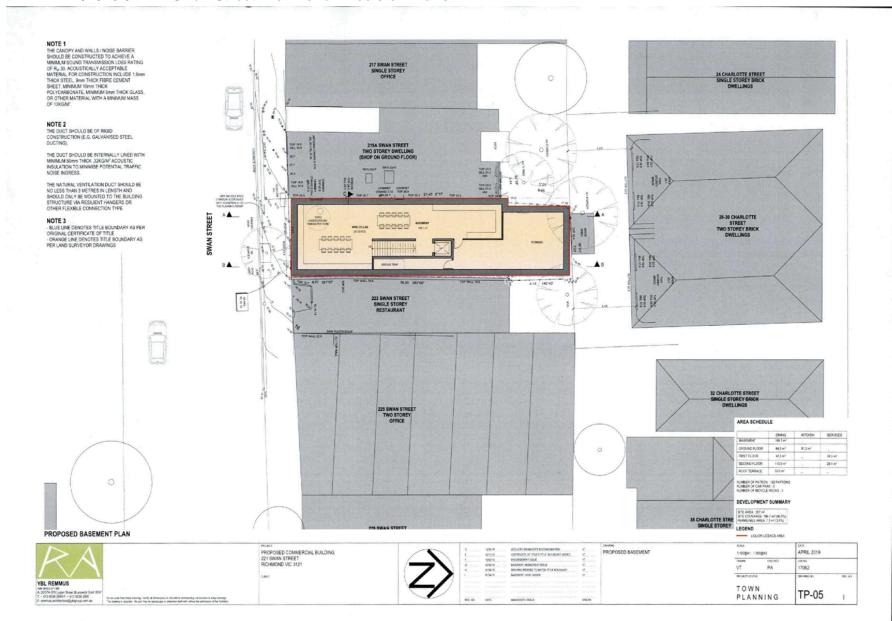
SUBJECT LAND: 221 Swan Street, Richmond

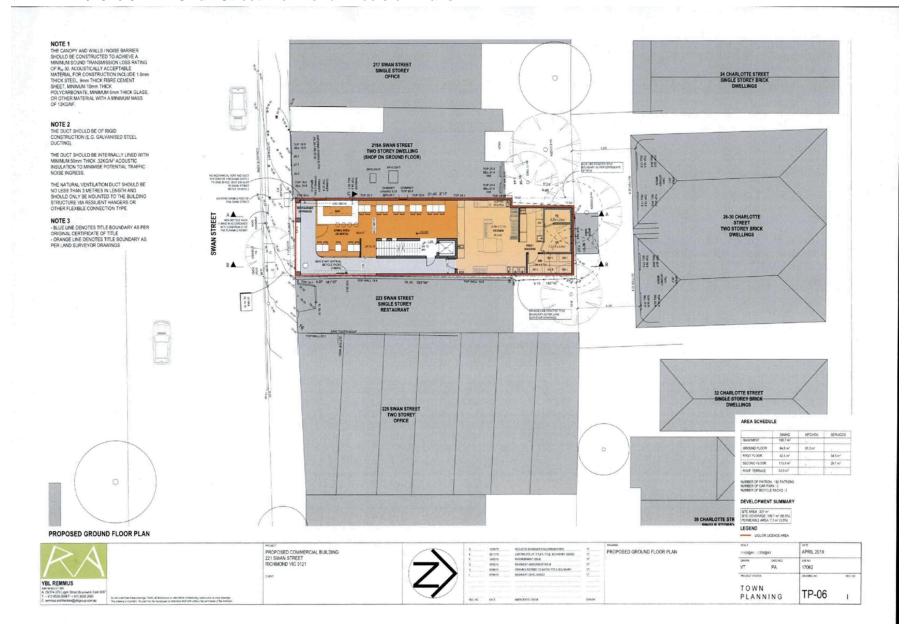


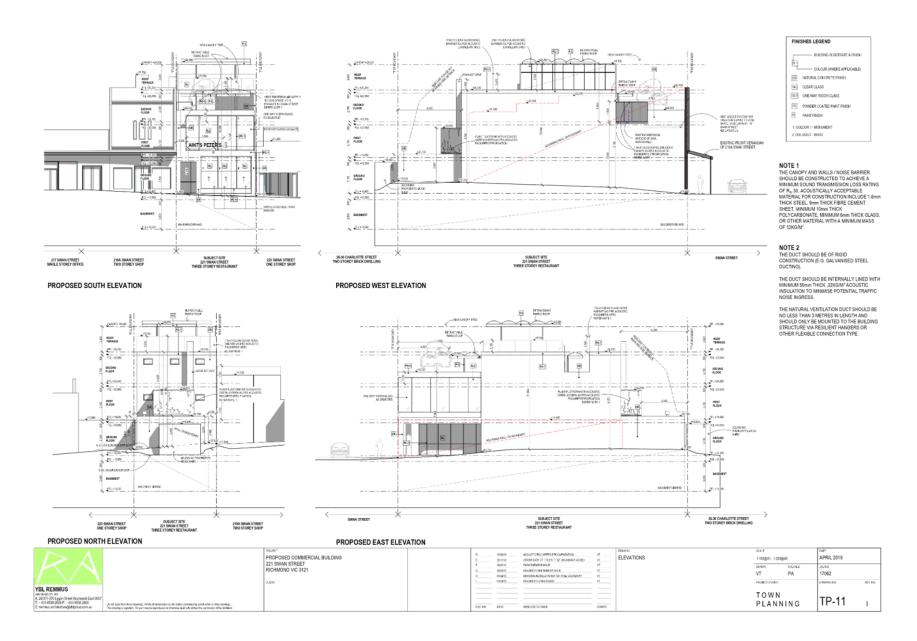
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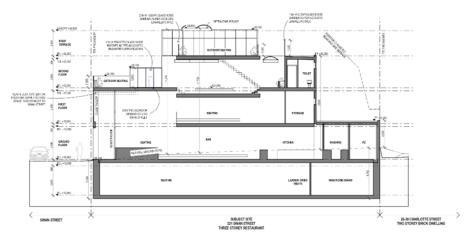
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Subject Site

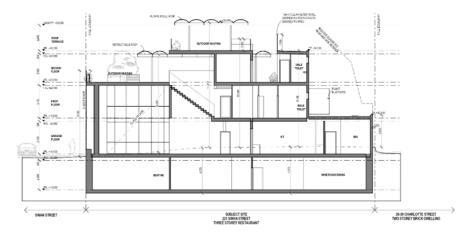






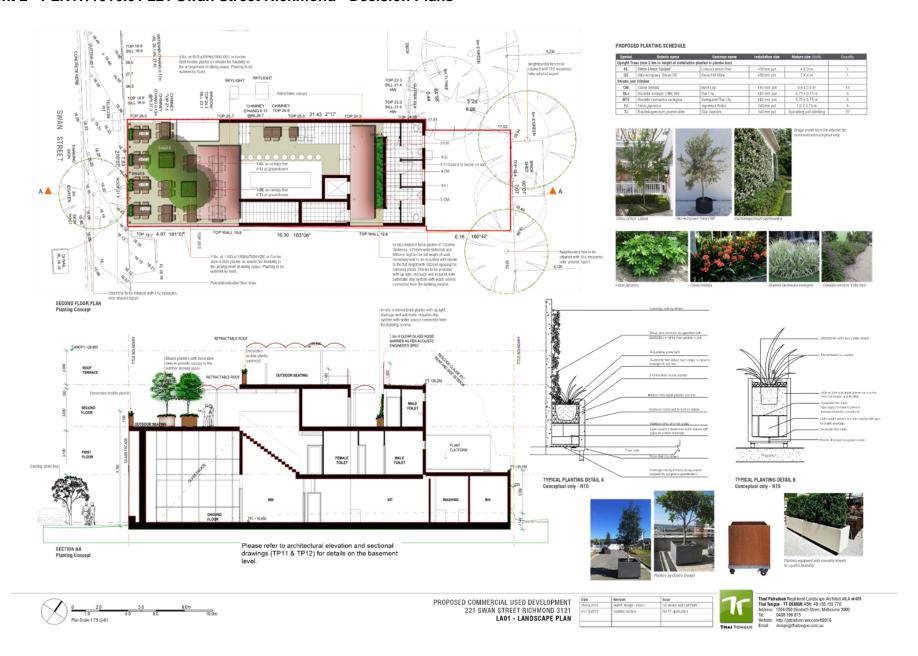


#### SECTION A-A



#### SECTION B-B





## Metropol

Advisory - Advocacy - Approval

metropolplanning.com.au

Metropol Ref. 0789 17 May 2019

Jessica Sutherland Senior Statutory Planner Yarra City Council 333 Bridge Road Richmond VIC 3124

By courier

Dear Jessica,

Planning Permit PLN17/1016.01 - Construction of a building in the Commercial 1 Zone, demolish and construct a building within the Heritage Overlay, the erection and display of an internally illuminated business identification sign, the sale and consumption of liquor and reduction of the car parking and bicycle requirements associated with a restaurant - 221 Swan Street, Richmond

We write in response to your email correspondence dated 16 May 2019 regarding the abovementioned application (to amend a planning permit).

Amended elevation and sectional architectural drawings (TP-11 & TP-12) have been prepared by the project architects, YBL Remmus Architecture, to depict the basement level including a notation of the overall depth of the basement below natural ground level.

An amended landscape plan prepared by Thai Tongue has also been prepared to include a notation to the basement level.

We also write to provide a brief statement in regards to the car parking requirements. The subject site is with the Principal Public Transport Network Area, and thus Column B rates apply under Clause 52.06-5. The nominated Column B rate for a Restaurant use is 3.5 spaces to each 100m<sup>2</sup> of leasable floor area.

With the addition of the basement adding 199.7m<sup>2</sup> of leasable floor area to the Restaurant, this increases the car parking requirements from 14 spaces to 21 spaces (given that the total leasable floor area increases from 419m² to 618.7m²), which constitutes a car parking reduction of an additional seven spaces from what was approved under the planning

A Parking Assessment prepared by BVY Traffic Survey was submitted to Council on 24 July 2018, to support the application for the planning permit. The Parking Assessment concluded that there was sufficient car parking in the area to accommodate the proposed use. We submit that the addition of the basement to the proposed development will not impact car parking and traffic in the local area given that there is no change to the patron cap or intensity of the activity of the approved use arising from the introduction of the basement. The existing permit (Condition 4) places a patron cap of 192 patrons, and we do not seek to increase this limit.

Please find enclosed 3xA1 sets (1:00 scale) and 1xA3 set of architectural and landscape plans prepared by YBL Remmus Architecture and Thai Tongue respectively.

# Metropol

Should you have any queries regarding this matter please do not hesitate to contact us on 9882 3900 or via email: info@metropolplanning.com.au.

Yours sincerely,

Michael Dunn

Director

Enc: Amended architectural plans prepared by YBL Remmus Architecture (Rev I)

TP-11 - Elevations
TP-12 - Sections

Landscape plan prepared by Thai Tongue

cc: File

## Attachment 3 - PLN17/1016.01 221 Swan Street Richmond - Applicant Traffic Assessment

## Metropol

Advisory - Advocacy - Approval

metropolplanning.com.au

Metropol Ref. 0789 17 May 2019

Jessica Sutherland Senior Statutory Planner Yarra City Council 333 Bridge Road Richmond VIC 3124

By courier

Dear Jessica.

Planning Permit PLN17/1016.01 - Construction of a building in the Commercial 1 Zone, demolish and construct a building within the Heritage Overlay, the erection and display of an internally illuminated business identification sign, the sale and consumption of liquor and reduction of the car parking and bicycle requirements associated with a restaurant – 221 Swan Street, Richmond

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Please find enclosed 3xA1 sets (1:00 scale) and 1xA3 set of architectural and landscape plans prepared by YBL Remmus Architecture and Thai Tongue respectively.

COLLINGWOOD

8 Gold Street, Collingwood PO Box 6081 Collingwood North VIC 3066 CAMBERWELL

Second floor. 555 Riversdale Road, Camberwell

T 03 9882 3900 ABN 26 546 482 534

# Metropol

Should you have any queries regarding this matter please do not hesitate to contact us on 9882 3900 or via email: info@metropolplanning.com.au.

Yours sincerely,

Michael Dunn

Director

Enc: Amended architectural plans prepared by YBL Remmus Architecture (Rev I)

TP-11 - Elevations
 TP-12 - Sections

Landscape plan prepared by Thai Tongue

Page 2/2

Helping you understand your planning needs



## PLANNING PERMIT

**Permit No:** 

PLN17/1016

Planning Scheme:

Yarra

Responsible Authority:

City Of Yarra

ADDRESS OF THE LAND:

221 Swan St Richmond VIC 3121

#### THE PERMIT ALLOWS:

Full demolition of the existing building and construction of a multi-storey building with roof terraces, display of an internally-illuminated sign, use of the land for sale and consumption of liquor (Restaurant and Café Licence) and reduction in car parking and bicycle parking requirements associated with a restaurant (as-of-right use)

#### THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

#### **Amended Plans**

- 1. Before the use and development commences, amended plans to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the plans will be endorsed and will then form part of this permit. The plans must be drawn to scale with dimensions, and three copies must be provided. The plans must be generally in accordance with the decision plans (prepared by YBL Remmus, Job No. 17062, Drawing Nos. TP-05 to TP-12 and TP-21, Rev. No. C, received by Council on 10 July 2018) but modified to show the following:
  - (a) Details depicted on the sketch plans prepared by YBL Remmus received by Council on 12 October 2018, as follows:
    - A vent and duct system running from the void (located adjacent to the boundary window of the western adjoining property) to the Swan Street façade;
    - (ii) Two canopy trees and planters on the second floor, lower level and upper level roof terraces.
  - (b) Clear transparent glazing to the ground floor front façade.
  - (c) The solar PV array on the roof plan in accordance with the commitments in the Sustainable Management Plan (referenced at condition 15 of this planning permit).
  - (d) The notation "bins to be placed here for Council pick up" deleted from the ground floor plan.
  - (e) The height of the acoustic barriers to the mechanical plant.

Date: 11 January 2019

Sarah Griffiths

Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

Page 1 of 7

For more information call 9205 5555 or visit www.yarracity.vic.gov.au

- (f) The installation of one bicycle hoop on the footpath in accordance with condition 21 and deletion of all plan notations referencing 6 bicycle hoops.
- (g) All buildings, works and licensed area within the title boundaries of the subject site; and
- (h) The provision of at least 2 on-site bicycle spaces for staff.
- The development and sale and consumption of liquor as shown on the endorsed plans 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.

#### Restaurant and Café Liquor Licence

- The sale and consumption of liquor on the premises must only occur between the hours of 11:00am and 11:00pm, seven days a week.
- No more than 192 restaurant patrons are permitted on the land at any time liquor is being sold or consumed, and further restricted as follows:
  - (a) From 10pm to 11pm, patron numbers within the lower level roof terrace reduced from 48 to 22.
- No patrons are permitted within the upper level roof terrace beyond 10:00pm on any night, as per the commitment reference in the correspondence from Metropol Planning Solutions dated 4 July 2018.
- The predominant activity in the restaurant, at all times, must be the preparation and serving of meals for consumption by patrons on the premises, during the times that liquor is allowed to be sold and consumed under this permit.
- 7. Before the commencement of the sale and consumption of liquor, the applicant must, to the satisfaction of the Responsible Authority, display a sign at the exit of the licensed premises advising patrons / customers to respect the amenity of adjacent residential areas and to leave in a quiet and orderly manner.
- Deliveries associated with liquor may only occur between 8:00am and 4:00pm, unless with the prior written consent of the Responsible Authority.

## **Acoustic Report**

- 9. Before the use and development commences, an amended Acoustic Report to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the amended Acoustic Report will be endorsed and will form part of this permit. The amended Acoustic Report must be generally in accordance with the Acoustic Report prepared by Cogent Acoustics and dated 02 July 2018, but modified to include (or show, or address) the following:
  - (a) The evening period SEPP N-1 noise limits (used for the mechanical services noise assessment and patron noise assessment) revert to the zoning levels (based on neutral background levels), making the evening targets 2dBA lower than currently shown in the report.
  - (b) The operator to undertake a full acoustical review of the mechanical plant (by an acoustic consultant) to ensure the final selected equipment and acoustic treatments will be sufficient to ensure SEPP N-1 compliance.

The lowest 15 minute background level collected for the day/evening period be used for setting the day/evening period SEPP N-2 noise limits.

Date: 11 January 2019

Sarah Griffiths
Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

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- (d) The provision of electronic noise limiters/compressors on the amplifiers/speakers within the indoor and outdoor dining areas of the venue with setup guided by an acoustic consultant prior to operations commencing.
- (e) The music levels to have minimal bass content during the SEPP N-2 Night period.
- (f) The ventilation duct system running along the void (located adjacent to the boundary window of the western adjoining property) to the Swan Street frontage in accordance with the architectural drawings.
- (g) The setbacks of the mechanical plant acoustic barriers from the boundaries in accordance with the architectural drawings.
- The provisions, recommendations and requirements of the endorsed Acoustic Report must be implemented and complied with to the satisfaction of the Responsible Authority.
- 11. The provision of music and entertainment on the land must be at a background noise level.
- The sound system on the premises must not consist of bass speakers.

#### Waste Management Plan

- 13. Before the use and development commences, an amended Waste Management Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the amended Waste Management Plan will be endorsed and will form part of this permit. The amended Waste Management Plan must be generally in accordance with the Waste Management Plan prepared by Leigh Design and dated 10 January 2018, but modified to include the following:
  - (a) The collection times for the bins rather than saying outside of peak hours.
  - (b) How the private collection contractor will avoid double parking in Swan Street during collection.
  - (c) How the private collection contractor will avoid causing delays to trams operating along Swan Street during collection.
  - (d) An organic waste collection or a composting system.
- The provisions, recommendations and requirements of the endorsed Waste Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

#### Sustainable Management Plan

- 15. The provisions, recommendations and requirements of the endorsed Sustainable Management Plan (prepared by Sustainable Development Consultants, dated December 2017) must be implemented and complied with at all times to the satisfaction of the Responsible Authority.
- 16. Before the building is occupied, a completed JV3 energy modelling report must be prepared by a suitably qualified person and submitted to the Responsible Authority demonstrating that the 10% energy efficiency target committed to in endorsed Sustainable Management Plan will be reached.

Date: 11 January 2019

Sarah Griffiths
Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

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#### Landscaping Plan Required

- 17. Before the development commences, a Landscape Plan to the satisfaction of the Responsible Authority must be submitted to and approved by the Responsible Authority. When approved, the Landscape Plan will be endorsed and will form part of this permit. The Landscape Plan must:
  - (a) be in accordance with the draft landscape plan prepared by TT Design, dated 01/10/2018 showing two trees and planters on the second floor and lower level and upper level roof terraces, including details of species, size, irrigation method and plant spacing.
- 18. Before the building is occupied, or by such later date as approved in writing by the Responsible Authority, the landscaping works shown on the endorsed Landscape Plan must be carried out and completed to the satisfaction of the Responsible Authority. The landscaping shown on the endorsed Landscape Plan must be maintained by:
  - implementing and complying with the provisions, recommendations and requirements of the endorsed Landscape Plan;
  - not using the areas set aside on the endorsed Landscape Plan for landscaping for any other purpose; and
  - (c) replacing any dead, diseased, dying or damaged plants,

to the satisfaction of the Responsible Authority.

#### **Arborist Report**

- 19. Before the development commences, an amended Arborist Report prepared by a suitably qualified Arborist must be submitted to and approved by the Responsible Authority. When approved the Arborist Report will be endorsed and will form part of this permit. The Arborist Report must:
  - (a) be in accordance with the draft arborist report prepared by Bluegum, dated 13 February 2018 & 11 October 2018, identifying Trees 6 and 7 consistently throughout the report and showing additional tree protection measures for Tree 7.

#### Street Trees

- Before the development starts, the permit holder must provide an Asset Protection Bond of \$2,193.45 (or an amount as agreed with Council's Streetscapes and Natural Values Unit) for the street tree to the Responsible Authority. The bond:
  - (a) must be provided in a manner, and on terms, to the satisfaction of the Responsible Authority;
  - (b) may be held by the Responsible Authority until the works are completed to the satisfaction of the Responsible Authority; and
  - (c) in accordance with the requirements of this permit; or
  - (d) otherwise, to the satisfaction of the Responsible Authority.

Date: 11 January 2019

Sarah Griffiths
Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

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#### Bicycle hoop provision

- Before the building is occupied, or by such later date as approved in writing by the Responsible Authority, one (1) bicycle hoop must be installed:
  - on the footpath, aligned with the awning post of the western adjoining property, between the awning post and the existing parking sign pole;
  - (b) at the permit holder's cost and all costs borne by the permit holder; and
  - (c) in a location and manner, all to the satisfaction of the Responsible Authority.

#### Sign

- 22. The location and details of the sign as shown on the endorsed plans 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.
- The sign must be constructed, displayed and maintained to the satisfaction of the Responsible Authority.
- 24. The sign must not include any flashing or intermittent light.

#### Construction Management Required

- 25. Before the development commences, 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 pre-conditions survey (dilapidation report) of the land 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 land and method and frequency of clean up procedures to prevent the accumulation of dust, dirt and mud outside the land;
  - (e) facilities for vehicle washing, which must be located on the land;
  - 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 the land on roads;
    - (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;
  - preferred arrangements for trucks delivering to the land, including delivery and unloading points and expected duration and frequency;
  - (k) parking facilities for construction workers;
  - (I) measures to ensure that all work on the land will be carried out in accordance with the Construction Management Plan;

Date: 11 January 2019

Sarah Griffiths

Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 53, 64 64A and 86

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- (m) an outline of requests to occupy public footpaths or roads, or anticipated disruptions to local services;
- 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;
- 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;

If required, the Construction Management Plan may be approved in stages. Construction of each stage must not commence until a Construction Management Plan has been endorsed for that stage, to the satisfaction of the Responsible Authority.

 The provisions, recommendations and requirements of the endorsed Construction Management Plan must be implemented and complied with to the satisfaction of the Responsible Authority.

#### General

- The sale and consumption of liquor must comply at all times with the State Environment Protection Policy – Control of Noise from Commerce, Industry and Trade (SEPP N-1).
- The use must comply at all times with the State Environment Protection Policy Control of Music Noise from Public Premises (SEPP N-2).
- Emptying of bottles and cans (associated with liquor) into bins may only occur between 7:00am and 10:00pm on any day.
- 30. Before the building is occupied, or by such later date as approved in writing by the Responsible Authority, all new on-boundary walls must be cleaned and finished to the satisfaction of the Responsible Authority.
- 31. The sale of liquor for consumption on the premises must be managed so that the amenity of the area is not detrimentally affected including through:
  - (a) The transport of materials, goods or commodities to or from land;
  - (b) The appearance of any buildings, works or materials; and
  - (c) The emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or the presence of vermin.
- 32. Within two months of the completion of development, or by such later date as approved in writing by the Responsible Authority, any damage to Council infrastructure resulting from the development must be reinstated:
  - (a) at the permit holder's cost; and
  - (b) to the satisfaction of the Responsible Authority.
- 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.

Date: 11 January 2019

Sarah Griffiths
Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

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#### **Permit Expiry**

- 34. This permit will expire if:
  - (a) the development is not commenced within two years of the date of this permit;
  - (b) the development is not completed within four years of the date of this permit; or
  - (c) the sale and consumption of liquor is not commenced within five years of the date of this permit.

The Responsible Authority may extend the period referred to if a request is made in writing before the permit expires or within six months afterwards for commencement.

35. The signage approved under this permit expires 15 years from the date of the permit.

#### NOTES:

A building permit may be required before development is commenced. Please contact Council's Building Department on 9205 5428 to confirm.

The site is subject to a Heritage Overlay. A planning permit may be required for any external works or advertising signage.

Provision must be made for drainage of the site to a legal point of discharge. Please contact Council's Building Services on 9205 5428 for further information.

A local law permit (e.g. Asset Protection Permit, Road Occupation Permit) may be required before development is commenced. Please contact Council's Construction Management Branch on Ph. 9205 5585 to confirm.

All future business owners and employees within the development approved under this permit will not be permitted to obtain employee or visitor parking permits.

Date: 11 January 2019

Sarah Griffiths
Signature for the Responsible Authority

Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64 64A and 86

Page 7 of 7

#### PLANNING PERMIT

#### IMPORTANT INFORMATION ABOUT THIS PERMIT

#### WHAT HAS BEEN DECIDED?

The Responsible Authority has issued a permit.

(Note: This is not a permit granted under Division 5 or 6 of Part 4 of the **Planning and Environment Act 1987.**)

#### WHEN DOES A PERMIT BEGIN?

A permit operates:

- · from the date specified in the permit; or
- if no date is specified, from—
  - (i) the date of the decision of the Victorian Civil and Administrative Tribunal, if the permit was issued at the direction of the Tribunal; or
  - (ii) the date on which it was issued, in any other case.

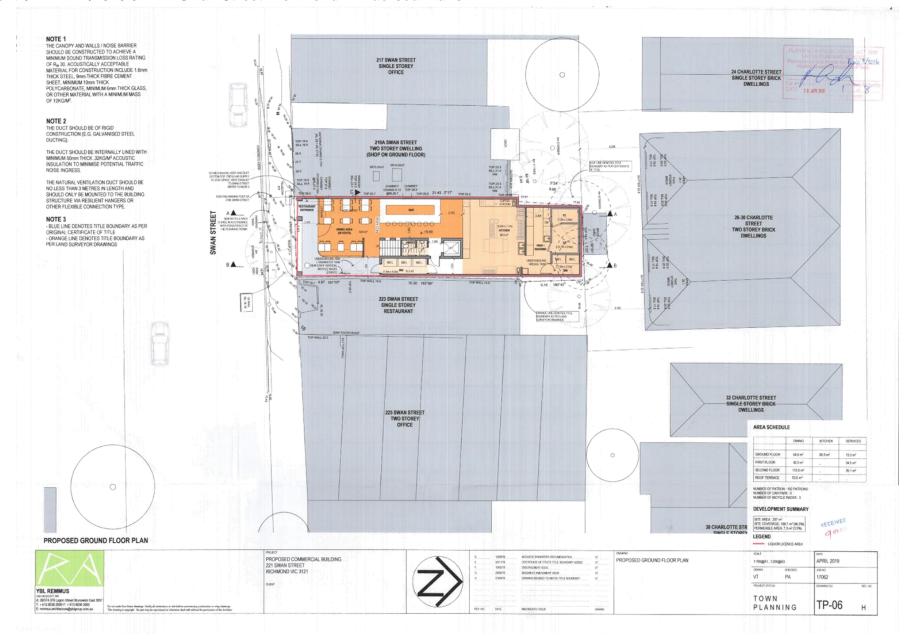
#### WHEN DOES A PERMIT EXPIRE?

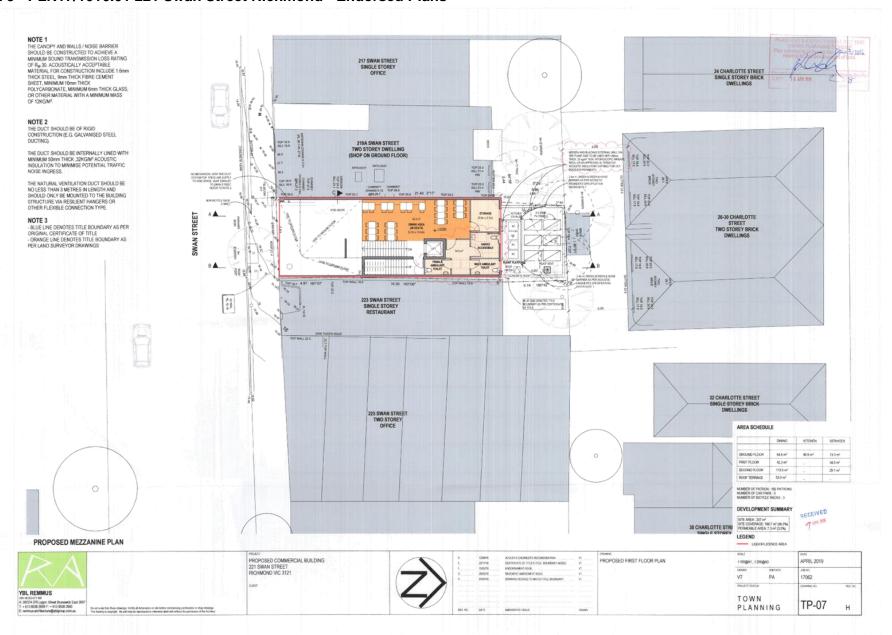
- 1. A permit for the development of land expires if—
  - the development or any stage of it does not start within the time specified in the permit; or
  - the development requires the certification of a plan of subdivision or consolidation under the Subdivision Act 1988 and the plan is not certified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

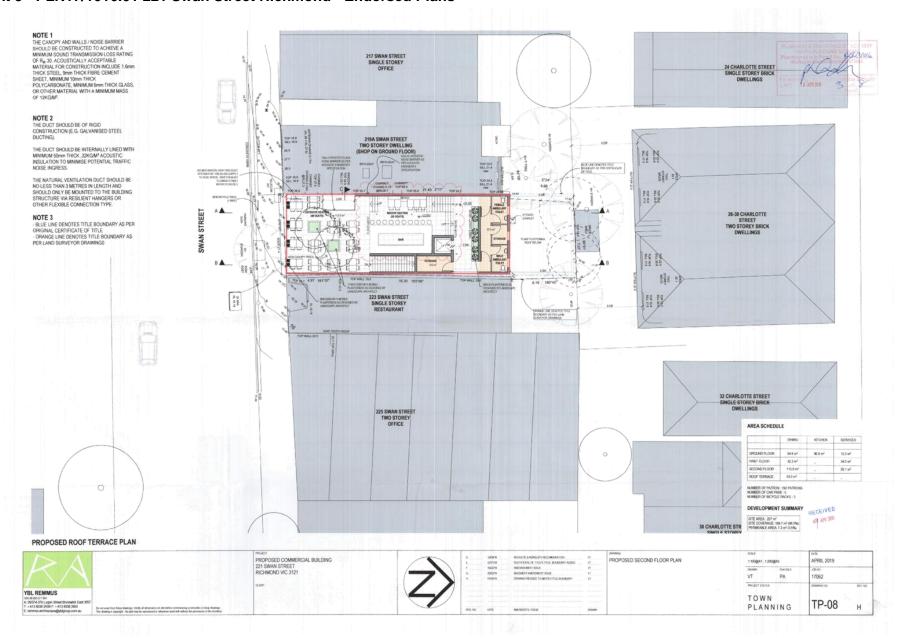
#### WHAT ABOUT REVIEWS?

- The person who applied for the permit may apply for a review of any condition in the permit
  unless it was granted at the direction of the Victorian Civil and Administrative Tribunal, in which
  case no right of review exists.
- An application for review must be lodged within 60 days after the permit was issued, unless a
  notice of decision to grant a permit has been issued previously, in which case the application
  for review must be lodged within 60 days after the giving of that notice.
- An application for review is lodged with the Victorian Civil and Administrative Tribunal.
- An application for review must be made on relevant form which can be obtained from the Victorian Civil and Administrative Tribunal, and be accompanied by the applicable fee.
- An application for review must state the grounds upon which it is based.
- A copy of an application for review must be served on the responsible authority.
- Details about applications for review and the fees payable can be obtained from the Victorian Civil and Administrative Tribunal.

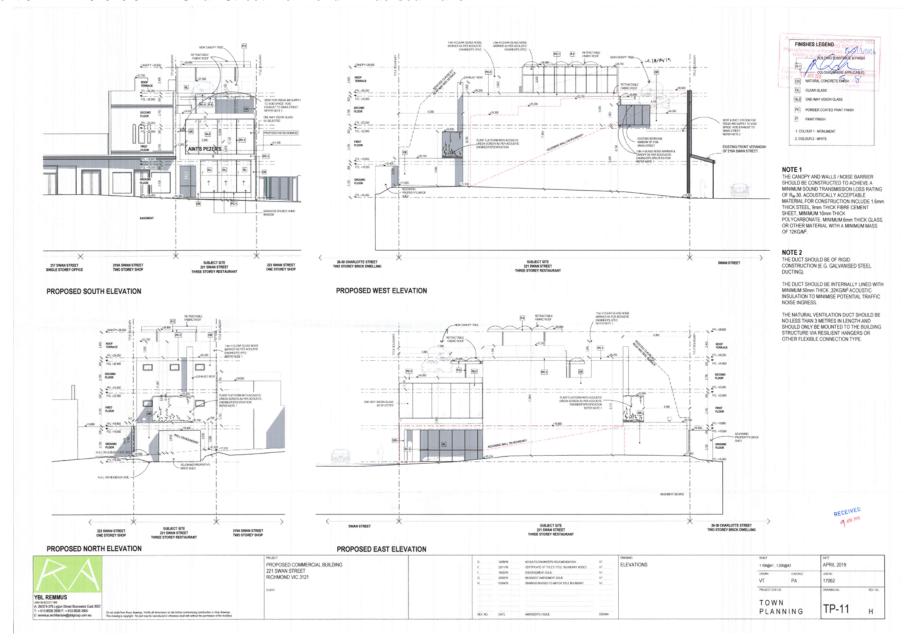
Planning and Environment Regulations 2015 No. 33/2015 Form 4 Sections 63, 64, 64A and 86

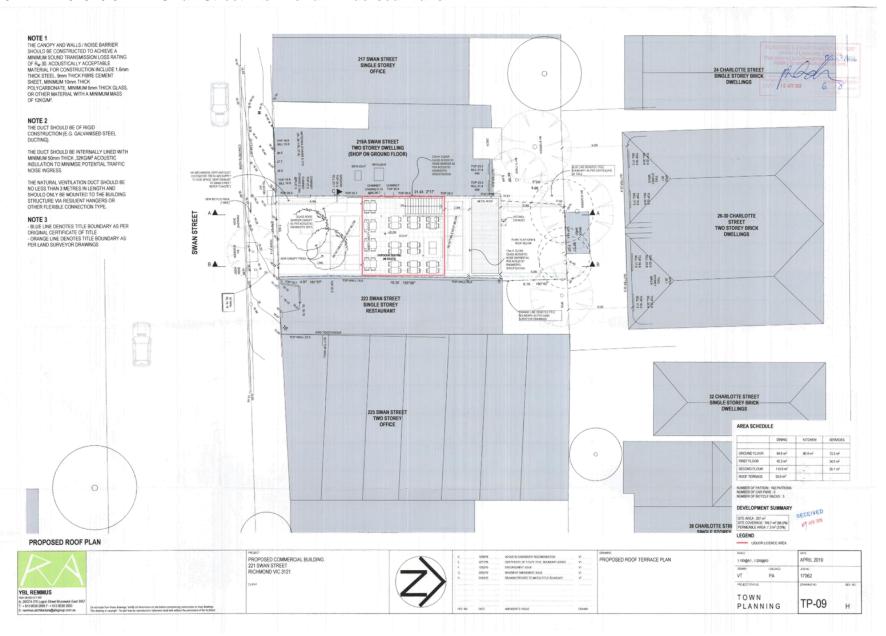


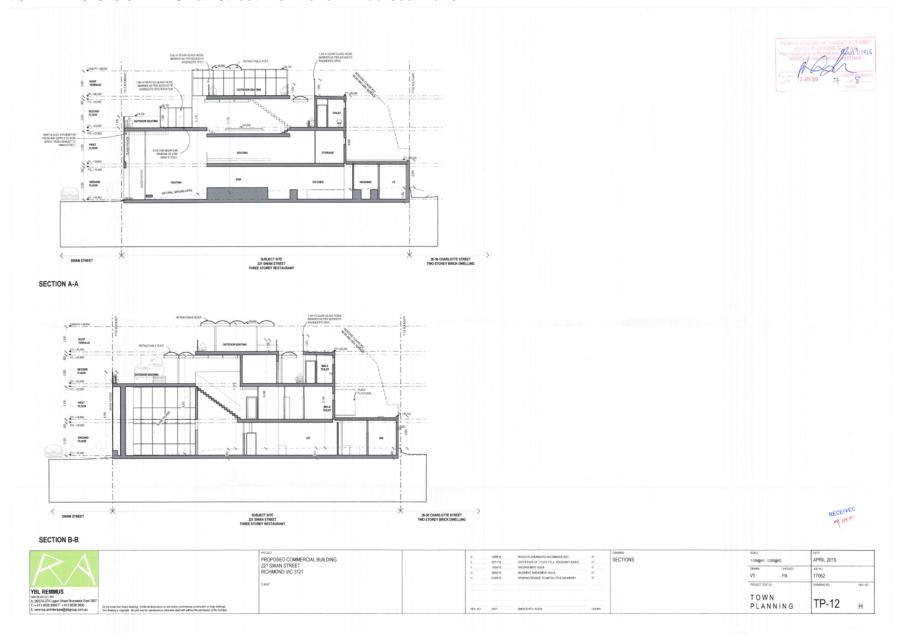


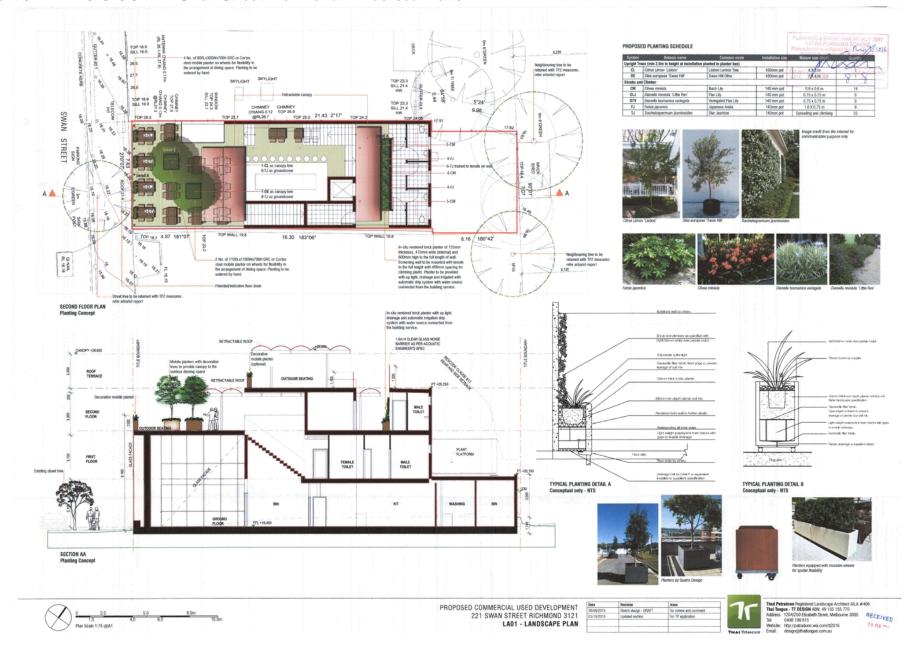












#### Attachment 6 - PLN17/1016.01 221 Swan Street Richmond - Referral Comments



26 June 2019

Yarra City Council PO Box 168 **RICHMOND VIC 3121** Attention: Jessica Sutherland

Dear Jessica Sutherland,

PLANNING APPLICATION No.: PLN17/1016.01 VICROADS REFERENCE NO:

24911/18

PROPERTY ADDRESS:

221 SWAN STREET, RICHMOND

#### Section 52 - No objection

Thank you for forwarding planning permit application PLN17/1016.01 pursuant to Section 52 of the Planning and Environment Act 1987.

In consultation with CityLink, VicRoads has considered the application and has no objection to the proposal.

Should you have any enquiries regarding this matter, please contact our Planning Department on (03) 9313 1187 or MNWPlanning@roads.vic.gov.au

Yours sincerely

**EWA FIEBELKORN** 

STATUTORY PLANNING SUPPORT OFFICER

ttachment 6 - I			-	

#### Attachment 6 - PLN17/1016.01 221 Swan Street Richmond - Referral Comments

#### Sutherland, Jessica

From:

Alexander, Steve

Sent:

Friday, 7 June 2019 3:47 PM

To:

Sutherland, Jessica

Subject:

RE: Amendment to a Liquor License PLN17/1016.01

Dear Jessica, thank you for your referral. I've had a chance to look at the application and given there is no change to patron numbers, 'use' or hours the Compliance branch does not have any concern with the basement being licenced.

Feel free to contact me on 9205-5166 if you have questions.

#### Steve Alexander

Coordinator Compliance & Prosecutions



Phone: (03) 9205 5166 Fax: (03) 8417 6666

Website: www.yarracity.vic.gov.au

From: Sutherland, Jessica

Sent: Friday, 7 June 2019 11:54 AM

To: Alexander, Steve <Steve.Alexander@yarracity.vic.gov.au>
Subject: Amendment to a Liquor License PLN17/1016.01

Hi Steve,

Hope you are well!

n seeking comments for an application to amend a liquor license (associated with a restaurant). Please see all relevant documentation attached.

The site already has a permit for sale and consumption of liquor but are amending the application to include a basement level (including an extension to the red line to cover this level). They have not applied for an increase to the patron numbers from currently approved.

Thank you so much for your assistance,

Jess

	6.01 221 Swan		
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**MEMO** 

To:

Jessica Sutherland

From:

Artemis Bacani

Date:

31 July 2019

Subject:

Application No:

PLN17/1016

Description:

Additional Floor Area - Restaurant

Site Address:

221 Swan Street, Richmond

I refer to the above Planning Application received on 18 July 2019 in relation to the proposed development at 221 Swan Street, Richmond. Council's Engineering Services unit provides the following information:

#### CAR PARKING PROVISION

#### **Proposed Development**

Under the provisions of Clause 52.06-5 of the Yarra Planning Scheme, the development's parking requirements are as follows:

Proposed Use	Size	Statutory Parking Rate	No. of Spaces Required	No. of Spaces Allocated
Restaurant (Additional Floor Area)	199.7 m <sup>2</sup>	3.5 spaces to each 100 m <sup>2</sup> of leasable floor area	6	0

<sup>\*</sup> Since the site is located within the Principal Public Transport Network Area, the parking rates in Column B of Clause 52.06-5 now apply.

To reduce the number of car parking spaces required under Clause 52.06-5 (including to reduce to zero spaces), the application for the car parking reduction must be accompanied by a Car Parking Demand Assessment.

- Parking Demand for Restaurant Use.

The original BVY Pt Ltd report had indicated that peak parking rates for the restaurant would be in the order of 0.15 to 0.30 spaces per patron. The number of patrons for the revised proposal would be the same as the original proposal of 192 patrons. Adopting the more conservative rate of 0.30 spaces per patron would equate to 57 spaces (on the assumption that the venue was operating at full capacity). Patrons would be drawn from local businesses and residences (walk-up trade).

Availability of Public Transport in the Locality of the Land.

The site is within walking distance of tram services operating along Swan Street and Church Street. The East Richmond and Richmond railway stations and bus services operating along Punt Road are also within walking distance of the site.

Multi-Purpose Trips within the Area.
 Patrons to the site who choose to drive might combine their visit by engaging in other business or activities whilst in the area.

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Convenience of Pedestrian and Cyclist Access.
 The site is within walking distance of shops, businesses, essential facilities and public transport services. The site also has very good connectivity to the Principal Bicycle Network.

Appropriateness of Providing Fewer Spaces than the Likely Parking Demand Clause 52.06 lists a number of considerations for deciding whether the required number of spaces should be reduced. For the subject site, the following considerations are as follows:

- Availability of Car Parking.

  BVY Pty Ltd had conducted on-street parking occupancy surveys in the surrounding area on Wednesday 1 November 2017 and Saturday 4 November 2017 between 10:00am and 8:00pm. The survey area encompassed sections of Swan Street, Church Street, Charles Street, Mary Street, Harvey Street, and Brighton Street. The times and extent of the survey is considered appropriate for this development. A parking inventory ranging between 137 and 199 spaces was identified. The survey results indicate that the peak occupancy was observed at 5.00pm on Wednesday with 104 spaces occupied or 33 spaces vacant. The data suggests that the parking demand in the surrounding area is moderate to high. Patrons would be fully aware of the lack of parking near the site and consider catching public transport which are conveniently located near the site.
- Access to or Provision of Alternative Transport Modes.
   The site has very good access to public transport and the on-road bicycle network. Car share pods are located within walking distance of the site and provide an alternative option of transport for staff and patrons. A Flexicar car share pod is located in Church Street, approximately 160 metres west of the site.
- Relevant Local Policy or Incorporated Document.
   The proposed development is considered to be in line with the objectives contained in Council's Strategic Transport Statement. The site is ideally located with regard to sustainable transport alternatives and the reduced provision of on-site car parking would potentially discourage private motor vehicle ownership and use.
- The Future Growth and Development of an Activity Centre.
   Practice Note 22 Using the Car Parking Provisions indicates that car parking should be considered on a centre-basis rather than on a site/individual basis. This is applicable to activity centres, such as Swan Street, where spare on-street car parking capacity would be shared amongst sites within the activity centre.

#### Adequacy of Car Parking

From a traffic engineering perspective, the waiver of parking for the additional floor area of the restaurant is considered appropriate in the context of the development and the surrounding area. The limited opportunity to park on-street would encourage patrons and employees to use more sustainable forms of transport.

The Civil Engineering unit has no objection to the reduction in the car parking requirement for this site.

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