



**YARRA CITY COUNCIL**  
**INTERNAL DEVELOPMENT APPROVALS**  
**COMMITTEE**  
**MINUTES**

**held on Wednesday 23 August 2017 at 6.30pm**  
**in Meeting Room 3 at the Richmond Town Hall**

**I. ATTENDANCE**

Councillor Daniel Nguyen  
Councillor Jackie Fristacky (substitute for Cr Coleman)  
Councillor Mi Lin Chen Yi Mei (substitute for Cr Bosler)

Amy Hodgen (Coordinator Statutory Planning)  
Michelle King (Senior Statutory Planner)  
Cindi Johnston (Governance Officer)

**II. APOLOGIES AND LEAVE OF ABSENCE**

**III. DECLARATIONS OF CONFLICT OF INTEREST (councillors and staff)**

**IV. CONFIRMATION OF MINUTES**

**Internal Development Approvals Committee Resolution:**

**Moved:** Councillor Nguyen **Seconded:** Councillor Fristacky

That the minutes of the meeting of the Internal Development Approvals Committee held on Wednesday 23 August 2017 be confirmed.

**CARRIED**

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***"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."***



## **Guidelines for public participation at Internal Development Approval Committee meetings**

### **POLICY**

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Council provides the opportunity for members of the public to address the Internal Development Approvals Committee.

The following guidelines have been prepared to assist members of the public in presenting submissions at these meetings:

- public submissions are limited to a maximum of five (5) minutes
- where there is a common group of people wishing to make a submission on the same matter, it is recommended that a representative speaker be nominated to present the views of the group
- all public comment must be made prior to commencement of any discussion by the committee
- any person accepting the chairperson's invitation to address the meeting shall confine himself or herself to the subject under consideration
- people making submissions shall address the meeting as a whole and the meeting debate shall be conducted at the conclusion of submissions
- the provisions of these guidelines shall be made known to all intending speakers and members of the public generally prior to the commencement of each committee meeting.

For further information regarding these guidelines or presenting submissions at Committee meetings generally, please contact the Governance Branch on (03) 9205 5110.

**Governance Branch  
2008**

Councillor Fristacky nominated Councillor Nguyen as Chair.

There being no other nominations, Councillor Nguyen was appointed Chair.

Councillor Nguyen assumed the Chair.

## 1. INTERNAL DEVELOPMENT APPROVALS COMMITTEE

Item		Page	Res. Page
1.1	7 Peel Street, Collingwood - PLN17/0188 - Sale and consumption of liquor (on premises licence), and a reduction of the statutory car parking requirement associated with a cafe/tavern (no permit required for uses)	6	7

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**1.1 7 Peel Street, Collingwood - PLN17/0188 - Sale and consumption of liquor (on premises licence), and a reduction of the statutory car parking requirement associated with a cafe/tavern (no permit required for uses)**

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Trim Record Number: D17/110593

Responsible Officer: Principal Statutory Planner

**RECOMMENDATION**

That a Notice of Decision to Grant Planning Permit PLN17/0188 be issued for sale and consumption of liquor (on premises licence), and a reduction of the statutory car parking requirement associated with a café and tavern (no permit required for uses) at 7 Peel Street, Collingwood, in accordance with the decision plans and subject to the following conditions:

1. 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.
2. No more than 15 patrons are permitted on the land at any time liquor is being sold or consumed.
3. Except with the prior written consent of the Responsible Authority, the sale and consumption of liquor may only occur between the following hours:
  - (a) Sunday to Wednesday– 11am to 11pm; and
  - (b) Thursday to Saturday – 11am to 1am (the following day).
4. The provisions, recommendations and requirements of the endorsed Noise and Amenity Action Plan must be implemented and complied with to the satisfaction of the Responsible Authority.
5. 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 to respect the amenity of adjacent residential areas and to leave in a quiet and orderly manner.
6. The amenity of the area must not be detrimentally affected by the use, including through:
  - (a) the transport of materials, goods or commodities to or from land;
  - (b) the appearance of any buildings, works or materials;
  - (c) the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or
  - (d) the presence of vermin.

to the satisfaction of the Responsible Authority.
7. The use must comply at all times with the State Environment Protection Policy – Control of Noise from Commerce, Industry and Trade (SEPP N-1).
8. The use must comply at all times with the State Environment Protection Policy – Control of Music Noise from Public Premises (SEPP N-2).
9. Except with the prior written consent of the Responsible Authority, the provision of music and entertainment on the land must be at a background noise level only.
10. Except with the prior written consent of the Responsible Authority, speakers external to the building must not be erected or used.
11. Emptying of bottles and cans into bins may only occur between 7am and 10pm on any day.

12. The collection of waste from the site must be by private collection, unless with the prior written consent of the Responsible Authority.
13. Except with the prior written consent of the Responsible Authority, delivery and collection of goods to and from the land may only occur between 7am and 10pm on any day.
14. The car parking space and bicycle rack as shown on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.
15. This permit will expire if the sale and consumption of liquor is not commenced within two years from the date of this permit. The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

Notes:

These premises will be required to comply with the Food Act 1984. The use must not commence until approval has been granted by Council's Health Protection Unit.

A building permit maybe required before development is commenced. Please contact Council's Building Services on 9205 5095 to confirm.

Submissions

The Applicant, Mr John Costello addressed the Committee.

The following people also addressed the Committee:

Ms Jan Wright; and  
Sean.

## INTERNAL DEVELOPMENT APPROVALS COMMITTEE RESOLUTION

**Moved:** Councillor Fristacky

**Seconded:** Councillor Chen Yi Mei

That a Notice of Decision to Grant Planning Permit PLN17/0188 be issued for sale and consumption of liquor (on premises licence), and a reduction of the statutory car parking requirement associated with a café and tavern (no permit required for uses) at 7 Peel Street, Collingwood, in accordance with the decision plans and subject to the following conditions:

1. Before the commencement of the sale and consumption of liquor, 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 but modified to show:
  - (a) Provision of at least one additional staff bicycle park on site;
  - (b) Provision of a bicycle hoop for patron use, in accordance with the requirements of Condition 16.
2. 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.

3. No more than 15 patrons are permitted on the land at any time liquor is being sold or consumed.
4. Except with the prior written consent of the Responsible Authority, the sale and consumption of liquor may only occur between the following hours:
  - (a) Sunday to Wednesday– 11am to 11pm; and
  - (b) Thursday to Saturday – 11am to 1am (the following day).
5. The provisions, recommendations and requirements of the endorsed Noise and Amenity Action Plan must be implemented and complied with to the satisfaction of the Responsible Authority.
6. Before the commencement of the sale and consumption of liquor, the applicant must, to the satisfaction of the Responsible Authority, display a notice on all food and drink menus and a prominent sign at the exit of the licensed premises advising patrons to respect the amenity of adjacent residential areas and to leave in a quiet and orderly manner.
7. The amenity of the area must not be detrimentally affected by the use, including through:
  - (a) the transport of materials, goods or commodities to or from land;
  - (b) the appearance of any buildings, works or materials;
  - (c) the emission of noise, artificial light, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil, or
  - (d) the presence of vermin; and
  - (e) any windows to the street open after 11pm on any day.

to the satisfaction of the Responsible Authority.
8. The use must comply at all times with the State Environment Protection Policy – Control of Noise from Commerce, Industry and Trade (SEPP N-1).
9. The use must comply at all times with the State Environment Protection Policy – Control of Music Noise from Public Premises (SEPP N-2).
10. Except with the prior written consent of the Responsible Authority, the provision of music and entertainment on the land must be at a background noise level only.
11. Except with the prior written consent of the Responsible Authority, speakers external to the building must not be erected or used.
12. Emptying of bottles and cans into bins may only occur between 7am and 10pm on any day.
13. The collection of waste from the site must be by private collection, unless with the prior written consent of the Responsible Authority.
14. Except with the prior written consent of the Responsible Authority, delivery and collection of goods to and from the land may only occur between 7am and 10pm on any day.
15. The car parking space and bicycle racks on the endorsed plans must not be altered without the prior written consent of the Responsible Authority.
16. At least one bicycle hoop on the footpath must be installed:
  - (a) at the permit holder's cost; and
  - (b) in a location and manner;to the satisfaction of the Responsible Authority.

17. This permit will expire if the sale and consumption of liquor is not commenced within two years from the date of this permit. The Responsible Authority may extend the periods referred to if a request is made in writing before the permit expires or within six months afterwards.

Notes:

These premises will be required to comply with the Food Act 1984. The use must not commence until approval has been granted by Council's Health Protection Unit.

A building permit maybe required before development is commenced. Please contact Council's Building Services on 9205 5095 to confirm.

**CARRIED**

The meeting closed at 7.11pm.

**Confirmed at the meeting held on Wednesday 13 September 2017**

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**Chair**