



Minutes

Council Meeting

6.32pm, Tuesday 15 August 2023

Richmond Town Hall

1. Statement of recognition of Wurundjeri Woi-wurrung Land

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

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

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

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

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

2. Attendance, apologies and requests for leave of absence

Attendance

Councillors

- Cr Edward Crossland Deputy Mayor
- Cr Michael Glynatsis Councillor
- Cr Stephen Jolly Councillor
- Cr Herschel Landes Councillor
- Cr Anab Mohamud Councillor
- Cr Amanda Stone Councillor
- Cr Sophie Wade Councillor

Council staff

Chief Executive Officer

- Sue Wilkinson Chief Executive Officer

General Managers

- Brooke Colbert Governance, Communications and Customer Experience
- Sam Hewett Infrastructure and Environment
- Kerry McGrath Community Strengthening
- Mary Osman City Sustainability and Strategy
- Jenny Scicluna Corporate Services and Transformation

Governance

- Phil De Losa Manager Governance and Integrity
- Rhys Thomas Senior Governance Advisor
- Mel Nikou Governance Officer

Apologies

- Cr Claudia Nguyen Mayor
- Cr Bridgid O’Brien Councillor

3. Announcements

No announcements were made.

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

The Chief Executive Officer declared a conflict of interest on item 14.1.

5. Confirmation of minutes

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Glynatsis

That the minutes of the Council Meeting held on Tuesday 18 July 2023 be confirmed.

CARRIED UNANIMOUSLY

6. Question time

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7. Council business reports

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8. Notices of motion

Nil

9. Petitions and joint letters

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10. Questions without notice

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11. Delegates' reports

Nil

12. General business

Nil

13. Urgent business

Nil

14. 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 66(2)(a) of the Local Government Act 2020. In accordance with that Act, Council may resolve to consider these issues in open or closed session.

Item

14.1 **Chief Executive Officer Key Performance Indicators 2023/2024**

This item is to be considered in closed session to allow consideration of personal information, being information which if released would result in the unreasonable disclosure of information about any person or their personal affairs.

These grounds are applicable because this report contains information about the employment arrangements of an individual member of staff.

6. Question time

This record is provided as a summary of the questions asked by members of the public during Question Time. A recording of the Council Meeting is available on Council's website for twelve months following the meeting. Where a question is taken on notice and unable to be answered at the meeting, the full response is also published on Council's website when it becomes available.

The following questions were asked:

1. **Victoria Chipperfield:**

Recently it was noted that most of recycling trucks (bearing City of Yarra logos and website address) run on one of the most polluting fuels, diesel? Information was also provided that the trucks are twenty years old and the lifting mechanisms may be a OH&S issue. Could Council please explain what they are doing to work with contractors to address these issues?

The General Manager Infrastructure and Environment provided the following response:

Council is transitioning its passenger and heavy fleet to fully electric or hybrid technology as quickly as possible (as technology and resources allow – our electric street sweeper is a recent example of this). We also expect our contractors to transition its fleet to hybrid and electric options and we'll require this when we next tender service provision (these tenders will be advertised in the coming year or 2). We're not aware of any recycling trucks that are 20 years old and we don't believe there to be any OHS issues associated with these vehicles – but we'll raise it with our contractor at our next contact meeting.

2. **Anna Rizio:**

With increased residential developments along the riverbank in Abbotsford, specifically the residential developments from Acacia along the river up to Flockhart Park - where we estimate this has added at least 2,500 apartments. Can the Council demonstrate that your own Public Open Space Requirement policy has kept pace with the population growth? According to the City of Yarra document "Open Space Requirement Policy" (dated 2016 although due for review in 2018?) there is a requirement to collect at least 4.5% of site value from developers, these funds are then flagged to be used for improvement, maintenance or creation of new open spaces to directly benefit the new population. Councils document "Open Space contributions Projects delivered" (dated up to 2020), does not specifically refer to any parks along our strip of Abbotsford, even though we clearly have had significant residential developments. In fact, this document shows lots of money being spent to improve other parks in City of Yarra, but not in our area - and that is my point. We do not believe that funds collected under this strategy have been spent on our community. Where are these funds going? When can we see our open spaces and neighbourhood improve to better serve this growing community?

The General Manager City Sustainability and Strategy provided the following response:

Council has set a mandatory public open space contribution rate of 4.5 per cent for the municipality through the Yarra Planning Scheme. The contribution is mandatory for all eligible residential subdivisions. Council is seeking to increase this rate and to apply a requirement for open space contribution to commercial subdivision an amendment currently with the Minister for Planning.

Monetary public open space contributions collected by council are separately accounted for and allocated to land acquisition for new reserves, undertaking open space capital works or improving existing open space.

Council has spent approximately \$820k on reserves in the area since 2018.

Officers are continually evaluating opportunities for new open space and for diversifying and upgrading existing open space across the whole of Yarra and use the Open Space strategy as the reference document and driver for future projects.

7.1 Assessment of proposed Development Plan at 81-95 Burnley Street and 26-34 Doonside Street, Richmond

Reference	D23/267292
Author	Lara Fiscalini - Principal Planner
Authoriser	General Manager City Sustainability and Strategy
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 6.45pm

That Council:

- (a) will be satisfied with the proposed Development Plan when the following changes are made to the document to the satisfaction of the General Manager, City Sustainability and Strategy at which time the proposed Development Plan will be endorsed:

Section 1.1 (Project Vision)

1. The text of section 1.1 is to be amended to provide a brief overview on how the following requirements of Section 4.1 of the DPO will be achieved:

- (a) To provide a high standard of internal amenity, building separation and best practice environmentally sustainable design;
- (b) To ensure that the primary responsibility for noise attenuation rests with the agent of change; and
- (c) To ensure new development, does not unreasonably prejudice by way of reason of reverse amenity the ongoing operation of nearby existing commercial, industrial and warehouse businesses, including Victoria Gardens Shopping Centre.

Section 2 (Site & Context Information)

2. Section 2.1 is to be amended to include;

- (a) The information regarding the heritage buildings within HO252 & HO375 and the 'c1962 illustration of the Repco/Russell factory' that is currently included in Section 3.2; and,
- (b) Replace the 'Design and Development Overlay Map' with a site map annotating all planning controls and demonstrating the location of the two Heritage Overlays (HO252 & HO375) within the site.

3. Section 2.3 is to be amended to include a separate map showing the context of surrounding public open space.

4. Section 2.4 is to be amended to include images and heights of existing/emerging higher density buildings surrounding the site.

5. Section 2.5 is to be amended to include a façade view of 26 Doonside Street.

6. Section 2.6 is to be amended to include;

- (a) A current photograph of 171 Buckingham Street (and removal of second photograph of this building);
- (b) Views of buildings along the western side of Burnley Street immediately opposite the site; and
- (c) Long range views along Appleton Street.

Section 3 (Concept Plans and Built Form Guidelines)

7. Section 3.1 is to be amended as follows:
 - (a) The extract from Rick Jamieson is to be removed;
 - (b) The development summary table currently located at Section 3.12 should also be shown at section 3.1;
 - (c) An image of the Indicative Framework Plan as shown in the DPO schedule should be included;
 - (d) The Masterplan is to include the following:
 - (i) widths of all proposed laneways;
 - (ii) setbacks from all three road boundary interfaces;
 - (iii) proposed heights of the building areas A, B C and D; and
 - (iv) the provision of at least 4.5% of the total site (576 square metres) for public open space in an area which fronts Doonside Street and adjoins the pedestrian lane (or a higher percentage if contained in Clause 53.01 of the Yarra Planning Scheme at the time of subdivision). The masterplan must show the area of public open space in square metres and its percentage of overall site area.
 8. The podium design of Building B is to be amended to incorporate a splay within the north-east corner of the building, to allow the retention of the existing tree on Doonside Street.
 9. Section 3.2 is to be amended to remove the description of the two heritage buildings and the 'c1962 illustration of the Repco/Russell factory', with this information relocated to Section 2.1.
 10. Section 3.4 is to be amended to include:
 - (a) No encroachment of balconies into the 10m setback of Park Lane; and
 - (b) Amend dot point 3 to clearly state commercial and active frontages to Park Lane.
 11. View C in Section 3.8 is to be amended to show Building B in the background.
 12. Section 3.9 is to be amended to include:
 - (a) A requirement that future plant and equipment, including screening, for all buildings must comply with all of the following:
 - (i) Be no more than 3.6m above the maximum building height;
 - (ii) Occupy no more than 50% of the roof area;
 - (iii) Be set back a minimum of 3m from all building edges; and,
 - (iv) Be fully screened from view;
 - (b) A notation confirming that the scale, siting and technique of the wind mitigation measures outlined within the Wind report prepared by Windtech (dated 13 July) are subject to further review, including any impacts on built form located within heritage overlays, Park Lane and Doonside Park, as part of any future planning permit applications and to the satisfaction of the Responsible Authority; and
 - (c) A paragraph which provides as follows: The maximum building heights as specified for each of buildings A, B C and D are maximum heights not preferred maximum heights. These building heights have already, in some cases, exceeded the building heights shown in the Indicative Framework Plan forming part of DPO15 and are not intended to be further increased.
 13. The building height/massing diagrams at Section 3.9 are to be amended to include the following:
 - (a) Identify each building as A, B C or D;
 - (b) Indicate the direction the development is being viewed from; and,
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- (c) The names of the adjacent streets.
14. Section 3.11 is to be amended to include:
- (a) Text to state that the inter-floor heights within the heritage buildings on the site will relate to the existing floor levels and fenestration patterns; and
 - (b) Text to state that balconies will not be located behind existing openings within heritage facades.
15. The site layout keys on pages 46 & 48 are to be amended to identify the building as A, B C or D as shown on the Masterplan.

Section 4 (Open Space and Landscape)

16. The Landscape Report is to be amended to include:
- (a) Text to require the design of Doonside Park to reference the heritage building at 26 Doonside Street;
 - (b) A brief explanation on how Doonside Park will be irrigated on an ongoing basis by Council; and
 - (c) Additional text to outline how the site will be remediated.
17. The Landscape Concept Plan at Section 4.2 is to be amended as follows:
- (a) Text to be included which requires garden beds/layout to respond to indicative locations of future entrances/windows within the heritage façade of 26 Doonside Street;
 - (b) Remove the indicative street tree locations along Doonside Street and Appleton Street;
 - (c) Remove the notation on the Burnley Street trees indicating that they are ‘subject to removal’;
 - (d) Show the location of the existing tree within the subject site at the northern end of Park Lane; and
 - (e) Show additional deep soil planting and mature trees within Doonside Park.
18. Section 4.2 (page 82) is to be amended to include text that Park Lane is to be publicly accessible (in addition to Doonside Park and Harry’s Lane), with the text stating ‘unfettered public access will be provided throughout all of these spaces 24 hours a day, 7 days a week’.
19. Section 4.2 is to be amended to note that the provision of public open space must be compliant with the provisions of Clause 53.01 of the Yarra Planning Scheme at the time of subdivision.
20. The title of Section 4.3 amended to ‘Public Realm’, with the ‘Public Realm Plan’ at page 18 of the Landscape Report included in this section.
21. The Public Realm Plan is to be amended as follows:
- (a) Remove the notation on the Burnley Street trees indicating that they are ‘subject to removal’;
 - (b) Show the indicative location of where visitor bicycle parking will be provided (including numbers of visitor spaces in each location to a total of 120 spaces);
 - (c) Insert a notation confirming that all visitor bicycle spaces will be provided as horizontal rails/hoops and located at ground level (not within the basement);
 - (d) Insert text that states that the width and design of roller doors and services must be limited and integrated with the overall design, with the visibility of ramps minimised;
 - (e) Insert text stating that any future sub-stations are to be located within the basement;
 - (f) Indicate where a north-south pedestrian crossing of Doonside Street to the Victoria Gardens precinct will be located;

- (g) Show proposed east-west pedestrian connections across Burnley Street and any proposed enhancements to the Burnley / Doonside Street intersection; and,
- (h) Show electricity poles extending along the northern side of Appleton Street as to be undergrounded to the satisfaction of the relevant power authority and Council.

Section 5 (Housing Diversity)

- 22. Amend the proportion of 3-bedroom apartments throughout the development to be higher.
- 23. Show the data on the number of children in families (with one or two parents) within the City of Yarra.
- 24. Include text to provide a commitment to explore opportunities with Registered Housing Associations to determine how the purchase could be positioned to receive grant funding from State government or other funding sources that allow for a price reduction for 3-bedroom apartments that would meet the necessary income ranges.

Section 6 (Transport Works)

- 25. Include a 'Transport/Access Plan' in Section 6.1 which includes the following;
 - (a) Details of each stage, with confirmation that the main vehicle entrance and the location of loading and waste areas will be included in Stage 1, along with the relevant section of basement;
 - (b) The internal dimensions of laneways;
 - (c) An indicative location of visitor bicycle parking (including numbers of visitor spaces in each location to a total of 120 spaces); and
 - (d) A notation confirming that all visitor spaces will be provided as horizontal rails/hoops and located at ground level.
- 26. Section 6.1 is to be amended to specify that the number of secure compounds for employee/resident bicycle spaces will be limited, and all End-of-Trip facilities will be located with direct access to employee parking.
- 27. Section 6.1 is to be amended to confirm that the timing of the delivery of the signalisation of the Burnley Street/Doonside Street/Buckingham Street intersection will account for the following;
 - (a) The potential for the development to be delivered in one stage (in which case the intersection must be delivered concurrently to the overall development); and
 - (b) The development of the Victoria Gardens site to the north (which may necessitate an earlier delivery if applicable).
- 28. Section 6.1 is to be amended to confirm that the following features will be incorporated into any future signalisation of the Burnley Street/Doonside Street/Buckingham Street intersection:
 - (a) Physical protection of the Burnley Street on-road bike lanes;
 - (b) The provision of physically protected bicycle facilities on Doonside Street to allow safe and direct access into the subject site;
 - (c) The provision of bicycle head start lanterns in any proposed traffic signal programming; and,
 - (d) The provision of 'green paint' line marking through the intersection in accordance with Council and VicRoads standards.
- 29. Section 6.1 is to be amended to confirm that the footpaths and kerb and channels along Doonside Street, Burnley Street and Appleton Street directly adjacent to the subject site will be reconstructed to the satisfaction of the Responsible Authority once the development is completed.

30. Section 6.1 is to be amended to include details of future EV charging stations and additional car share provisions.
31. Section 6.1 is to be amended to require a Loading Management Plan to be submitted with any future planning permit applications. The Loading Management Plan must require;
 - (a) All loading and waste activities to be undertaken within the basement; and,
 - (b) The loading area within Harry's Lane is used as infrequently as is practical.

Section 7 (Environmentally Sustainable Design)

32. Section 7.1 (Sustainability Commitments) is to be amended to include the following commitment;
 - (a) A precinct-wide Water Sensitive Urban Design (WSUD) strategy is to be developed utilising MUSIC modelling to demonstrate compliance with best practice stormwater pollutant reduction objectives will be undertaken in conjunction with the first planning application submitted to Council. The WSUD strategy must encompass the entire development.
33. The 'ESD Aspirations' section at Section 7.1 is to be amended to include the following:
 - (a) Details on how the development will achieve net zero carbon (e.g., a hierarchy of interventions - prioritising energy efficiency to reduce energy use and avoidance of gas, with operational emissions avoided through use of 100% renewable electricity either through Greenpower or renewable energy generated on-site);
 - (b) Confirmation that the entire development (residential and commercial) will achieve the minimum daylight requirements to meet best practice BESS IEQ;
 - (c) Confirmation that the development will be all-electric;
 - (d) The provision of a precinct-wide vegetation cover target (specifying a percentage of the site area, using the Green Factor Tool as a guide);
 - (e) The provision of a precinct-wide urban heat reduction target (specifying a percentage of the site area which will meet SRI targets or be vegetated);
 - (f) A landfill diversion target for operational waste and development of a precinct-wide waste management plan to drive its implementation, with this to be consistent with the landfill diversion target of 80% in the ESD Assessment; and,
 - (g) Reductions in embodied carbon for the development, focusing on the top 4 – 6 materials, with this to be consistent with the embodied carbon reduction opportunities included in the ESD Assessment.
34. The Environmentally Sustainable Design Framework prepared by ADP Consulting (dated 3 May 2023) is to be amended to include the following:
 - (a) Precinct-wide goals and targets as a framework that can guide subsequent individual SMP's for each individual building, utilising one of the following tools:
 - (i) Built Environment Sustainability Scorecard – A minimum 50% score, or
 - (ii) A Green Star Buildings – 4 Star certified rating.
 - (b) Confirmation of a net zero development and commitment to 'an all-electric design, including solar panels, achieving 7-star NatHERS average rating and using either 100% offsite renewable energy sources (Green Power) or 5% of on-site renewable energy production';
 - (c) A commitment relating to net zero/renewable energy procurement/generation to include mention of embedded networks and clarification that electricity sources will be 100% renewable (either through 100% GreenPower or a combination of GreenPower and on-site renewable energy production); and

- (d) Amend the subheading on page 8 from “Target New Zero Development” to “Target Net Zero Development”.

Section 8 (Drainage)

35. Section 8.1 is to be amended to replace the existing wording under the heading ‘*A capacity assessment for the existing drainage system into which future development will be discharged*’ with the following wording:
- (a) The capacity assessment of the existing drainage system has been based on Reeds adopting the drainage sizes shown on available Council MOCS information. Without access to detailed design plans or Council GIS information at the issue date of this report, it was assumed that the existing drains have been laid at constant depth hence their grades (and capacities) were estimated based on review of existing road longitudinal grades. Given the relatively flat nature of the landform this is a reasonable assumption; and
 - (b) More accurate assessments and surveys will be undertaken to update the preliminary flooding report and subsequently inform the finished floor levels for the proposed ground floor levels.
36. Section 8.1 is to be amended to replace the existing wording under the heading ‘*A flood analysis which determines the overland flow depth within the road reserve during a 1 in 100-year flood*’ with the following wording:
- (a) The flood analysis which determines the overland flow depth within the road reservations during a 1 in 100-year flood utilises the catchment analysis and existing capacity assessment of the drainage system to generate the gap flow measured against the capacity of the road reserve;
 - (b) Under instruction from Council’s Engineering department, a preliminary flood assessment has been undertaken to reassure the development is not impacted by estimated water levels adjacent to the development under certain rain events;
 - (c) A more accurate assessment of the flooding impacts must be undertaken prior to the establishment of the finished floor levels (FFL’s) of the development. The flood analysis must utilise as constructed survey levels of adjacent infrastructure (road, drainage, etc) as well as proposed design levels for the ultimate outcome of Doonside Street; and
 - (d) The flood assessment will be completed under instruction of Council, and once approved, will dictate the FFL’s of the ground floor plans. The flood assessment must be undertaken prior to the endorsement of the plans under the planning permit.
37. Section 8.1 is to be amended to include the following wording under a new heading ‘*Legal point of discharge and onsite detention*’:
- (a) The legal point of discharge will be allocated for the development based on the capacities of the Council drainage infrastructure within the area. If existing properties discharges (as part of the consolidated development site) are to be redirected to alternative catchments, then an assessment of the proposal must be undertaken and approved by Council;
 - (b) The Permissible Site Discharge (PSD) is the peak flow rate allowed to be discharged from the proposed development to the nominated LPD (stormwater network). The PSD must be limited to:
 - (i) a 20% AEP flow rate (~1 in 5 ARI); and
 - (ii) the equivalent of a 70% impervious site coverage, or the pre-developed discharge rate if it is less than 70% impervious site coverage;
 - (c) All developments that require on-site detention must detain, at a minimum, the 10% AEP storm event. However, for cases where a safe overland flow path cannot be provided or where flows exceeding pipe capacity may impact the development or

adjacent, upstream, or downstream properties, the requirement will be to detain the 1% AEP storm event; and

- (d) The drainage design must be completed in accordance with Council's standards and requirements.

Section 9 (Comprehensive Heritage Analysis)

38. Section 9.1 (Heritage Assessment) is to be amended to include:

- (a) Photographs of the two heritage buildings at 81-95 Burnley Street and 26 Doonside Street; and
- (b) Reference to the Heritage Analysis prepared by Bryce Raworth (dated December 2021).

39. The following text to be inserted into Section 9.1:

- (a) The following documents will be required when a planning application is submitted for the development:
 - (i) A schedule of conservation works for the retained facades of the heritage buildings at 81-95 Burnley Street and the exterior form of the heritage building at 26-34 Doonside Street, including time frames for each action to the Responsible Authority's satisfaction;
 - (ii) Archival recordings of the heritage buildings (81-95 Burnley Street and 26-34 Doonside Street) to the responsible authority's satisfaction prior to any demolition on the site;
 - (iii) A heritage maintenance plan defining the ongoing cyclical repair and maintenance for the retained facades of the heritage buildings at 81-95 Burnley Street and the exterior form of the heritage building at 26-34 Doonside Street to the responsible authority's satisfaction;
 - (iv) A Heritage Impact Statement prepared by a suitably qualified professional that assesses the impact of the proposed development on the heritage values of the heritage place; and
 - (v) A sightline analysis and 3D modelling of the proposed development from key view points in the public realm to enable an assessment of the visual impact of the development on the heritage places within the site.

Section 10 (Noise Impacts)

40. Section 10.1 (Noise Assessment) is to be amended to include the following wording;

- (a) All retail/commercial tenancies must demonstrate compliance with the EPA Noise Protocol Part 1;
- (b) Internal sound insulation of the residential component of the development must comply with the NCC requirements as a minimum.;
- (c) The road traffic noise intrusion criteria of 35dBIAeq,8h for living rooms and 40dBIAeq,16h for sleeping areas must be met;
- (d) Commercial noise emissions, including plant noise emissions, from any base-building systems and commercial tenancies within the subject development are required to comply with the EPA Noise Protocol Part I noise limits;
- (e) Any noise and vibration transmitted by commercial gyms within the proposed development is required to comply with the noise and vibration limits scheduled in Section 3.2.7 (noise) and Section 3.2.6 (vibration) of the ADP Acoustic Report respectively; and
- (f) Impact noise to be addressed in the outdoor terraces to protect the amenity of residents in apartments within the building.

Section 11 (Development Staging)

41. Section 11.1 is to be amended to include the following;
- (a) Confirmation that all upgraded/new utility, drainage and civil infrastructure services will be provided on a precinct-wide scale; and
 - (b) Clarification on when public realm and streetscape improvements will be delivered.

Public Submission

Michael Henderson, Contour Consultants addressed Council on the matter.

MOTION

Moved: Councillor Landes

Seconded: Councillor Wade

Officer recommendation with the following additions:

The north-east corner of Building D amended to include a chamfered setback at all levels.

Explore the opportunity to provide or accommodate community battery technology in the operation of the buildings.

AMENDMENT

Moved: Councillor Stone

Seconded: Councillor Glynatsis

Amendments to the height, setbacks and layouts of buildings necessary to increase the extent of sunlight within the southern section of Park Lane.

CARRIED

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Wade

That Council:

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Section 1.1 (Project Vision)

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 8. The podium design of Building B is to be amended to incorporate a splay within the north-east corner of the building, to allow the retention of the existing tree on Doonside Street.
 9. **The north-east corner of Building D amended to include a chamfered setback at all levels.**
 10. **Amendments to the height, setbacks and layouts of buildings necessary to increase the extent of sunlight within the southern section of Park Lane.**
 11. Section 3.2 is to be amended to remove the description of the two heritage buildings and the 'c1962 illustration of the Repco/Russell factory', with this information relocated to Section 2.1.
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- (a) No encroachment of balconies into the 10m setback of Park Lane; and
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 - (iv) Be fully screened from view;
 - (b) A notation confirming that the scale, siting and technique of the wind mitigation measures outlined within the Wind report prepared by Windtech (dated 13 July) are subject to further review, including any impacts on built form located within heritage overlays, Park Lane and Doonside Park, as part of any future planning permit applications and to the satisfaction of the Responsible Authority; and
 - (c) A paragraph which provides as follows: The maximum building heights as specified for each of buildings A, B C and D are maximum heights not preferred maximum heights. These building heights have already, in some cases, exceeded the building heights shown in the Indicative Framework Plan forming part of DPO15 and are not intended to be further increased.
15. The building height/massing diagrams at Section 3.9 are to be amended to include the following;
- (a) Identify each building as A, B C or D;
 - (b) Indicate the direction the development is being viewed from; and,
 - (c) The names of the adjacent streets.
16. Section 3.11 is to be amended to include:
- (a) Text to state that the inter-floor heights within the heritage buildings on the site will relate to the existing floor levels and fenestration patterns; and
 - (b) Text to state that balconies will not be located behind existing openings within heritage facades.
17. The site layout keys on pages 46 & 48 are to be amended to identify the building as A, B C or D as shown on the Masterplan.

Section 4 (Open Space and Landscape)

18. The Landscape Report is to be amended to include:
- (a) Text to require the design of Doonside Park to reference the heritage building at 26 Doonside Street;
 - (b) A brief explanation on how Doonside Park will be irrigated on an ongoing basis by Council; and
 - (c) Additional text to outline how the site will be remediated.
19. The Landscape Concept Plan at Section 4.2 is to be amended as follows:
- (a) Text to be included which requires garden beds/layout to respond to indicative locations of future entrances/windows within the heritage façade of 26 Doonside Street;
 - (b) Remove the indicative street tree locations along Doonside Street and Appleton Street;

- (c) Remove the notation on the Burnley Street trees indicating that they are 'subject to removal';
 - (d) Show the location of the existing tree within the subject site at the northern end of Park Lane; and
 - (e) Show additional deep soil planting and mature trees within Doonside Park.
20. Section 4.2 (page 82) is to be amended to include text that Park Lane is to be publicly accessible (in addition to Doonside Park and Harry's Lane), with the text stating 'unfettered public access will be provided throughout all of these spaces 24 hours a day, 7 days a week'.
21. Section 4.2 is to be amended to note that the provision of public open space must be compliant with the provisions of Clause 53.01 of the Yarra Planning Scheme at the time of subdivision.
22. The title of Section 4.3 amended to 'Public Realm', with the 'Public Realm Plan' at page 18 of the Landscape Report included in this section.
23. The Public Realm Plan is to be amended as follows:
- (a) Remove the notation on the Burnley Street trees indicating that they are 'subject to removal';
 - (b) Show the indicative location of where visitor bicycle parking will be provided (including numbers of visitor spaces in each location to a total of 120 spaces);
 - (c) Insert a notation confirming that all visitor bicycle spaces will be provided as horizontal rails/hoops and located at ground level (not within the basement);
 - (d) Insert text that states that the width and design of roller doors and services must be limited and integrated with the overall design, with the visibility of ramps minimised;
 - (e) Insert text stating that any future sub-stations are to be located within the basement;
 - (f) Indicate where a north-south pedestrian crossing of Doonside Street to the Victoria Gardens precinct will be located;
 - (g) Show proposed east-west pedestrian connections across Burnley Street and any proposed enhancements to the Burnley / Doonside Street intersection; and,
 - (h) Show electricity poles extending along the northern side of Appleton Street as to be undergrounded to the satisfaction of the relevant power authority and Council.

Section 5 (Housing Diversity)

24. Amend the proportion of 3-bedroom apartments throughout the development to be higher.
25. Show the data on the number of children in families (with one or two parents) within the City of Yarra.
26. Include text to provide a commitment to explore opportunities with Registered Housing Associations to determine how the purchase could be positioned to receive grant funding from State government or other funding sources that allow for a price reduction for 3-bedroom apartments that would meet the necessary income ranges.

Section 6 (Transport Works)

27. Include a 'Transport/Access Plan' in Section 6.1 which includes the following:
- (a) Details of each stage, with confirmation that the main vehicle entrance and the location of loading and waste areas will be included in Stage 1, along with the relevant section of basement;
 - (b) The internal dimensions of laneways;
 - (c) An indicative location of visitor bicycle parking (including numbers of visitor spaces in each location to a total of 120 spaces); and

- (d) A notation confirming that all visitor spaces will be provided as horizontal rails/hoops and located at ground level.
28. Section 6.1 is to be amended to specify that the number of secure compounds for employee/resident bicycle spaces will be limited, and all End-of-Trip facilities will be located with direct access to employee parking.
29. Section 6.1 is to be amended to confirm that the timing of the delivery of the signalisation of the Burnley Street/Doonside Street/Buckingham Street intersection will account for the following:
- (a) The potential for the development to be delivered in one stage (in which case the intersection must be delivered concurrently to the overall development); and
 - (b) The development of the Victoria Gardens site to the north (which may necessitate an earlier delivery if applicable).
30. Section 6.1 is to be amended to confirm that the following features will be incorporated into any future signalisation of the Burnley Street/Doonside Street/Buckingham Street intersection:
- (a) Physical protection of the Burnley Street on-road bike lanes;
 - (b) The provision of physically protected bicycle facilities on Doonside Street to allow safe and direct access into the subject site;
 - (c) The provision of bicycle head start lanterns in any proposed traffic signal programming; and,
 - (d) The provision of 'green paint' line marking through the intersection in accordance with Council and VicRoads standards.
31. Section 6.1 is to be amended to confirm that the footpaths and kerb and channels along Doonside Street, Burnley Street and Appleton Street directly adjacent to the subject site will be reconstructed to the satisfaction of the Responsible Authority once the development is completed.
32. Section 6.1 is to be amended to include details of future EV charging stations and additional car share provisions.
33. Section 6.1 is to be amended to require a Loading Management Plan to be submitted with any future planning permit applications. The Loading Management Plan must require:
- (a) All loading and waste activities to be undertaken within the basement; and,
 - (b) The loading area within Harry's Lane is used as infrequently as is practical.

Section 7 (Environmentally Sustainable Design)

34. Section 7.1 (Sustainability Commitments) is to be amended to include the following commitment;
- (a) A precinct-wide Water Sensitive Urban Design (WSUD) strategy is to be developed utilising MUSIC modelling to demonstrate compliance with best practice stormwater pollutant reduction objectives will be undertaken in conjunction with the first planning application submitted to Council. The WSUD strategy must encompass the entire development.
35. The 'ESD Aspirations' section at Section 7.1 is to be amended to include the following:
- (a) Details on how the development will achieve net zero carbon (e.g., a hierarchy of interventions - prioritising energy efficiency to reduce energy use and avoidance of gas, with operational emissions avoided through use of 100% renewable electricity either through Greenpower or renewable energy generated on-site);

- (b) Confirmation that the entire development (residential and commercial) will achieve the minimum daylight requirements to meet best practice BESS IEQ;
 - (c) Confirmation that the development will be all-electric;
 - (d) The provision of a precinct-wide vegetation cover target (specifying a percentage of the site area, using the Green Factor Tool as a guide);
 - (e) The provision of a precinct-wide urban heat reduction target (specifying a percentage of the site area which will meet SRI targets or be vegetated);
 - (f) A landfill diversion target for operational waste and development of a precinct-wide waste management plan to drive its implementation, with this to be consistent with the landfill diversion target of 80% in the ESD Assessment; and,
 - (g) Reductions in embodied carbon for the development, focusing on the top 4 – 6 materials, with this to be consistent with the embodied carbon reduction opportunities included in the ESD Assessment.
36. The Environmentally Sustainable Design Framework prepared by ADP Consulting (dated 3 May 2023) is to be amended to include the following:
- (a) Precinct-wide goals and targets as a framework that can guide subsequent individual SMP's for each individual building, utilising one of the following tools:
 - (i) Built Environment Sustainability Scorecard – A minimum 50% score, or
 - (ii) A Green Star Buildings – 4 Star certified rating.
 - (b) Confirmation of a net zero development and commitment to 'an all-electric design, including solar panels, achieving 7-star NatHERS average rating and using either 100% offsite renewable energy sources (Green Power) or 5% of on-site renewable energy production';
 - (c) A commitment relating to net zero/renewable energy procurement/generation to include mention of embedded networks and clarification that electricity sources will be 100% renewable (either through 100% GreenPower or a combination of GreenPower and on-site renewable energy production); and
 - (d) Amend the subheading on page 8 from "Target New Zero Development" to "Target Net Zero Development".
37. **Explore the opportunity to provide or accommodate community battery technology in the operation of the buildings.**
- Section 8 (Drainage)**
38. Section 8.1 is to be amended to replace the existing wording under the heading '*A capacity assessment for the existing drainage system into which future development will be discharged*' with the following wording:
- (a) The capacity assessment of the existing drainage system has been based on Reeds adopting the drainage sizes shown on available Council MOCS information. Without access to detailed design plans or Council GIS information at the issue date of this report, it was assumed that the existing drains have been laid at constant depth hence their grades (and capacities) were estimated based on review of existing road longitudinal grades. Given the relatively flat nature of the landform this is a reasonable assumption; and
 - (b) More accurate assessments and surveys will be undertaken to update the preliminary flooding report and subsequently inform the finished floor levels for the proposed ground floor levels.
39. Section 8.1 is to be amended to replace the existing wording under the heading '*A flood analysis which determines the overland flow depth within the road reserve during a 1 in 100-year flood*' with the following wording:
-

- (a) The flood analysis which determines the overland flow depth within the road reservations during a 1 in 100-year flood utilises the catchment analysis and existing capacity assessment of the drainage system to generate the gap flow measured against the capacity of the road reserve;
 - (b) Under instruction from Council's Engineering department, a preliminary flood assessment has been undertaken to reassure the development is not impacted by estimated water levels adjacent to the development under certain rain events;
 - (c) A more accurate assessment of the flooding impacts must be undertaken prior to the establishment of the finished floor levels (FFL's) of the development. The flood analysis must utilise as constructed survey levels of adjacent infrastructure (road, drainage, etc) as well as proposed design levels for the ultimate outcome of Doonside Street; and
 - (d) The flood assessment will be completed under instruction of Council, and once approved, will dictate the FFL's of the ground floor plans. The flood assessment must be undertaken prior to the endorsement of the plans under the planning permit.
40. Section 8.1 is to be amended to include the following wording under a new heading '*Legal point of discharge and onsite detention*':
- (a) The legal point of discharge will be allocated for the development based on the capacities of the Council drainage infrastructure within the area. If existing properties discharges (as part of the consolidated development site) are to be redirected to alternative catchments, then an assessment of the proposal must be undertaken and approved by Council;
 - (b) The Permissible Site Discharge (PSD) is the peak flow rate allowed to be discharged from the proposed development to the nominated LPD (stormwater network). The PSD must be limited to:
 - (i) a 20% AEP flow rate (~1 in 5 ARI); and
 - (ii) the equivalent of a 70% impervious site coverage, or the pre-developed discharge rate if it is less than 70% impervious site coverage;
 - (c) All developments that require on-site detention must detain, at a minimum, the 10% AEP storm event. However, for cases where a safe overland flow path cannot be provided or where flows exceeding pipe capacity may impact the development or adjacent, upstream, or downstream properties, the requirement will be to detain the 1% AEP storm event; and
 - (d) The drainage design must be completed in accordance with Council's standards and requirements.

Section 9 (Comprehensive Heritage Analysis)

41. Section 9.1 (Heritage Assessment) is to be amended to include:
- (a) Photographs of the two heritage buildings at 81-95 Burnley Street and 26 Doonside Street; and
 - (b) Reference to the Heritage Analysis prepared by Bryce Raworth (dated December 2021).
42. The following text to be inserted into Section 9.1:
- (a) The following documents will be required when a planning application is submitted for the development:
 - (i) A schedule of conservation works for the retained facades of the heritage buildings at 81-95 Burnley Street and the exterior form of the heritage building at 26-34 Doonside Street, including time frames for each action to the Responsible Authority's satisfaction;

- (ii) Archival recordings of the heritage buildings (81-95 Burnley Street and 26-34 Doonside Street) to the responsible authority's satisfaction prior to any demolition on the site;
- (iii) A heritage maintenance plan defining the ongoing cyclical repair and maintenance for the retained facades of the heritage buildings at 81-95 Burnley Street and the exterior form of the heritage building at 26-34 Doonside Street to the responsible authority's satisfaction;
- (iv) A Heritage Impact Statement prepared by a suitably qualified professional that assesses the impact of the proposed development on the heritage values of the heritage place; and
- (v) A sightline analysis and 3D modelling of the proposed development from key view points in the public realm to enable an assessment of the visual impact of the development on the heritage places within the site.

Section 10 (Noise Impacts)

43. Section 10.1 (Noise Assessment) is to be amended to include the following wording;
- (a) All retail/commercial tenancies must demonstrate compliance with the EPA Noise Protocol Part 1;
 - (b) Internal sound insulation of the residential component of the development must comply with the NCC requirements as a minimum.;
 - (c) The road traffic noise intrusion criteria of 35dB(A)eq,8h for living rooms and 40dB(A)eq,16h for sleeping areas must be met;
 - (d) Commercial noise emissions, including plant noise emissions, from any base-building systems and commercial tenancies within the subject development are required to comply with the EPA Noise Protocol Part I noise limits;
 - (e) Any noise and vibration transmitted by commercial gyms within the proposed development is required to comply with the noise and vibration limits scheduled in Section 3.2.7 (noise) and Section 3.2.6 (vibration) of the ADP Acoustic Report respectively; and
 - (f) Impact noise to be addressed in the outdoor terraces to protect the amenity of residents in apartments within the building.

Section 11 (Development Staging)

44. Section 11.1 is to be amended to include the following:
- (a) Confirmation that all upgraded/new utility, drainage and civil infrastructure services will be provided on a precinct-wide scale; and
 - (b) Clarification on when public realm and streetscape improvements will be delivered.

CARRIED UNANIMOUSLY

7.2 Amendment C286yara – Open Space Contributions – Peer Review

Reference	D23/291411
Author	Leonie Kirkwood - Project and Planning Coordinator
Authoriser	General Manager City Sustainability and Strategy
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.02pm

1. That Council:
 - (a) note the findings of the Amendment C286yarra Open Space Project Cost Apportionment Final Report (dated 2 August 2023) prepared by Robert Panozzo; and
 - (b) receive a report from officers on 12 September 2023 that outlines a recommended position and next steps in the process to reconvene the Amendment C286yara Independent Planning Panel Hearing.

Councillor Jolly left the meeting at 7.02pm

Councillor Jolly returned at 7.04pm

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Mohamud

1. That Council:
 - (a) note the findings of the Amendment C286yarra Open Space Project Cost Apportionment Final Report (dated 2 August 2023) prepared by Robert Panozzo;
 - (b) receive a report from officers on 12 September 2023 that outlines a recommended position and next steps in the process to reconvene the Amendment C286yara Independent Planning Panel Hearing;
 - (c) write to the Minister for Planning requesting the expedition of Council's request for an interim public open space contribution as a matter of urgency, noting that since Council resolved to request an interim open space contribution rate of 7.4% (via a Ministerial Amendment - Amendment C306yara) on 31 May 2022, potential significant open space contributions have been lost; and
 - (d) officers report back to Council with the potential additional open space revenue Council would have collected from 1 July 2022 to 15 August 2023 using the 7.4 per cent interim rate recommended by the Panel in April 2022.

CARRIED UNANIMOUSLY

7.3 Proposed Discontinuance of portion of Road abutting 111 Best Street, Fitzroy North.

Reference	D23/269359
Author	Bill Graham - Coordinator Valuations
Authoriser	General Manager Corporate Services and Transformation
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.07pm

1. That Council:
 - (a) acting under section 17(4) of the Road Management Act 2004, resolves that the road abutting 111 Best Street, Fitzroy North, being part of the land in certificate of title volume 8258 folio 156 (and shown as the 18.3 square metre parcel on the plan attached as **Attachment Two**), be removed from Council's Register of Public Roads on the basis that the Road is no longer required for general public use for the reasons set out in the body of this report; and
 - (b) acting under clause 3 of schedule 10 of the Local Government Act 1989 (Act):
 - (i) resolves that the required statutory procedures be commenced to discontinue the Road;
 - (ii) directs that, under sections 207A and 223 of the Act, public notice of the proposed discontinuance be given in "The Age" newspaper;
 - (iii) resolves that the public notice required to be given under sections 207A and 223 of the Act should state that if the Road is discontinued, Council proposes to sell the Road to the adjoining owner for market value (plus GST); and
 - (iv) authorises the Valuations Coordinator to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act in respect of this matter.

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Stone

1. That Council:

- (a) acting under section 17(4) of the Road Management Act 2004, resolves that the road abutting 111 Best Street, Fitzroy North, being part of the land in certificate of title volume 8258 folio 156 (and shown as the 18.3 square metre parcel on the plan attached as **Attachment Two**), be removed from Council's Register of Public Roads on the basis that the Road is no longer required for general public use for the reasons set out in the body of this report; and
- (b) acting under clause 3 of schedule 10 of the Local Government Act 1989 (Act):
 - (i) resolves that the required statutory procedures be commenced to discontinue the Road;
 - (ii) directs that, under sections 207A and 223 of the Act, public notice of the proposed discontinuance be given in "The Age" newspaper;
 - (iii) resolves that the public notice required to be given under sections 207A and 223 of the Act should state that if the Road is discontinued, Council proposes to sell the Road to the adjoining owner for market value (plus GST); and
 - (iv) authorises the Valuations Coordinator to undertake the administrative procedures necessary to enable Council to carry out its functions under section 223 of the Act in respect of this matter.

CARRIED UNANIMOUSLY

7.4 C1644 - Burnley Golf Course Redesign and Risk Mitigation Work

Reference	D23/277011
Author	Frankie Hocking - Recreation Facilities and Contracts Officer
Authoriser	General Manager Infrastructure and Environment
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.09pm

1. That Council:

- (a) Awards Contract C1644 to _____ for the Burnley Golf Course Redesign and Risk Mitigation Works at a lump sum cost of _____ (GST exclusive);
- (b) Authorises the officer either acting in the position of, or General Manager Infrastructure and Environment, to sign on behalf of Council all necessary documentation including any contract variations relating to Contract C1644; and
- (c) Authorises Council officers to communicate this information to the extent necessary to give effect to the recommendation.

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Mohamud

1. That Council:

- (a) Awards Contract C1644 to SJM Turf and Civil Pty Ltd (ABN 23 624 750 018) for the Burnley Golf Course Redesign and Risk Mitigation Works at a lump sum cost of \$2, 214,530.47 (GST exclusive);
- (b) Authorises the officer either acting in the position of, or General Manager Infrastructure and Environment, to sign on behalf of Council all necessary documentation including any contract variations relating to Contract C1644; and
- (c) Authorises Council officers to communicate this information to the extent necessary to give effect to the recommendation.

CARRIED

CALL FOR A DIVISION

For: Councillors Crossland, Landes, Mohamud, Stone and Wade

Against: Councillors Glynatsis and Jolly

CARRIED

7.5 Yarra Grants Review Project Terms of Reference

Reference	D23/262633
Author	Cristina Del Frate - Senior Coordinator Equity and Inclusion
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.14pm

1. That Council endorses the project terms of reference for the strategic review of the Community Grants Program at **Attachment One**.

COUNCIL RESOLUTION

Moved: Councillor Stone

Seconded: Councillor Wade

1. That Council endorses the project terms of reference for the strategic review of the Community Grants Program at **Attachment One**.
2. That Council include one member of the expert advisory group that is able to represent the Yarra community.

CARRIED UNANIMOUSLY

7.6 Neighbourhood House Partnership Framework Draft for Endorsement

Reference	D23/273059
Author	Sarah Ernst - Acting Senior Coordinator Policy and Partnerships
Authoriser	General Manager Community Strengthening
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.23pm

1. That Council endorse the Yarra Neighbourhood House Partnership Framework at **Attachment One**.

Public Submissions

The following people addressed Council on the matter:

Tony Milne, Carlton Neighbourhood Learning Centre Inc.;

Leanne Coughlin, Alphington Community Centre;

Jane Tonkin, Fitzroy Learning Network; and

Julie Johnston, North East Neighbourhood House Network.

COUNCIL RESOLUTION

Moved: Councillor Mohamud

Seconded: Councillor Stone

1. That Council endorse the Yarra Neighbourhood House Partnership Framework at **Attachment One**.

CARRIED UNANIMOUSLY

7.7 Street Tree Canopy Cover and UFS Target Update

Reference	D23/258296
Author	John Williams - Landscape Architect Streetscapes and design
Authoriser	General Manager City Sustainability and Strategy
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION

Start time: 7.41pm

1. That Council note that:
 - (a) Council officers have established a process for accurately measuring canopy coverage across the municipality which will be replicated in the future to track Yarra's progress towards our Urban Forest Strategy targets;
 - (b) tree canopy cover has increased by 3.8% across Yarra, resulting in a rise in the percentage of the municipality covered by tree canopy from 17% to 17.7%;
 - (c) Yarra is on track to achieve our Urban Forest Strategy target of a 25% increase in canopy by 2040; and
 - (d) the public will be updated on the new canopy cover rates and targets via the Yarra website and other relevant avenues.

Public Submission

Shane Delphine, Yarra Climate Action Now addressed Council on the matter.

MOTION

Moved: Councillor Wade

Seconded: Councillor Mohamud

1. That Council note that:
 - (a) Council officers have established a process for accurately measuring canopy coverage across the municipality which will be replicated in the future to track Yarra's progress towards our Urban Forest Strategy targets;
 - (b) tree canopy cover has increased by 3.8% across Yarra, resulting in a rise in the percentage of the municipality covered by tree canopy from 17% to 17.7%;
 - (c) Yarra is on track to achieve our Urban Forest Strategy target of a 25% increase in canopy by 2040; and
 - (d) the public will be updated on the new canopy cover rates and targets via the Yarra website and other relevant avenues.
2. That Council officers revisit the current 2040 canopy coverage targets as part of the more comprehensive 10 year review of Yarra's urban forest in 2026.
3. That future canopy coverage reporting, provides specific data for the public realm only, as well as continuing to provide data for the whole municipality including the private realm.
4. That Council continues its current practice of prioritising tree planting in road space where feasible, rather than in footpaths, thereby improving pedestrian accessibility.
5. That Council investigate the installation of tree grates in footpaths in high pedestrian areas such as activity centres to maximise accessibility, particularly for vulnerable users.

6. That Council note the relevance of the upcoming parking strategy to the Council's future planting program, and ensure that officers working on this strategy consider the overlap with the Urban Forest Strategy.

Councillor Stone suggested the below clause be included:

7. That officers provide a report to Council on possible mechanisms for increasing the urban forest on private land by the February 2024 council meeting.

The amendment was accepted by the mover and seconder and incorporated in the motion.

COUNCIL RESOLUTION

Moved: Councillor Wade

Seconded: Councillor Mohamud

1. That Council note that:
 - (a) Council officers have established a process for accurately measuring canopy coverage across the municipality which will be replicated in the future to track Yarra's progress towards our Urban Forest Strategy targets;
 - (b) tree canopy cover has increased by 3.8% across Yarra, resulting in a rise in the percentage of the municipality covered by tree canopy from 17% to 17.7%;
 - (c) Yarra is on track to achieve our Urban Forest Strategy target of a 25% increase in canopy by 2040; and
 - (d) the public will be updated on the new canopy cover rates and targets via the Yarra website and other relevant avenues.
2. That Council officers revisit the current 2040 canopy coverage targets as part of the more comprehensive 10 year review of Yarra's urban forest in 2026.
3. That future canopy coverage reporting, provides specific data for the public realm only, as well as continuing to provide data for the whole municipality including the private realm.
4. That Council continues its current practice of prioritising tree planting in road space where feasible, rather than in footpaths, thereby improving pedestrian accessibility.
5. That Council investigate the installation of tree grates in footpaths in high pedestrian areas such as activity centres to maximise accessibility, particularly for vulnerable users.
6. That Council note the relevance of the upcoming parking strategy to the Council's future planting program, and ensure that officers working on this strategy consider the overlap with the Urban Forest Strategy.
7. That officers provide a report to Council on possible mechanisms for increasing the urban forest on private land by the February 2024 council meeting.

CARRIED UNANIMOUSLY

7.8 Governance Report - August 2023

Reference	D23/248989
Author	Rhys Thomas - Senior Governance Advisor
Authoriser	General Manager Governance, Communications and Customer Experience
Disclosure	The authoriser, having made enquiries with members of staff involved in the preparation of this report, asserts that they are not aware of any general or material conflicts of interest in relation to the matters presented.

RECOMMENDATION Start time: 8.08pm

1. That Council note this Governance Report on:
 - (a) the delivery of conflict of interest training for Councillors; and
 - (b) the release of “Operation Sandon – Special Report” by the Independent Broad-based Anti-corruption Commission.
2. That Council adopt the changes to the Civic Flag Policy as set out in the marked up version at **Attachment Two**.

Councillor Mohamud left the meeting at 8.08pm, not returning.

COUNCIL RESOLUTION

Moved: Councillor Jolly

Seconded: Councillor Glynatsis

1. That Council note this Governance Report on:
 - (a) the delivery of conflict of interest training for Councillors; and
 - (b) the release of “Operation Sandon – Special Report” by the Independent Broad-based Anti-corruption Commission.
2. That Council adopt the changes to the Civic Flag Policy as set out in the marked up version at **Attachment Two**.

CARRIED UNANIMOUSLY

8. Notices of motion

Nil

9. Petitions and joint letters

9.1 Petition – Shared Zone on Little Buckingham Street Richmond

Reference: D23/278003

A petition containing 13 signatures from local residents are requesting that Council implement a safer shared zone:

We are concerned for the safety of pedestrians walking in the shared zone, residents trying to exit their garages and the risks associated with speeding cars. In our opinion the current safety implementations are inadequate and request that Council take action to improve the safety of the 'Shared Zone'.

COUNCIL RESOLUTION

Moved: Councillor Landes

Seconded: Councillor Wade

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

CARRIED UNANIMOUSLY

10. Questions without notice

10.1 Councillor Landes - Dr Nico Clark

Question:

Has recently announced his retirement as Director of the North Richmond Medically Supervised Injecting Room. Dr Clark, whilst the foundation director of MSIR, his work and dedication has ensured its success as a world class facility that has and continues to bring out positive health outcomes and dignity to a vulnerable group in our community and saving lives. Dr Clarke has brought an incredible international experience and world leading innovations around Hepatitis C programs and Opioid replacement therapies as well as forming relationships with third party providers in setting up innovative wraparound services.

Can we write a letter of gratitude, appreciation and well wishes to Dr Clark.

Response:

The Chief Executive Officer provided a response.

10.2 Councillor Landes - Rates Notice

Question:

The recent rate notices that have been sent now show a general rate, a separate kerbside waste charge and general waste charge. I have received some recent correspondence on this and I know the rate notice I received where there has been a change in valuations i.e. my notice showed a discount on the general rate and waste charges have been added. Can officers please explain the rates notices in the context of the new valuations for 2024 and the separated waste charge?

Response:

The Chief Financial Officer provided a response.

10.3 Councillor Landes - Pedestrian Crossing in Cremorne

Question:

Can officers please provide an update on the implementation of the Cremorne pedestrian crossing?

Response:

The General Manager City Sustainability and Strategy provided a response.

11. Delegates' reports

Nil

12. General Business

Nil

13. Urgent business

Nil

14. Confidential business reports

COUNCIL RESOLUTION (PROCEDURAL)

Moved: Councillor Landes

Seconded: Councillor Wade

1. That the meeting be closed to members of the public, in accordance with section 66(2)(a) of the Local Government Act 2020, to allow consideration of confidential information

CARRIED UNANIMOUSLY

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

Conclusion

The meeting concluded at 8.24pm.

Confirmed Tuesday 12 September 2023

Mayor