



Ordinary Meeting of Council Minutes

**held on Tuesday 19 December 2017 at 7.00pm
Fitzroy 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."

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

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

Council officers

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

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

Nil

4. Confidential business reports

Item

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

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 Stone

Seconded: Councillor Fristacky

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) matters prejudicial to Council and/or any person;
 - (b) industrial matters; and
 - (c) contractual matters.
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 Stone

Seconded: Councillor Nguyen

That the minutes of the Ordinary Council Meeting held on Tuesday 5 December 2017 be confirmed.

CARRIED UNANIMOUSLY

6. Petitions and joint letters

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12. Notices of motion

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13. Urgent business

Nil

6. Petitions and joint letters

6.1 Joint Letter - Station Street Proposed Closure

Reference: D17/204536

A joint letter has been received containing 40 names of parents of children attending the Carlton North Primary School. Parents have genuine concerns with the proposed plans to proceed with a trial closure of Station Street at the Princes Street intersection.

The letter also states that an incident occurred along Lee Street when a child was unfortunately hit by a taxi while cycling to school.

Parents have requested that Council cease this experiment as they do not need any extra cars in front of their kids while they are travelling to and from school.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Fristacky

That the joint letter be received and referred to the appropriate officer for consideration.

CARRIED UNANIMOUSLY

6.2 Petition - Planning Application PLN17/0370 - 198-242 Burnley Street Richmond

Reference: D17/202115

A petition containing 265 signatures from residents of Richmond are objecting to the proposed development on the basis that resident amenity will be significantly impacted due to visual bulk, traffic, noise and light pollution, ground pollution and overlooking and shadowing.

Residents request that Council consider the extend of resident objections to the vicinity of the development and that the planning department consider resident concerns and request that the developer modify its proposed plans or impose conditions on the development to better integrate with the surrounding residential neighbourhood.

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor Chen Yi Mei

That the petition be received and referred to the appropriate officer for consideration.

CARRIED

7. Public question time

7.1 Mr Phillip Campbell, South Fitzroy Defence Group - Thanks to Council re ACU

Question:

Will Councillors and Officers accept a vote of thanks from our group for helping with preparing arguments against the Australian Catholic University development at the end of Napier Street?

Response:

The Mayor accepted

7.2 Mr Brendan Jupp, Eagle Leather - Thanks to Council re Hoddle Street Clearway

Thank you to the City of Yarra for helping business owners and residents fight the governments proposed 24 hour clearway on Hoddle Street. Business owners are really appreciative that Council made the process really easy.

Response:

The Mayor thanked the resident for the sentiment and for attending.

8. General business

8.1 Tourist Bike-Safe Cultural Trail

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Fristacky

1. That:

- (a) Council request Officers to prepare and present to Council early in 2018, a project proposal to develop a tourist bike-safe cultural trail for cycling and walking between the Abbotsford Convent / Collingwood Children's Farm precinct and the Melbourne Museum, via the Collingwood Arts Precinct and other key sites;
- (b) such proposal:
 - (i) include a budget bid for consideration in Council's 2018/2019 Council Budget;
 - (ii) identify levels or phases of implementation from the most basic traffic treatments and way-finding measures to more complicated versions that may include coloured pavement, filtered permeability, upgraded crossings on main roads and an integrated marketing campaign;
 - (iii) consider a route that includes Vere Street, Perry Street and Greeves Street; and
 - (iv) other potential sources of funding and collaborators.

CARRIED UNANIMOUSLY

9. Delegates' reports

9.1 Councillor Stone - 23rd Conference of the Parties to the United Nations Framework Convention on Climate Change (COP23) Bonn, Germany - 6-16 November 2017

Councillor Stone reported the following:

The United Nations Framework Convention on Climate Change (UNFCCC) entered into force in 1994 and now has universal membership of nations. The nations which have ratified the Convention are known as Parties. Each year a Conference of the Parties meets to review the implementation of the Convention and any other legal instruments that the COP adopts, and takes decisions necessary to promote the effective implementation of the Convention, including institutional and administrative arrangements.

The 23rd Conference of the Parties (COP23) was held this year in Bonn Germany and for the first time local and regional leaders were invited to take part in the proceedings with a specific programme of dialogues, summits and presentations as well as a full day **Climate Summit for Local and Regional Leaders** on Sunday 12th November.

I attended this through our involvement with ICLEI and the Global Covenant of Mayors.



Whilst national leaders and negotiators were discussing greenhouse gas emission reduction targets and financing in the “Bula Zone”, local and regional leaders and other delegates shared their goals, successes and ambitions in the “Bonn Zone”.

A number of side events and local excursions were also organised by the state government of North Rhine-Westphalia.

Coming 2 years after the historic Paris Agreement at COP21, the focus on this COP23 was on implementation and financing of measures needed to keep global warming below a 1.5 degree increase.

There was also an emphasis on aligning actions with the Sustainable Development Goals and also the New Urban Agenda adopted at Quito in November 2016.

As part of the programme of dialogues, presentations and summits, I contributed to a seminar on “Low Carbon Transport: Moving People and Goods, Not Vehicles” with a presentation on **Ecomobility in Melbourne** (attached).

This session was sponsored by the Ecomobility Alliance, a group of local governments with a common goal: to create and implement urban mobility strategies that prioritize people and the environment, supported by ICLEI. Yarra was invited to

join the alliance and details about what this involves are attached.

With the transport sector accounting for over 23% of global greenhouse gas emissions – and rising – reducing transport based emissions is critical to the effort in limiting temperature rises as well as reducing air pollution in cities.

Whilst Yarra is doing well with its mode share and investment in sustainable transport measures, it was clear that metropolitan Melbourne is lagging behind the approaches taken in other cities worldwide, and presented at this forum, with its centralised economy, sprawling residential areas, continued expansion of freeway infrastructure, continued incentivising of car-based transport and minimal investment in or incentive for active transport.

Ecologistics was also a focus of this session with positive progress being made in many cities, such as

- Smart Freight Centre Netherlands, focusing on assisting freight companies to work more efficiently, using less fuel and in a more sustainable way, and by a developing a universal method of calculating freight emissions. With 40% of freight vehicles (trucks, planes and ships) carrying no load, there is great potential for emission reductions through knowledge, collaboration, technology and logistical assistance.
- Kaohsiung, Taiwan – where “the last mile” for freight is increasingly being delivered by e-bikes and scooters, using less fuel for short trips, greater access in a congested urban environment and fewer parking and loading issues.



EcoLogistics:

Low carbon freight for sustainable cities

- Funded by the **Federal Ministry for the Environment, Nature Conservation, Building and Nuclear Safety of Germany (BMUB)** through its International Climate Initiative (IKI) program
- November 2017 – October 2021
- **Outcome:** Cities have enhanced capacities, strategies and policies to promote low carbon urban freight through local action and national support.



Climate Summit for Local and Regional Leaders 12th November

This full day summit heard from local, regional and national leaders who were unanimous in their messages, that:

- We face an urgent challenge in mitigating the impacts of climate change
- We are not yet on track to fulfil the Paris Agreement

- Climate action should support the Sustainable Development Goals
- There is no time to lose, we do not have decades
- For many nations this is a current and an existential issue
- The cost of not acting now far outweighs the costs of keeping global warming below 2 degrees
- Developing nations, especially in Africa, were among the strongest voices and want to be partners in the global effort
- Financing of actions in developing nations is a major obstacle
- All levels of government have a role to play and must lift their ambitions, but local governments are currently driving climate action and this is likely to continue to be the case

The Summit concluded with the 330 leaders committing to the Bonn-Fiji Commitment, <http://www.cities-and-regions.org/cop23/wp-content/uploads/2017/11/bonn-fiji-commitment-of-local-and-regional-leaders.pdf>

The commitment involves lifting targets to meet the Paris Agreement aligned with the Sustainable Development Goals, and working with other levels of government to achieve these goals.

Other outcomes included these ICLEI initiatives:

- **Climate Reporting Partnership** - combining 2 climate reporting platforms, Carbon, the Climate Reporting Registry, and CDP, to build a robust database of self-reported climate commitments, actions and performance tracking
- **Front-Line Cities and Islands** - a coalition of coastal cities and islands on the front line of the impact of climate change, many in our immediate region including New Zealand and Fiji.

The summit demonstrated both the voice of local governments across the world in pressing for stronger climate action and financing, but also the enormous effort already being undertaken at a local level to build resilience of local communities in adapting to a changing climate and to take the actions needed to reduce our greenhouse gas emissions. ICLEI concluded that:

1. **COP23 proved that the Paris Agreement is unstoppable and irreversible – where local and regional governments are positioned to be a strong custodian.**
2. **National goals are not strong enough and the global emissions gap is huge – This is the perfect time to engage local and regional governments in delivering national commitments and raise ambitions globally.**
3. **The Talanoa Dialogue opens the door wide open for multilevel and multi-stakeholder partnerships – Local and regional governments now have the opportunity and duty to extend this to every city and region in the world.**
4. **Advancing the Paris Agreement Work Program has enabled progress in building a strong global climate architecture.**
5. **The road ahead – we have 3 critical years ahead of us to safeguard the Paris Agreement and the global climate.**



Cities, states and regions hold tremendous power, especially when you work together..... we are the laboratories of reform, we are the engines of innovation and we are where the action is.

Arnold Schwarzenegger, R20 Founding Chair

This is the moment to take what we know cities and regions can accomplish and turn it into the everyday reality of citizens everywhere. We are led by the monumental and far reaching Paris Agreement but we are also in a race against time. Quite simply, we must act, all of us together, and with great urgency.

Patricia Espinosa, Executive Secretary, UNFCCC

We have time, but not much time, so please push yourself to the furthest degree. I promise you that California will be right there with you.

Edmund G. Brown Jnr, Governor State of California, Co-founder Under 2 Coalition

Go into the community, talk to the people....use the youth, use the women – because most of the time the women will say to the children and to the community, we are going to do this and get it done – and they do.

Clara Doe-Mvogo, Mayor of Monrovia, Liberia

Welcome to the age of sustainable development. Local and regional governments will have to should much or even most of the task of enacting programs and schemes that will actually curb climate change.

Armin Laschet, Minister-President, State of North Rhine Westphalia, Germany

The real change comes from the citizens. When the citizens come together in solidarity, they can bring about real change.

Park Won Soon, Mayor of Seoul, Republic of Korea, ICLEI President

In addition to the summit, I attended an excursion to the city of Essen, Europe's "green capital", and a former coal mining district, to learn:

- How a region dependent on coal mining has reinvented itself and is creating an alternative economy
- How other industries (such as an aluminium smelter) are adapting to a new energy future
- How local and state governments are partnering with not-for-profits, energy companies and universities to drive innovation in residential areas with social housing and support low carbon living.

There was much we could learn in Victoria from partnering to renew public and social housing with a clear goal of improving climate adaptation reducing energy consumption and carbon emissions and building community resilience.



Zollverein - UNESCO World Heritage listed coal mine in Essen Germany, now attracting 1000's of tourists and being converted to a University for the Arts

COP23 was the first conference hosted by a small-island developing state (Fiji) whose very existence is under threat from sea level rises. It was also the first global climate meeting following the announcement by President Trump in June that the US intended to pull out of the Paris Agreement. However with the terms of the agreement preventing that occurring until after the next election and with the mobilisation of US local governments in the “We’re Still In” movement, the conference proceeded with a focus on implementation of the Paris “Rule Book” and developing finance options for climate action in developing nations.

The greatest energy was clearly in the local government sphere where innovations and persistence were hallmarks of local governments globally.

In conclusion, whilst the outcomes of negotiations in the Bonn Zone were underwhelming for some, the collection of local and regional actions and aspirations at COP23 was significant and demonstrated where the action on meeting the Paris Agreement lies and will probably continue to lie. The emphasis on partnerships and collaboration could not be understated.

Given that Nationally Determined Contributions (NDCs - each nation’s commitment to keep the global temperature rise below 2 degrees Celsius by the end of the century, and aiming for a lower, 1.5-degree increase) are inadequate and, at current projections, will result in a rise of 3.2 degrees above pre-industrial levels, a positive outcome of the conference is the acceptance of ICLEI **as the first non-country associate member of the [NDC Partnership](#)**. **This move will** provide opportunities for all levels of government to strengthen systems and coordination mechanisms that enable all levels of government to take joint action on climate change. Yarra is part of a global effort to stem the impacts of devastating climate change and we are lifting above our weight as an organisation.

However there is more that we can do to support our community to adapt to a changing climate and to reduce emissions so that the worst case scenario does not occur. We are in a position to lead in the local government sector in Victoria. The one thing this conference was unequivocal on was that there is very little time in which to act. As Gerry Brown stated “Anyone who gets it has an obligation to act.”

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Bosler

1. That this Delegate's Report be noted.
2. That Council notes:
 - (a) Council's resolution on 7th February 2017 that recognised that "we are in a state of climate emergency that requires urgent action from all levels of government";
 - (b) The Yarra Environment Strategy 2013-2017 goal of carbon neutrality for the Yarra municipality by 2020, and that the Yarra Environment Strategy is due for review in 2018; and
 - (c) Yarra's commitment to the Global Covenant of Mayors, to a Climate Action Plan and to continuing to report against the Global Protocol for Community-Scale Greenhouse Gas Emission Inventories.
3. That Council receive a briefing report to the March cycle on the feasibility of developing a Community Greenhouse Action Plan.
4. That Council receive a briefing report to the March cycle of council meetings on examples of community based projects which have been undertaken in Yarra and other inner municipalities to reduce community (not Council operation) greenhouse emissions, indicating the cost of the projects (including administration), the scalability of the project, and the emission reduction outcomes of the project per participant.
5. That Council receive a briefing report to the April cycle of Council meetings on the feasibility of Council joining the EcoMobility Alliance and adopting the One Planet Charter.

CARRIED UNANIMOUSLY

10. Questions without notice

- 10.1 Councillor Fristacky - Age Article, Fans for that, How to handle a heatwave - 14 December 2017

Referring to the article; housing is increasingly being built assuming air-conditioning as the main coolant, ceilings heights were too low for safe use of overheads, while homes lacked eaves and space for vegetation etc.

I notice that this is also an issue for Yarra and would like this referenced in the planning scheme review, that we look at ceiling heights to enable ceiling fans to be installed rather than relying on air-conditioning and secondly, eaves and space for vegetation to provide shade and oriented to account for sunshine exposure.

Response:

The Mayor advised that it can be referred.

11.1 Business Advisory Group - appointment of business representatives

Trim Record Number: D17/195082
Responsible Officer: Manager City Strategy

[Help](#)

RECOMMENDATION

1. That Council note the report of officers in relation to the Business Advisory Group.
2. The Council, having considered the nominations received for the three business representative positions on the Business Advisory Group, appoint the following applicants to the Business Advisory Group:
 - (a) _____
 - (b) _____
 - (c) _____
3. That the successful and unsuccessful nominees be advised in writing of the outcome of their nomination.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Nguyen

1. That Council note the report of officers in relation to the Business Advisory Group.
2. The Council, having considered the nominations received for the three business representative positions on the Business Advisory Group, appoint the following applicants to the Business Advisory Group:
 - (a) Jane Stewart;
 - (b) Robyn Madeley; and
 - (c) Mark Schiffer.
3. That the successful and unsuccessful nominees be advised in writing of the outcome of their nomination.

CARRIED UNANIMOUSLY

11.2 Edinburgh Gardens North Precinct and Playground Upgrade

Trim Record Number: D17/186631

Responsible Officer: Manager Open Space and Recreation

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) notes the officer report in relation to the Edinburgh Gardens North Precinct and playground update;
 - (b) notes and thanks the community for their contribution to the discussion on the proposed developments for both the northern precinct and the playground upgrade;
 - (c) endorses the final Edinburgh Gardens Northern Precinct Plan as shown in **Attachment 4**;
 - (d) endorses the Edinburgh Gardens Northern Precinct Playground Upgrade Plan as shown in **Attachment 5**; and
 - (e) authorises officers to commence detailed design for the playground upgrade works for the playground and apply for any permits required.

Councillor Coleman arrived at 7.38pm

Public Submission

Mr Chris Goodman addressed Council on the matter.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Fristacky

1. That Council:
 - (a) notes the officer report in relation to the Edinburgh Gardens North Precinct and playground update;
 - (b) notes and thanks the community for their contribution to the discussion on the proposed developments for both the northern precinct and the playground upgrade;
 - (c) endorses the final Edinburgh Gardens Northern Precinct Plan as shown in **Attachment 4**;
 - (d) endorses in principle the Edinburgh Gardens Northern Precinct Playground Upgrade Plan as shown in **Attachment 5**; and
 - (e) authorises officers to commence detailed design for the playground upgrade works, provide a further report to Council covering how some suggestions raised in the consultation have been incorporated into the detailed design, and advise those who have participated in the consultation process the opportunity to provide further input into that detailed design;
 - (f) be advised on how the extensive queuing on weekends and other times of high demand, the existing multiple toilets in the Emely Baker Building and Cricket Pavilion can be re-designed to enable their public use to meet the needs for additional toilets in Edinburgh Gardens, while ensuring security to prevent access to the rest of the buildings when only the toilets need to be available for public toilet use; and
 - (g) be advised on proposed timeframes for the redevelopment of the other facilities scoped for the Northern Precinct.

CARRIED UNANIMOUSLY

11.3 Victoria Street Precinct and Reimagining Victoria Street update

Trim Record Number: D17/189212

Responsible Officer: Unit Manager Social Policy and Research

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) notes the updates in this report relating to the Victoria Street Precinct and Reimagining Victoria Street;
 - (b) authorises the CEO to write to the Department of Health and Human Services to:
 - (i) express support for the implementation of a trial of a Medically Supervised Injecting Centre (MSIC) in North Richmond;
 - (ii) accept the invitation that DHHS provide a briefing to Council on the intended implementation, community engagement and communications plans; and
 - (iii) provide clarification on the future of the Needle and Syringe Program and after hours vending machine located at North Richmond Community Health Centre; and
 - (c) recognises the loss of many lives as a result of drug use in the City of Yarra and thanks the numerous organisations and individuals who campaigned tirelessly and acknowledges their significant contribution towards the establishment of trial Medically Supervised Injecting Centre (MSIC) in North Richmond;
 - (d) continues its advocacy and support for evidence based harm reduction measures that have proven to be effective in reducing the transmission of blood borne viruses (BBVs) and other health impacts associated with injecting drug use; and
 - (e) seeks a report from officers in 2018 that provides an update on best practice harm reduction strategies for drug use and options for Council in relation to policy positions on service delivery as well as strategic advocacy.

Public Submission

Dr Daniel Stoian addressed Council on the matter.

Councillor McEvoy left the meeting at 8.09pm

Councillor McEvoy returned to the meeting at 8.11pm

Councillor Jolly left the meeting at 8.10pm

Councillor Jolly returned to the meeting at 8.15pm

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei

Seconded: Councillor Stone

1. That Council:
 - (a) notes the updates in this report relating to the Victoria Street Precinct and Reimagining Victoria Street;
 - (b) authorises the CEO to write to the Department of Health and Human Services to:
 - (i) express support for the implementation of a trial of a Medically Supervised Injecting Centre (MSIC) in North Richmond;
 - (ii) accept the offer from DHHS to provide a briefing to Council on the intended implementation, community engagement and communications plans; and
 - (iii) seek clarification on the future of the Needle and Syringe Program and after hours vending machine located at North Richmond Community Health Centre; and
 - (c) recognises the loss of many lives as a result of drug use in the City of Yarra and thanks the numerous organisations and individuals who campaigned tirelessly and acknowledges their significant contribution towards the establishment of trial Medically Supervised Injecting Centre (MSIC) in North Richmond;
 - (d) continues its advocacy and support for evidence based harm reduction measures that have proven to be effective in reducing the transmission of blood borne viruses (BBVs) and other health impacts associated with injecting drug use;
 - (e) continues to engage with community concerns about drug related activity and behaviour in Victoria Street with targeted communication and timely responses; and
 - (f) seeks a report from officers in 2018 that provides an update on best practice harm reduction strategies for drug use and options for Council in relation to policy positions on service delivery as well as strategic advocacy.

CARRIED UNANIMOUSLY

The Mayor adjourned the meeting so that all gallery members could move to the Reading Room to continue the meeting.

11.4 Managing Growth and Change in Yarra

Trim Record Number: D17/193190
Responsible Officer: Manager City Strategy

[Help](#)

RECOMMENDATION

1. That Council note:
 - (a) the report on the significant Strategic Planning work being undertaken to manage growth and change in Yarra, in particular the Yarra Planning Scheme (YPS) Rewrite Project, which is supported by a program of Activity Centre planning; preparation of a Spatial Economic and Employment Strategy (SEES); preparation of a new Housing Strategy (2017-2032) and evidence based investigations;
 - (b) the draft policy is being prepared based on strategic evidence based investigations and focussed discussions with the Liveable Yarra Reference Group and Council's Advisory Committees; and engagement with the broader community on the SEES and Housing Strategy;
 - (c) the draft Yarra Planning Scheme planning policy is programmed to be considered by Council in mid-2018;
 - (d) that in parallel to the Yarra Planning Scheme rewrite project built form analysis and planning scheme amendments are progressing for six of Yarra's activity centres – Brunswick, Smith, Johnston, Swan and Victoria Streets, Bridge Road, and Queens Parade; and
 - (e) that the significant Strategic Planning work is programmed throughout 2018 and then the formal Amendment processes under the Planning and Environmental Act.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Stone

1. That Council note:
 - (a) the report on the significant Strategic Planning work being undertaken to manage growth and change in Yarra, in particular the Yarra Planning Scheme (YPS) Rewrite Project, which is supported by a program of Activity Centre planning; preparation of a Spatial Economic and Employment Strategy (SEES); preparation of a new Housing Strategy (2017-2032) and evidence based investigations;
 - (b) the draft policy is being prepared based on strategic evidence based investigations and focussed discussions with the Liveable Yarra Reference Group and Council's Advisory Committees; and engagement with the broader community on the SEES and Housing Strategy;
 - (c) the draft Yarra Planning Scheme planning policy is programmed to be considered by Council in mid-2018;
 - (d) that in parallel to the Yarra Planning Scheme rewrite project built form analysis and planning scheme amendments are progressing for six of Yarra's activity centres – Brunswick, Smith, Johnston, Swan and Victoria Streets, Bridge Road, and Queens Parade; and
 - (e) that the significant Strategic Planning work is programmed throughout 2018 and then the formal Amendment processes under the Planning and Environmental Act.

CARRIED UNANIMOUSLY

11.5 Amendment C223 - Proposed rezoning of 81-95 Burnley Street and 26 Doonside Street, Richmond

Trim Record Number: D17/197248

Responsible Officer: Director Planning and Place Making

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) note the officer report on Amendment C223 which seeks to rezone land at 81-95 Burnley and 26 Doonside Streets, Richmond from Industrial 3 to Mixed Use Zone and apply a Development Plan Overlay and an Environmental Audit Overlay;
 - (b) note the analysis in the officer report on various aspects including the matter of affordable housing provision as a component of the proposal;
 - (c) pursue a section 173 agreement requiring 5% of the overall number of dwellings in the approved Development Plan as affordable housing in association with an accredited Housing Association; and
 - (d) seek authorisation from the Minister for Planning to prepare Amendment C223 to the Yarra Planning Scheme in accordance with section 8A of the *Planning and Environment Act 1987*.
2. If authorisation is granted officers arrange for the exhibition of Amendment C223 in accordance with Section 19 the requirements of the *Planning and Environment Act 1987*.

Public Submissions

The following people addressed Council on the matter:

Mr Rick Jamerson, Harry the Hirer; and

Mr Adam Terrill, Town Planner

COUNCIL RESOLUTION

Moved: Councillor Searle

Seconded: Councillor McEvoy

1. 1. That Council:
 - (a) note the officer report on Amendment C223 which seeks to rezone land at 81-95 Burnley and 26 Doonside Streets, Richmond from Industrial 3 to Mixed Use Zone and apply a Development Plan Overlay and an Environmental Audit Overlay;
 - (b) note the analysis in the officer report on various aspects including the matter of affordable housing provision as a component of the proposal;
 - (c) amend clause 1.1 of the Development Plan Overlay to replace '5 percent' with '10 percent';
 - (d) include additional wording in the Development Plan Overlay under the heading Green Travel Plan;
 - (i) Green Travel Plan must demonstrate that the development supports sustainable transport alternatives to the motor car, provides for car share spaces and provides bicycle parking / storage facilities;
 - (e) amend clause 3.1, paragraph 5 of the DPO to read, "to provide a high standard of internal amenity, building separation and **best practice** environmentally sustainable design";

- (f) pursue a section 173 agreement requiring **10%** of the overall number of dwellings in the approved Development Plan as affordable housing in association with an accredited Housing Association; and
 - (g) seek authorisation from the Minister for Planning to prepare Amendment C223 to the Yarra Planning Scheme in accordance with section 8A of the *Planning and Environment Act 1987*.
2. If authorisation is granted officers arrange for the exhibition of Amendment C223 in accordance with Section 19 the requirements of the *Planning and Environment Act 1987*.
3. That subject to clause 3 above, note that the community consultation during the exhibition and consideration of the proposed amendment will include:
- (a) public exhibition of the proposed amendment for one calendar month, in accordance with the requirements of the *Planning and Environmental 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) a targeted consultation process with residents immediately adjoining the site, conducted by the proponent;
 - (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 Yarra Planning Scheme Amendment C225 - 351 Church Street Richmond - residential aged care facility - height limit exemption

Trim Record Number: D17/196639

Responsible Officer: Director Planning and Place Making

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) note the officer report on the proposed request by Mecwacare for an amendment to the Yarra Planning Scheme in relation to the site known as 351 Church Street, Richmond;
 - (b) note the contents of the officers report on Amendment C225 which seeks to use Clause 52.03 of the Yarra Planning Scheme to introduce an Incorporated Document to create an exemption from the mandatory 9m height control in the Neighbourhood Residential Zone to permit a 5 storey purpose-built residential aged care facility managed by Mecwacare being a not for profit organisation providing care for disadvantaged persons; and
 - (c) seek authorisation from the Minister for Planning to prepare Amendment C225 to the Yarra Planning Scheme in accordance with section 8A of the *Planning and Environment Act 1987*.
2. If authorisation is granted by the Minister for Planning, officers prepare to exhibit Amendment C225 in accordance with Section 19 the requirements of the *Planning and Environment Act 1987*.

Public Submissions

The following people addressed Council on the matter:

Ms Michele Lewis;

Ms Erin Skurrie; and

Mr Adam Monument.

COUNCIL RESOLUTION

Moved: Councillor Chen Yi Mei

Seconded: Councillor Searle

1. That Council:
 - (a) note the officer report on the proposed request by Mecwacare for an amendment to the Yarra Planning Scheme in relation to the site known as 351 Church Street, Richmond;
 - (b) note the contents of the officers report on Amendment C225 which seeks to use Clause 52.03 of the Yarra Planning Scheme to introduce an Incorporated Document to create an exemption from the mandatory 9m height control in the Neighbourhood Residential Zone to permit a 5 storey purpose-built residential aged care facility managed by Mecwacare being a not for profit organisation providing care for disadvantaged persons; and
 - (c) seek authorisation from the Minister for Planning to prepare Amendment C225 to the Yarra Planning Scheme in accordance with section 8A of the *Planning and Environment Act 1987*.
2. If authorisation is granted by the Minister for Planning, officers prepare to exhibit Amendment C225 in accordance with Section 19 the requirements of the *Planning and Environment Act 1987*.

3. That subject to clause 2 above, note that the community consultation during the exhibition and consideration of the proposed amendment will include:
- (a) public exhibition of the proposed amendment for one calendar month, in accordance with the requirements of the *Planning and Environmental 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) consideration of community submissions with a report provided to Council;
 - (e) hearing community submissions and consideration of any recommended changes at a Council meeting; and
 - (f) 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

Councillor Jolly left the meeting at 9.40pm

Councillor Jolly returned to the meeting at 9.55pm

11.7 Station Street, Carlton North - Temporary Road Closure

Trim Record Number: D17/189665

Responsible Officer: Group Manager Chief Executive's Office

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) note the report;
 - (b) note and acknowledge the formal submissions and petitions received and the verbal presentations made at this meeting in support thereof; and
 - (c) refer the matter of the proposal to close Station Street, Carlton North at the intersection with Princes Street, on a temporary basis for the purposes of undertaking a traffic diversion experiment, for formal consideration at the first cycle of Council meetings in 2018.

Public Submissions

The following people addressed Council on the matter:

Mr Phillip White;

Professor Jennifer McIntosh;

Mr Marcus Coghlan;

Ms Lisa Polglaze;

Mr Matt Janson;

Mr Vito Manlio;

Mr Michael Kelly;

Ms Di Cummins;

Mr Rod Touzel;

Mr Jason Edwards;

Mr Harry Barber; and

Mr John Teschendorf.

COUNCIL RESOLUTION

Moved: Councillor McEvoy

Seconded: Councillor Fristacky

1. That Council:
 - (a) note the report;
 - (b) note and acknowledge the formal submissions and petitions received and the verbal presentations made at this meeting in support thereof;
 - (c) refer the matter of the proposal to close Station Street, Carlton North at the intersection with Princes Street, on a temporary basis for the purposes of undertaking a traffic diversion experiment, for formal consideration at the first cycle of Council meetings in 2018; and
 - (d) request Officers provide a report in early 2018 that includes:
 - (i) possible options for Council consideration and in this regard, Officers write to VicRoads in accordance with Schedule 11, Section 10 of the *Local Government Act 1989*, and request a report to enable Council to consider the possible installation of a temporary barrier for a 6-month traffic diversion experiment on Station Street just South of its intersection with Curtain Street; and
 - (ii) the current status of the Carlton North LATM (No.2).

CARRIED

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Jolly, Stone and McEvoy

Against: Councillors Chen Yi Mei, Bosler and Nguyen

Abstained: Councillor Searle

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Stone

Seconded: Councillor Fristacky

That the meeting be extended for an hour.

CARRIED

11.8 PLN16/0085 - 115 Victoria Parade and 28 - 42 Young Street, Fitzroy - Australian Catholic University: Endorsement of Amended Development Plan.

Trim Record Number: D17/188667

Responsible Officer: Director Planning and Place Making

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) note the report of officers regarding the amended Development Plan in compliance with the VCAT Order 4 October, 2017;
 - (b) note the detailing of all the required changes to the Development Plan for the Australian Catholic University; and
 - (c) authorise the Manager, Statutory Planning to endorse the Development Plan for the Australian Catholic University as outlined in this report and as shown in the attachments.

Public Submission

Ms Christine McRae of Urbis addressed Council on the matter.

Councillor Bosler left the meeting at 10.55pm

Councillor Bosler returned to the meeting 10.58pm

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Bosler

1. That Council:
 - (a) note the report of officers regarding the amended Development Plan in compliance with the VCAT Order 4 October, 2017;
 - (b) note the detailing of all the required changes to the Development Plan for the Australian Catholic University; and
 - (c) authorise the Manager, Statutory Planning to endorse the Development Plan for the Australian Catholic University as outlined in this report and as shown in the attachments.

CARRIED UNANIMOUSLY

11.9 Amendment C231 Queens Parade Clifton Hill

Trim Record Number: D17/198394

Responsible Officer: Director Planning and Place Making

[Help](#)

RECOMMENDATION

1. That Council:
 - (a) note the officer report on the Queens Parade Clifton Hill Built Form Review and Queens Parade Built Form and Heritage Analysis & Recommendations by GJM Heritage;
 - (b) note the supporting Queens Parade, Clifton Hill Built Form Review, prepared by Hansen partnership and the Queens Parade Built Form Heritage Analysis & Recommendations by GJM Heritage;
 - (c) endorse the Queens Parade, Clifton Hill Built Form Review as a basis for Amendment C231;
 - (d) 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 20 on an interim basis to Precincts 2C, 2D, 3A,4 and 5 along Queens Parade neighbourhood activity centre;
 - (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 an interim heritage protection for those properties proposed as new Heritage Overlays (472-484 Napier Street and 350 Queens Parade); and
 - (f) seek authorisation from the Minister for Planning to prepare Amendment C231 to the Yarra Planning Scheme in accordance with section 8A of the Planning and Environment Act 1987.
2. That if authorisation is received from the Minister for Planning, Council exhibit Amendment C231 in accordance with Section 19 of the *Planning and Environment Act 1987*.
3. That subject to clause 2 above, note that the community consultation during the exhibition and consideration of the proposed amendment 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.

Councillor Stone left the meeting at 11.01pm

Councillor Stone returned to the meeting at 11.06pm

Councillor Nguyen left the meeting at 11.05pm

Councillor Coleman as Deputy Mayor assumed the Chair

Councillor Nguyen returned to the meeting at 11.09pm and assumed the Chair.

Public Submissions

The following people addressed Council on the matter:

Mr Chris Goodman;

Ms Anne Coveny;

Mr Glen McCallum;

Mr Brad Marsh;

Mr Ben Ciullo;

Mr Graham Merrett;

Mr Lindsay Rounds; and

Mr Paul Thompson.

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Stone

Seconded: Councillor Searle

That the meeting be extended by 30 minutes.

CARRIED

MOTION

Moved: Councillor Fristacky

Seconded: Councillor Coleman

1. That Council:

- (a) note the officer report on the Queens Parade Clifton Hill Built Form Review and Queens Parade Built Form and Heritage Analysis & Recommendations by GJM Heritage;
- (b) note the supporting Queens Parade, Clifton Hill Built Form Review, prepared by Hansen partnership and the Queens Parade Built Form Heritage Analysis & Recommendations by GJM Heritage;
- (c) endorse the Queens Parade, Clifton Hill Built Form Review as a basis for Amendment C231;
- (d) 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 20 as modified in Clause 4 below on an interim basis to Precincts 2C, 2D, 3A,4 and 5 along Queens Parade neighbourhood activity centre;
- (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 an interim heritage protection for those properties proposed as new Heritage Overlays (472-484 Napier Street and 350 Queens Parade); and

- (f) seek authorisation from the Minister for Planning to prepare Amendment C231 to the Yarra Planning Scheme in accordance with section 8A of the Planning and Environment Act 1987.
2. That if authorisation is received from the Minister for Planning, Council exhibit Amendment C231 in accordance with Section 19 of the *Planning and Environment Act 1987*.
3. That subject to clause 2 above, note that the community consultation during the exhibition and consideration of the proposed amendment 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.
4. That officers modify Schedule 16 to the Design and Development Overlay at Attachment 2 to:
 - (a) replace the mandatory building height requirement at Table 4 for Precinct 4 with a maximum building height of 18m (5 storeys) and 21.5m (6 storeys) for sites with a depth in excess of 50m.

LOST

CALL FOR A DIVISION

For: Councillors Coleman, Fristacky, Stone and Searle

Against: Councillors Jolly, Chen Yi Mei, McEvoy, Bosler and Nguyen

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Bosler

1. That Council:
 - (a) note the officer report on the Queens Parade Clifton Hill Built Form Review and Queens Parade Built Form and Heritage Analysis & Recommendations by GJM Heritage;
 - (b) note the supporting Queens Parade, Clifton Hill Built Form Review, prepared by Hansen partnership and the Queens Parade Built Form Heritage Analysis & Recommendations by GJM Heritage;
 - (c) endorse the Queens Parade, Clifton Hill Built Form Review as a basis for Amendment C231;

- (d) 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 20 on an interim basis to Precincts 2C, 2D, 3A,4 and 5 along Queens Parade neighbourhood activity centre;
 - (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 an interim heritage protection for those properties proposed as new Heritage Overlays (472-484 Napier Street and 350 Queens Parade); and
 - (f) seek authorisation from the Minister for Planning to prepare Amendment C231 to the Yarra Planning Scheme in accordance with section 8A of the Planning and Environment Act 1987.
2. That if authorisation is received from the Minister for Planning, Council exhibit Amendment C231 in accordance with Section 19 of the *Planning and Environment Act 1987*.
3. That subject to clause 2 above, note that the community consultation during the exhibition and consideration of the proposed amendment 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

CALL FOR A DIVISION

For: Councillors Fristacky, Stone, Chen Yi Mei, Searle and Bosler

Against: Councillors Jolly, McEvoy and Nguyen

Abstained: Councillor Coleman

11.10 Review - Heritage Advisory Committee and the Terms of Reference

Trim Record Number: D17/199663

Responsible Officer: Group Manager Chief Executive's Office

[Help](#)

RECOMMENDATION

1. That Council notes the further officer report on the Review of the Heritage Advisory Committee (HAC) prepared by Beverley Kliger and Associates and its findings and recommendations.
2. That Council, having considered the HAC Review and the officer recommendations, resolves to:
 - (a) Appoint a new Heritage Advisory Committee for a four year term with quarterly meetings and call for nominations for membership of the Committee;
 - (b) In the matter of the Committee membership:
 - (i) seek expressions of interest for new committee members to the Heritage Advisory Committee to comprise 12 community members and an officer from the National Trust with at least a third of the twelve community members having specific expertise from conservation architecture, landscape architecture, aboriginal heritage, history and cultural planning;
 - (ii) encourage a mix of new and existing members for the committee membership and require all existing committee members seeking another term to re-nominate; and
 - (iii) require that community members with long standing involvement in local heritage / community groups represent the views of that group at the Heritage Strategy Advisory Committee; and
 - (c) adopt the revised amended Terms of Reference for the HAC as per **Attachment 3**;
 - (d) In respect of the operation of meetings:
 - (i) endorse the recommendations of the HAC Review in relation to the operation of the current meetings and ensure the new committee meetings and agendas are amended accordingly.
 - (e) Having regard to the Heritage Strategy:
 - (i) continue to support the implementation of the current Heritage Strategy and ensure that the new` committee contributes to the preparation of a revised Heritage Strategy to be prepared in 2018/2019; and
 - (ii) endorse the recommendations of the HAC Review in relation to the current Heritage Strategy to ensure that the new strategy more clearly defines how its objectives are to be achieved and projects implemented, the roles and responsibilities of committee members and Council in implementing the strategy and the resources required to deliver it.

MOTION

Moved: Councillor Fristacky

Seconded: Councillor Jolly

1. That Council notes the further officer report on the Review of the Heritage Advisory Committee (HAC) prepared by Beverley Kliger and Associates and its findings and recommendations.
2. That Council having considered the HAC Review, advice to Council from the HAC on the Review and the HAC terms of reference **as attached**, and the officer recommendations, resolves to:
 - (a) extend appreciation to the HAC for their contributions;
 - (b) adopt the revised amended Terms of Reference for the HAC as per **Attachment 3**, amended as follows:
 - (i) add in 3.1 (b) (ii) the words “**including but not limited to**” after “expertise in a range of sectors”;
 - (ii) add a 3.1 (c) with the wording “a membership which includes a representation mix of gender **and age**, to encourage a balance reflecting Yarra’s community”;
 - (iii) the heading of 3.3 to read “**Staff attendance at meetings**”;
 - (iv) **bimonthly** meetings rather than quarterly meetings in 6 (a);
 - (v) insertion of missing “**that**” in 7(a), line 2 before “HAC meeting” and adding at the end of 7(a), “**by the officer servicing the HAC**”; and
 - (vi) any spelling/grammatical corrections; and
 - (c) appoint a new HAC for a four year term and call for nominations early in 2018, for membership of the HAC in accordance with the new Terms of Reference; and
 - (d) in respect of the operation of meetings, **largely** endorse the recommendations of the HAC Review in relation to the operation of **HAC** meetings and **for** the new HAC meetings and agendas **to be** amended accordingly; and
 - (e) having regard to the Heritage Strategy:
 - (i) continue to support the implementation of the current Heritage Strategy and ensure that the new committee contributes to the preparation of a revised Heritage Strategy to be prepared in 2018/2019; and
 - (ii) endorse the recommendations of the HAC Review in relation to the current Heritage Strategy to ensure that the new strategy more clearly defines how its objectives are to be achieved and projects implemented, the roles and responsibilities of HAC members and Council in implementing the strategy and the resources required to deliver it.

AMENDMENT

Moved: Councillor Nguyen

Seconded: Councillor Chen Yi Mei

2. (b) (ii)....mix of gender and at least two members who are no more than 30 years of age at the time of nomination.

The amendment was then put and carried and incorporated in the motion below.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Jolly

1. That Council notes the further officer report on the Review of the Heritage Advisory Committee (HAC) prepared by Beverley Kliger and Associates and its findings and recommendations.
2. That Council having considered the HAC Review, advice to Council from the HAC on the Review and the HAC terms of reference as attached, and the officer recommendations, resolves to:
 - (a) extend appreciation to the HAC for their contributions;
 - (b) adopt the revised amended Terms of Reference for the HAC as per **Attachment 3, amended as follows:**
 - (i) add in 3.1 (b)(ii) the words “including but not limited to” after “expertise in a range of sectors”;
 - (ii) add a 3.1 (c) with the wording “a membership which includes a representation mix of gender and at least two members who are no more than 30 years of age at the time of nomination, to encourage a balance reflecting Yarra’s community”;
 - (iii) the heading of 3.3 to read “Staff attendance at meetings”;
 - (iv) bimonthly meetings rather than quarterly meetings in 6 (a);
 - (v) insertion of missing “that” in 7(a), line 2 before “HAC meeting” and adding at the end of 7(a), “by the officer servicing the HAC”; and
 - (vi) any spelling/grammatical corrections; and
 - (c) appoint a new HAC for a four year term and call for nominations early in 2018, for membership of the HAC in accordance with the new Terms of Reference; and
 - (d) in respect of the operation of meetings, **largely** endorse the recommendations of the HAC Review in relation to the operation of **HAC** meetings and **for** the new HAC meetings and agendas **to be** amended accordingly; and
 - (e) having regard to the Heritage Strategy:
 - (i) continue to support the implementation of the current Heritage Strategy and ensure that the new committee contributes to the preparation of a revised Heritage Strategy to be prepared in 2018/2019; and
 - (ii) endorse the recommendations of the HAC Review in relation to the current Heritage Strategy to ensure that the new strategy more clearly defines how its objectives are to be achieved and projects implemented, the roles and responsibilities of HAC members and Council in implementing the strategy and the resources required to deliver it.

CARRIED UNANIMOUSLY

Councillor Jolly left the meeting at 11.38pm

11.11 Passage of the Marriage Amendment (Definition and Religious Freedoms) Bill

Trim Record Number: D17/199477

Responsible Officer: Group Manager Chief Executive's Office

[Help](#)**RECOMMENDATION**

1. That the Mayor write letters to the following:
 - (a) Senator Dean Smith, Senator for Western Australia, thanking him for drafting the Marriage Amendment (Definition and Religious Freedoms) Bill 2017 and introducing it to the Senate on 15 November 2017;
 - (b) Mr Warren Entsch MP, Member for Leichhardt, thanking him for introducing the Marriage Amendment (Definition and Religious Freedoms) Bill 2017 to the House of Representatives on 4 December 2017; and
 - (c) all Members of Federal Parliament who voted in favour of the Marriage Amendment (Definition and Religious Freedoms) Bill 2017 (either in the Senate or House of Representatives), thanking them for their support on the floor of Parliament.
2. That the Civic Flag Policy be updated to reflect that the Rainbow Flag be flown on the Civic Flagpoles at Collingwood, Fitzroy and Richmond:
 - (a) until and including Tuesday 9 January 2018, being the first date on which most same sex marriages can take place in Australia; and
 - (b) thereafter on 17 May and 8 December each year.
3. That no new applications for inclusion on the Yarra City Council Relationship Declaration Register be accepted after Monday 8 January 2018.

COUNCIL RESOLUTION**Moved:** Councillor Stone**Seconded:** Councillor Bosler

1. That the Mayor:
 - (a) publicly acknowledge, through appropriate Yarra communications, the many contributions made towards the passing of the Marriage Amendment (Definitions and Religious Freedoms) Bill 2017 including those members of the community, GLBTIQ advocates and activists, those politicians - local and state or federal- who have campaigned for many years, those businesses and other organisations in Yarra who supported the YES campaign, and those politicians who ultimately voted for the bill in the parliament.
2. That the Civic Flag Policy be updated to reflect that the Rainbow Flag be flown on the Civic Flagpoles at Collingwood, Fitzroy and Richmond:
 - (a) until and including Tuesday 9 January 2018, being the first date on which most same sex marriages can take place in Australia; and
 - (b) thereafter on 17 May and 8 December each year.
3. That no new applications for inclusion on the Yarra City Council Relationship Declaration Register be accepted after Monday 8 January 2018.

CARRIED UNANIMOUSLY

11.12 Annual Plan Quarterly Progress Report - September 2017

Trim Record Number: D17/200186
Responsible Officer: Manager Corporate Performance

[Help](#)

RECOMMENDATION

1. That:
 - (a) Council note progress against the 2017/18 Annual Plan as reported in the Annual Pan Quarterly Progress Report – September 2017.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Bosler

1. That:
 - (a) Council note progress against the 2017/18 Annual Plan as reported in the Annual Pan Quarterly Progress Report – September 2017.

CARRIED UNANIMOUSLY

11.13 Hydrotherapy Pool report

Trim Record Number: D17/198813

Responsible Officer: Acting Director Community Wellbeing

[Help](#)

RECOMMENDATION

1. That Council notes the results of the hydrotherapy pool trial evaluation.

COUNCIL RESOLUTION

Moved: Councillor Nguyen

Seconded: Councillor Fristacky

1. That Council notes:
 - (a) the results of the hydrotherapy pool trial evaluation;
 - (b) the success of the trial in attracting the intended target demographic and drawn a participant base from with Yarra's municipal area;
 - (c) that almost 50% of participants had previously not engaged with Yarra Leisure; and
 - (d) the high level of overall satisfaction with the program.
2. That Council continue to investigate other means to facilitate Yarra residents with access to Hydrotherapy services and receive a report on such access in 2018

CARRIED UNANIMOUSLY

11.14 Report on Assemblies of Councillors Held - August to December 2017

Trim Record Number: D17/197559

Responsible Officer: Group Manager Chief Executive's Office

RECOMMENDATION

1. That Council formally note and record the Assemblies of Councillors report as detailed in Attachment 1 hereto.

COUNCIL RESOLUTION

Moved: Councillor Fristacky

Seconded: Councillor Nguyen

1. That Council formally note and record the Assemblies of Councillors report as detailed in Attachment 1 hereto.

CARRIED UNANIMOUSLY

12.1 Notice of Motion No. 23 of 2017 - Planning Applications in the World Heritage Environs Area

Trim Record Number: D17/199093
Responsible Officer: Chief Executive Officer

[Help](#)

Public Submissions

The following people addressed Council on the matter:

Mr Michael Francis; and

Ms Margaret Portelli.

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Nguyen

1. That Council request officers present a report to the first meeting in 2018 on a proposed motion as follows:

“That planning applications for development:

- (a) within the shaded area shown in clause 22.14 (Development Guidelines for Heritage Places in the World Heritage Environs Area) of the Yarra Planning Scheme (City of Yarra properties only); OR
- (b) within the area designated as the “Buffer Zone” in Map 8 of the World Heritage Environs Area (City of Yarra properties only);

be determined by Council’s Internal Development Approvals Committee where they are taller than the highest point of the existing building.”

CARRIED UNANIMOUSLY

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Searle

Seconded: Councillor Fristacky

That the meeting be extended by 30 minutes.

CARRIED

Conclusion

The meeting concluded at 12.44pm.

Confirmed Tuesday 6 February 2018

Mayor