facilitate the civil works must be undertaken:
 - (a) in accordance with any requirements or conditions imposed by the relevant authority;
 - (b) at Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
9. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any new pram crossing(s) must be constructed:
 - (a) in accordance with any requirements or conditions imposed by Council;
 - (b) at the Public Transport Victoria's cost; and
 - (c) to the satisfaction of the Responsible Authority.
10. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any damage to Council infrastructure resulting from the works must be reinstated:\
 - (a) at Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
11. Within 2 months of the completion of the tram stops, or by such later date as approved in writing by the Responsible Authority, any redundant pram crossing must be demolished and re-instated as standard footpath and kerb and channel:
 - (a) at the Public Transport Victoria's cost; and
 - (b) to the satisfaction of the Responsible Authority.
12. Except with the prior written consent of the Responsible Authority, demolition or construction works must not be carried out:
 - (a) Monday-Friday (excluding public holidays) before 7 am or after 6 pm;
 - (b) Saturdays and public holidays (other than ANZAC Day, Christmas Day and Good Friday) before 9 am or after 3 pm; or
 - (c) Sundays, ANZAC Day, Christmas Day and Good Friday at any time.
13. Before the civil works commence, a Construction Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plan will be form part of Council's approval. The plan must provide for:
 - (a) a pre-conditions survey (dilapidation report) of the works areas and all adjacent Council roads frontages and nearby road infrastructure;
 - (b) works necessary to protect road and other infrastructure;
 - (c) remediation of any damage to road and other infrastructure;
 - (d) containment of dust, dirt and mud within the works areas and method and frequency of clean up procedures to prevent the accumulation of dust, dirt and mud outside the works areas,
 - (e) facilities for vehicle washing, which must be located to the satisfaction of the responsible authority;

- (f) the location of loading zones, site sheds, materials, cranes and crane/hoisting zones, gantries and any other construction related items or equipment to be located in any street;
 - (g) site security;
 - (h) management of any environmental hazards including, but not limited to,:
 - (i) contaminated soil;
 - (ii) materials and waste;
 - (iii) dust;
 - (iv) stormwater contamination from run-off and wash-waters;
 - (v) sediment from excavations within the road reserve;
 - (vi) washing of concrete trucks and other vehicles and machinery; and
 - (vii) spillage from refuelling cranes and other vehicles and machinery;
 - (i) the construction program;
 - (j) preferred arrangements for trucks delivering to the works areas, including delivery and unloading points and expected duration and frequency;
 - (k) parking facilities for construction workers;
 - (l) measures to ensure that all work at the sites will be carried out in accordance with the Construction Management Plan;
 - (m) an outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
 - (n) an emergency contact that is available for 24 hours per day for residents and the Responsible Authority in the event of relevant queries or problems experienced; and
 - (o) the provision of a traffic management plan to comply with provisions of AS 1742.3-2002 Manual of uniform traffic control devices - Part 3: Traffic control devices for works on roads.
3. That Council notes the removal of 12 parking spaces would occur as part of the works by Public Transport Victoria.
 4. That Council notes that PTV has agreed to provide a \$400,000 grant for streetscape and pedestrian improvement works along Nicholson Street to the Yarra City Council.
 5. That Council provide its formal response to Public Transport Victoria.

CARRIED UNANIMOUSLY

11.8 An Update on the Victorian Heritage Restoration Fund

Trim Record Number: D18/96006

Responsible Officer: Group Manager Chief Executive's Office

RECOMMENDATION

1. That Council:
 - (a) endorse increasing the annual contribution to VHRF to be \$60,000 (to include the administrative cost component of \$10,000) as stated in Option B above; and
 - (b) endorse incorporation of \$60,000 towards VHRF instead of \$50,000 in the Council budget for year 2018-19.

MOTION

Moved: Councillor Fristacky

Seconded: Councillor Searle

1. That Council:
 - (a) endorse increasing the annual contribution to VHRF to be \$60,000 (to include the administrative cost component of \$10,000) as stated in Option B above;
 - (b) endorse incorporation of \$60,000 towards VHRF instead of \$50,000 in the Council budget for year 2018-19; and
 - (c) provide advice on the additional marketing of the Victorian Heritage Restoration Fund to the Yarra community.

LOST

CALL FOR A DIVISION

For: Councillors Fristacky, McEvoy and Searle

Against: Councillors Chen Yi Mei, Bosler and Nguyen

MOTION

Moved: Councillor Fristacky

That the increase of the annual contribution of the VHRF to \$60,000 be referred to the budget for consideration.

The motion lapsed

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor McEvoy

1. That in the matter of changed funding arrangements for the Victorian Heritage Restoration Fund from year 2018/2019, Council:
 - (a) note the report; and
 - (b) continue providing funding of \$50,000 each year and accept the new administrative cost component for operation of the Fund, (i.e.\$10,000 for 2018/19), is to come out of the total fund amount.

CARRIED

11.9 City of Yarra Heritage Advisory Committee Membership

Trim Record Number: D18/101117

Responsible Officer: Group Manager Chief Executive's Office

THIS BUSINESS ITEM WAS WITHDRAWN

Conclusion

The meeting concluded at 10:41pm.

Confirmed Tuesday 3 July 2018

Mayor