

## COUNCIL MEETING AGENDA

### 2019/OM11

### Monday 2 September 2019







## COUNCIL CHAMBERS

<b>Phil Cantillon</b> Chief Executive Officer	<b>Cr Michael O'Reilly</b> Mayor	<b>Tim Frederico</b> Director Corporate Development
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<b>EA to Mayor &amp; Councillor</b>	<b>Business Support Officer</b>
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Cr. McCormack

Cr. O'Connor

Cr. Cunial

Cr. Hampton

Cr Bolam

Cr. Mayer

Cr. Aitken

Cr. Toms

Guest  
Speaker

EMT

EMT

MEDIA

MEDIA

**Gallery**





# THE COUNCIL MEETING

## Welcome to this Meeting of the Frankston City Council

The Council appreciates residents, ratepayers and other visitors taking their places in the Public Gallery, as attendance demonstrates an interest in your Council and community affairs. Community spirit is encouraged.

This information sheet is designed to help you to understand the procedures of Council and help you to gain maximum value from your attendance.

The law regarding the conduct of Council meetings enables the public to observe the session. However, to ensure the manageability of Council meetings, opportunities for public participation are limited to Question Time and registered submissions in accordance with Council's guidelines, which are available from Council's Councillors Office (call 9768 1632) and on our website, [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au). It is not possible for any visitor to participate in any Council debate unless specifically requested by the Chairperson to do so.

If you would like to have contact with Councillors or Officers, arrangements can be made for you to do so separately to the meeting. Call the Councillors Office on 9768 1632 and ask for the person you would like to meet with, to arrange a time of mutual convenience.

## When are they held?

Generally speaking, the Council meets formally every three (3) weeks on a Monday and meetings start at 7.00 pm, unless advertised otherwise.

Council meeting dates are posted in the Davey Street and Young Street entrances to the Civic Centre (upper level) and also on our website, [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au).

## **Governance Local Law No. 1 – Meeting Procedure**

### **34. Chair's Duty**

*Any motion which is determined by the Chair to be:*

- (1) defamatory of or embarrassing to any Councillor, member of Council staff or other person;*
- (2) abusive or objectionable in language or nature;*
- (3) a direct negative of the question before the Chair;*
- (4) vague or unclear in intention;*
- (5) outside the powers of Council; or*
- (6) irrelevant to the item of business on the agenda and has not been admitted as Urgent Business, or purports to be an amendment but is not,*

*must not be accepted by the Chair.*

**88. Chair May Remove**

- (1) *The Chair may order and cause the removal of any person, including a Councillor, who disrupts any meeting or fails to comply with a direction, or cause the removal of any object or material that is deemed by the Chair as being objectionable or disrespectful.*
- (2) *Any person removed from the meeting under sub-clause 0 must not return to the meeting without the approval of the Chair or Council.*

*It is intended that this power be exercisable by the Chair, without the need for any Council resolution. The Chair may choose to order the removal of a person whose actions immediately threaten the stability of the meeting or wrongly threatens his or her authority in chairing the meeting.*

The Penalty for an offence under this clause is 2 penalty units which is \$200

## **Live Streaming of Council Meetings**

Frankston City Council is now Live Streaming its Council Meetings.

Live Streaming allows you to watch and listen to the meeting in real time, giving you greater access to Council decision making and debate and improving openness and transparency.

There are three (3) fixed cameras in the Council Chambers and it is intended that the cameras will only provide vision of the Councillors who are present at the meeting.

Every care will be taken to maintain privacy and as far as practically possible, it is not intended that there be either live or recorded footage of the public or Media personnel, however, there might be incidental capture; for example footage of a person exiting the building depending on which camera is being used at the time, or audio recording of a person who interjects the meeting. Council officers who address Council will be heard on the live audio stream, and audio of them speaking will be recorded.

Archives of meetings will be published on Council's website generally within three (3) business days after the meeting date for the public's future reference. Council will make every reasonable effort to ensure that a live stream and recording is available. However technical difficulties may arise in relation to live streaming or access to Council's website.

Appropriate signage will be placed at the entrance to the meeting location notifying all attendees that the meeting will be streamed live and recorded.

It is not intended that public speakers will be visible in a live stream of a meeting. Cameras are to be positioned so that these members of the public are not visible. If you do not wish to be recorded you will need to contact the Councillors Office on telephone (03) 9768 1632 or via email [councillors.office@frankston.vic.gov.au](mailto:councillors.office@frankston.vic.gov.au) to discuss alternative options prior to the meeting.

## **The Formal (Ordinary) Meeting Agenda**

The Council meeting agenda is available for public inspection immediately after it is prepared, which is normally on the Thursday afternoon four (4) clear days before the meeting. It is available from the Reception desk at the Civic Centre (upper level), on our website [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au) or a copy is also available for you in the chamber before the meeting.

The following information is a summary of the agenda and what each section means:-

- **Items Brought Forward**

These are items for discussion that have been requested to be brought forward by a person, or a group of people, who have a particular item on the Agenda and who are present in the Public Gallery.

- **Presentation of Written Questions from the Gallery**

Question Time forms are available from the Civic Centre and our website, [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au).

“Questions with Notice” are to be submitted before 12 noon on the Friday before the relevant Ordinary Meeting either in person at the Frankston Civic Centre, online using the Question Time web form or via email to [questions@frankston.vic.gov.au](mailto:questions@frankston.vic.gov.au).

“Questions without Notice” are to be submitted between 12 noon on the Friday before the relevant Ordinary Meeting up until 4pm on the day of the relevant Ordinary Meeting either in person via the designated Question Time box located at the Frankston Civic Centre front reception or the after-hours mail box or via email to [questions@frankston.vic.gov.au](mailto:questions@frankston.vic.gov.au).

A maximum of 3 questions may be submitted by any one person at one meeting. There is no opportunity to enter into debate from the Gallery.

More detailed information about the procedures for Question Time is available from Council's Councillors Office (call 9768 1632) and on our website, [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au).

- **Presentation of Petitions and Joint Letters**

These are formal requests to the Council, signed by a number of people and drawing attention to matters of concern to the petitioners and seeking remedial action from the Council. Petitions received by Councillors and presented to a Council meeting are usually noted at the meeting, then a report is prepared for consideration at the next available meeting.

- **Presentation of Reports**

Matters requiring a Council decision are dealt with through officer reports brought before the Council for consideration. When dealing with each item, as with all formal meeting procedures, one Councillor will propose a motion and another Councillor will second the motion before a vote is taken.

- **Presentation of Delegate Reports**

A Councillor or member of Council staff who is a delegate may present to Council on the deliberations of the external body, association, group or working party in respect of which he or she is a delegate or an attendee at a Council approved conference / seminar.

- **Urgent Business**

These are matters that Councillors believe require attention and action by Council. Before an item can be discussed, there must be a decision, supported by the majority of Councillors present, for the matter to be admitted as “Urgent Business”.

- **Closed Meetings**

Because of the sensitive nature of some matters, such as personnel issues, contractual matters or possible legal action, these matters are dealt with confidentially at the end of the meeting.

### **Opportunity to address Council**

Any person who wishes to address Council must pre-register their intention to speak before 4.00pm on the day of the meeting, by telephoning Council's Councillors Office (call 9768 1632) or by submitting the online web form or by using the application form both available on the website, [www.frankston.vic.gov.au](http://www.frankston.vic.gov.au).

The submissions process is conducted in accordance with guidelines which are available from Council's Councillors Office and on our website. All submissions will be limited to 3 minutes in duration, except for Section 223 submitters, who have a maximum of 5 minutes. No more than ten (10) members of the public are to be permitted to address the Council. Further speakers will be permitted to address the meeting at the discretion of the Chair. All speakers need to advise if they are speaking on behalf of an organisation and it is deemed that they have been appropriately authorised by that said organisation.

Public submissions and any subsequent discussion will be recorded as part of the meeting, and audio recordings of Council meetings will be made available to members of the public. If a submitter does not wish to be recorded, they must advise the Chair at the commencement of their public submission.

### **Disclosure of Conflict of Interest**

If a Councillor considers that they have, or might reasonably be perceived to have, a direct or indirect interest in a matter before the Council or a special committee of Council, they will declare their interest and clearly state its nature before the matter is considered. This will be done on every occasion that the matter is considered by the Council or special committee.

If a Councillor has an interest in a matter they will comply with the requirements of the Local Government Act, which may require that they do not move or second the motion and that they leave the room in which the meeting is being held during any vote on the matter and not vote on the matter.

If a Councillor does not intend to be at the meeting, he or she will disclose the nature of the interest to the Chief Executive Officer, Mayor or Chairperson prior to the meeting commencing.

### **Agenda Themes**

The Council Agenda is divided into four (4) themes which depict the Council Plan's Strategic Objectives, as follows:

1. A Planned City
2. A Liveable City
3. A Well Governed City
4. A Well Managed City

### **MAYOR**



## NOTICE PAPER

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### ALL COUNCILLORS

NOTICE is hereby given that an Ordinary Meeting of the Council will be held at the Civic Centre, Davey Street, Frankston, on 2 September 2019 at 7.00pm.

### COUNCILLOR STATEMENT

*All members of this Council pledge to the City of Frankston community to consider every item listed on this evening's agenda:*

- *Based on the individual merits of each item;*
- *Without bias or prejudice by maintaining an open mind; and*
- *Disregarding Councillors' personal interests so as to avoid any conflict with our public duty.*

*Any Councillor having a conflict of interest in an item will make proper, prior disclosure to the meeting and will not participate in the debate or vote on the issue.*

### OPENING WITH PRAYER

*Almighty God, we ask for your blessing upon this Council. Direct and prosper its deliberations to the advancement of your glory and the true welfare of the people of Frankston City. Amen.*

### ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

*We respectfully acknowledge that we are situated on the traditional land of the Boon Wurrung and Bunurong in this special place now known by its European name, Frankston. We recognise the contribution of all Aboriginal and Torres Strait Islander people to our community in the past, present and into the future.*





## BUSINESS

### 1. PRESENTATION TO COMMUNITY GROUPS

1.1 Karingal Local Area Group

### 2. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Ordinary Meeting No. OM10 held on 12 August 2019.

### 3. APOLOGIES

Nil

### 4. DISCLOSURES OF INTEREST AND DECLARATIONS OF CONFLICT OF INTEREST

### 5. PUBLIC QUESTIONS AND SUBMISSION TIME

Nil

### 6. HEARING OF SUBMISSIONS

### 7. ITEMS BROUGHT FORWARD

### 8. PRESENTATIONS / AWARDS

### 9. PRESENTATION OF PETITIONS AND JOINT LETTERS

Nil

### 10. DELEGATES' REPORTS

Nil

### 11. CONSIDERATION OF TOWN PLANNING REPORTS

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Phil Cantillon

**CHIEF EXECUTIVE OFFICER**

28/08/2019

**Executive Summary****11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review**

*Enquiries: (Michael Papageorgiou: Community Development)*

Council Plan

Community Outcome:	1. Planned City
Strategy:	1.1 Community Infrastructure
Priority Action	1.1.6 Ensure community infrastructure and services match community need

**Purpose**

To brief Council on the issues raised in submissions during the consultation period of the review of the Frankston Planning Scheme and to recommend that Council adopt the draft PSR 2019 and proceed to implement the recommendations of the review.

**Recommendation (Director Community Development)**

That Council:

1. Notes the submissions made to the draft Planning Scheme Review 2019 report during public consultation;
2. Adopts to the Planning Scheme Review 2019 report with the recommended minor changes arising from the review of submissions; and
3. Authorises officers to write to the Minister for Planning to request authorisation to prepare and exhibit a Planning Scheme Amendment to the Frankston Planning Scheme.

**Key Points / Issues**

- Frankston City Council undertakes regular reviews of its Planning Scheme: these occur approximately every four years following the adoption of each new Council Plan. This is to ensure that the Frankston Planning Scheme continues to achieve the objectives of planning in Victoria and continues to deliver outcomes consistent with the objectives and strategies of the planning scheme and the Planning Policy Framework.
- The timing of the current review is intended to accommodate the scheduling of the State Government's Smart Planning program and recent regulatory changes to the format of the State and local planning policy frameworks in Victorian Planning Schemes.
- The substance of the current review has focussed on necessary changes and updates to the local provisions of the planning scheme and takes into account the implications of state government policy changes and state wide amendments that have occurred since the previous planning scheme review in 2014.
- This 2019 PSR review includes a summary and analysis of all Council resolutions since 2014 that have addressed strategic planning matters.
- The draft PSR 2019 proposes some 77 recommendations and actions for Council to consider implementing. These will form the basis of the updated Strategic Planning Branch work plan.

**11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review****Executive Summary**

- At its 3 June 2018 Ordinary Meeting, Council resolved to place the draft PSR on public consultation. The draft was on exhibition from the 1 July 2019 to 2 August 2019. Council received 3 submissions and 2 comments on OurSay webpage. A response to these submissions and comments are detailed below.

**Financial Impact**

The Victorian Government introduced the “Fair Go Rates” system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council’s major source of income, Council’s capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications associated with this report. The review was conducted internally by Council officers and therefore any relevant financial costs can be accommodated within existing budgets.

**Consultation****1. External Stakeholders**

The draft PSR was on public exhibition from 1 July 2019 to 2 August 2019. A total of 5 submissions were received. These submissions have been further analysed in the body of the report.

**2. Other Stakeholders**

This PSR report and associated review process is being undertaken in four main stages:

- |         |   |
|---------|---|
| Phase 1 | Review of previous reports and current strategic planning projects and preparation of Review Draft Report (October 2018 to April 2019); |
| Phase 2 | Release of draft report for community consultation (June to July 2019);   |
| Phase 3 | Finalise review and recommendations and consideration by Council for adoption (August/September 2019); <= <b><u>We are here</u></b>     |
| Phase 4 | Request to Minister for authorisation to prepare and exhibit an amendment (September 2019).   |

The purpose of the consultation phase was to engage with the broader community on the issues and recommendations contained in the draft review. This has helped inform Council of further changes and additions to the proposed recommendations to ensure that the Frankston Planning Scheme is maintained and enhanced in accord with community expectations.

**Analysis (Environmental / Economic / Social Implications)**

An overview of planning related Council resolutions since 2014 reveals the following major themes and areas of interest for the future planning priorities of Frankston:

**11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review****Executive Summary**

- Implementing specific urban design and economic development initiatives for the Frankston Metropolitan Activity Centre and other commercial areas.
- Protecting and enhancing residential amenity and neighbourhood character throughout the city's residential and mixed use areas.
- Ensuring that adequate car parking is provided by all new development.
- Facilitating affordable and social housing to meet community needs.
- Enhancing vegetation management and vegetation protection, as well as requiring detailed landscape plans for new development.
- Addressing particular areas of risk for new development include erosion management (land slip) and stormwater management (including local flooding impacts).
- Introducing better ESD and WSUD measures for new development and making these mandatory.
- Promoting a high standard of urban design throughout the city.
- Protecting and promoting local heritage and knowledge of local history.

The sequence of Council decisions described in the draft PSR 2019 report shows that persistent and consistent effort is required to deliver significant changes to the Frankston Planning Scheme in line with Council's priorities.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

Proposed changes arising from this PSR will be implemented via a planning scheme amendment to follow the adoption of the PSR 2019 report by Council at a formal Council meeting. Once completed, the outcomes and recommendations of this PSR will be reported to the Minister for Planning.

Policy Impacts

The policy impacts are many and varied. However the implementation of this review, once adopted, will be undertaken with reference to the relevant regulations.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no conflict of interest in this matter.

**Risk Mitigation**

Regular review of the Planning Scheme insures it remains relevant in terms of protecting and responding to the changing demands on the municipality.

**Submissions**

A total of 5 written submissions were received during the public consultation.

**11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review****Executive Summary**

The submissions were received from residents within Frankston City Council. The matters raised in submissions have been summarised under the following themes:

- Car Parking
- Affordable Housing Sites
- Reference to the Safe Boat Harbour (Special Use Zone 3)
- Local Policy issues
- Short Stay Accommodation

**Discussion of Issues Raised by submitters**

Overall 5 submissions were received that were largely in support of the of the Review as exhibited with some minor changes proposed to be made to the Review findings and actions.

A response to those submissions is provided below:

Submitter 1 raised questions about car parking and how does Council figure out car parking spaces for new residential developments?

Officer Comments: *Pursuant to Clause 52.06 of the Frankston Planning Scheme, a dwelling with 2 bedrooms only requires 1 car space. For dwellings that have three or more bedrooms two car spaces are required. If there a multi-unit development proposed with 5 or more dwellings, then this is required to provide 1 additional visitor car space per 5 dwellings. However if the development falls under the Principal Public Transport Networks 400 metre buffer, then no visitor car parking is required. The FMAC area and parts of Cranbourne Road and Frankston-Dandenong Road are included in the affected area. (Note: This is not only a Frankston Planning Scheme policy, this is a Victorian State wide policy.)*

Submitter 2 enquired about development of projects for affordable and social housing in three Government sites in Frankston:

Officer comments: *Two of the three sites have been identified under the adopted Frankston Housing Strategy 2018. These are: Frankston City Council Depot site at Buna Ave, Seaford and the Country Road Association (Vicroads) that has land on Overton Road/Skye Road. The other site being Ebdale Community Hub, has more recently been identified. This last site includes both Local and State Government owned sites comprising Ebdale Community Hub and adjoining DHHS land. The Social Housing Investigation Project (SHIP) report on these sites will be released to the public later this year.*

Submitter 3 being the Frankston Beach Association has requested the removal of the Special Use Zone 3, which related to the previous proposal for a Safe Boat Harbour. The site is now the subject of investigations for a proposed Coast Guard Rescue and Breakwater. The FBA, while it supports the removal of the SUZ3 zone is keen to retain some of the environmental protections that were included within incorporated documents to that zone.



**11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review****Executive Summary**

Officer comments: *With regard to the text reference to the current 'Coast Guard and Boat Refuge' project, the wording in the draft Planning Scheme Review report that the submission has queried is factual and does not directly affect the purpose of the proposed recommendation to return the zoning of this area to the Public Conservation and Resource Zone. Further, there is no need for any of the Special Use Zone provisions to be retained as they have expired and are not relevant to any future proposals for this location. The officer view is that the proposed new Public Conservation and Resource Zone (matching the rest of the foreshore) provides for appropriate environment and planning controls for any new development.*

Submitter 4 has requested changes to some of the local policies that are within the Frankston Planning Scheme. It is requested that: *(with officer responses in italics)*

- Clause 21.11-3 Transport should be updated to reference the new infrastructure associated with the Level Crossing Removal works, in particular the shared user paths. *This is noted and supported, in particular with an update to the relevant map for this Clause.*
- Clause 21.03-3 Vision and Strategic Framework should be highlighting Seaford Activity Centre and its role. *Seaford is designated as a local activity centre in the Frankston Planning Scheme. The Strategic Planning Department does have a program for Local and Neighbourhood Centre improvements and these will be progressively implemented for centres including Seaford Village.*
- Clause 21.04-1 Settlement should be updated in regards to the population figures. It is proposed *This Clause is being updated as part of Frankston Planning Scheme Amendment C127. This will reflect the population estimate figures from the Frankston Housing Strategy 2018.*
- Green Wedge vs Industrial Expansion – *This is a topic that will be discussed within the Green Wedge Management Plan report to Council. The Planning Scheme seeks to 'balance' competing objectives and the formal amendment process allows for the relative benefits of any new planning provision to be carefully considered and assessed before it can be adopted.*
- ESD and WSUD mandatory measures – *Council are proposing to implement an ESD policy for two or more dwelling development. This will be exhibited in the early 2020. An updated WSUD policy is included for consideration for future strategic work. This will be designed to align closely with State Government Policy on integrated water management which has recently been augmented in its scope and application.*

Submitter 5 has suggested that Council includes in Clause 22.04 Non Residential Uses in Residential Uses in Residential Zone the following new provision: "Parties and like business (including business under short stay accommodation scheme) are prohibited in residential areas". *Unfortunately, this is not possible as such a change to the Planning Scheme would have to be undertaken as a state wide change, not by a single Council. However, Frankston City Council is pursuing a local law measure to better manage 'party houses' in residential areas.*

**11.1 Adoption of the 2019 Frankston Planning Scheme Review Report - Report on public consultation and progress to a Planning Scheme Amendment to implement the Review****Executive Summary****Conclusion**

The PSR 2019 is intended to inform the continuous improvement of the Frankston Planning Scheme. Council intends that learnings and outcomes from current local government processes of monitoring and review are integrated into the actions identified by the current review. This is a comprehensive and strategic assessment of the future work required to maintain the Frankston Planning Scheme as an effective planning instrument.

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**ATTACHMENTS**

Attachment A: [↓](#) Draft Frankston PSR Submissions Redacted

Attachment B: [↓](#) Planning Scheme Review Report 2019



## Submitter 1

How does Frankston City Council figure out car parking spaces for new developments?

I ask this as I live in 1 of 3 x 2 bedroom units. Each unit has 1 car parking spaces. Each tenant has a minimum of 2 cars, meaning 3 cars are parked in our court. 2 doors up is also a group of units. I myself actually own 2 cars and my partner has 1, meaning we have 3 cars between us and only 1 allocated car park. Then, if I bring our work van home, there is another vehicle which gets parked in the street. So that means there is 3 cars parked in the driveway and sometimes 5 cars just from our property alone which have to be parked in the street. If we have visitors, even more cars are parked in the court and out in to the adjoining street which is often already full from staff working at the nearby nursing home. If you have even seen Austin Powers, you may be familiar with the 10 point turn, a move that is performed every week by the garbage trucks, and even then, they have to get out of their trucks to move the bins over from ours, our neighbours including the units 2 doors up (also at the end of the court). I am glad none of us have children of driving age with a vehicle living with us...

## Submitter 2



2 weeks ago · 0 votes · 0 comments

development of  
housing feasibility projects for  
affordable and social housing on three  
Government owned sites in Frankston

where are these sites??



2 weeks ago · 0 votes · 0 comments

## Submitter 3

**From:** Frankston Beach Association  
**Sent:** Tuesday, 30 July 2019 2:17 PM  
**To:** Michael Papageorgiou  
**Cc:** Phil Cantillon ; Councillors ; Frankston Beach Association  
**Subject:** Planning Scheme Review

Hi Michael

Further to our previous submission re removal of SUZ 3 from the Frankston Planning Scheme, and our subsequent phone conversation, please find below further comments from Frankston Beach Association. Would you please lodge this as a supplementary submission.

Thank you and kind regards

Joan Cavanagh  
Secretary  
Frankston Beach Association.

To CEO, Mayor and Counsellors

Frankston Beach Association is concerned that, with the intended removal from the Frankston Planning Scheme of the Special Use Zone Schedule 3 and the associated *Frankston Safe Boat Harbour Incorporated Document*, the specified mandatory prerequisite studies and surveys detailed in Appendices A and B to the Incorporated Document ( that came about as a result of exhaustive deliberations and Panel and Ministerial assessments through Amendments C15, 30 and 50) will not carry forward and apply to any future safe boat refuge proposal.

Our beaches and foreshore are Frankston number one natural assets requiring the greatest of protections. It is FBA's conviction based on expert advice, that any Safe Boat Refuge must clearly demonstrate high levels of achievement of safe outcomes from prerequisite studies that include physical and numerical modelling of the effects of the design proposal on coastal processes including the movement of sand, of a 'one in fifty' year storm event on the beach, of the wave environment and water circulation in and around a boat refuge and any proposed dredging, along with mandatory site and geotechnical surveys and surveys of terrestrial, avian and marine fauna and flora.

Relegating the findings of Amendments C15,30 and 50 to Background Documents in the Planning Scheme, or removing all references to them, will not ensure the safeguarding of Frankston's marine and coastal assets. Accordingly, FBA seeks an undertaking that a requirement for a new Safe Boat Refuge Incorporated Document that mandates the prerequisite requirements introduced by Panel and Ministerial Assessments through Amendments C15, 30 and 50 will be included in the current review of the Planning Scheme.

### Frankston Beach Association Inc

**From:** Frankston Beach Association <[fbainc2006@hotmail.com](mailto:fbainc2006@hotmail.com)>  
**Sent:** Sunday, 2 June 2019 2:00 PM  
**To:** Frankston City Council <[info@frankston.vic.gov.au](mailto:info@frankston.vic.gov.au)>  
**Subject:** Draft Planning Scheme Review

Please forward to Cr Glenn Aitken and Mr Michael Papageorgiou . It has been sent to Crs McCormack and Toms.

Thanks

Joan Cavanagh

Dear Councillors Quinn, Toms and Aitken and Mr Papageorgiou

I refer to **Table 1 in Section 2.2** (copied below and also attached) of the draft Planning Scheme Review 2018-2019 '**New Initiatives from the adopted Council Plan 2017-21**' and in particular to the third item: **Coast Guard and Boat Refuge**.

It states, " *This is a major initiative to house the Coast Guard service in a new building on the foreshore and to provide a new breakwater in the vicinity of Oliver's Hill as a boat refuge... The location of the new Coast Guard building and breakwater largely coincides with the Special Use Zone Schedule 3...* "

The adopted Council Plan 2017-21 and also Year 2 Update has no mention of '**foreshore**' or '**vicinity of Oliver's Hill**' or '**Special Use Zone Schedule 3**' in relation to a Coast Guard facility and Boat Refuge, as you see from the extract copied below (also attached) .

The implications for the proposed removal of the SUZ3 and its associated Incorporated Document from the Planning Scheme should also be considered.

Frankston Beach Association is **requesting a correction to remove these non-adopted location identifiers** from Table 1 of Section 2.2 in the Draft Planning Scheme Review, and anywhere else that they occur in the Draft, prior to councillors voting on this Draft at the next Ordinary Meeting #7 on 3 June 2019.

I would be pleased if you could advise me of the outcome of this request at your earliest convenience.  
Kind regards

## Submitter 4

---

**From:**  
**Sent:** Thursday, 1 August 2019 9:45 PM  
**To:** Frankston City Council  
**Subject:** Submission to Frankston Planning Scheme Review - attention to the Strategic Planning Department.

Hello

Thank you for the opportunity to comment on the substantial and extensive review of the Frankston Planning Scheme. I wish to make the following submission:

### New infrastructure associated with level crossing removal

I live in Seaford near the level crossing removal on Seaford Rd. As part of this work, a bike path has been built between Seaford Rd and the station. This bike path is also being expanded, as per LXRA plans. I submit that Cl. 21.11-3 (Transport) should be updated to include something that references these off road bike paths and the potential to connect the coastal activity centres through off road bike paths, and connect these new paths to existing bike paths (i.e. connect the missing links between bike paths). In addition, the Transport Framework map in this section should be updated to reflect these new off road bike paths.

Moreover, in the report on p.38 it lists a key opportunity emerging for Frankston City Council as *'responding to new investment in development and infrastructure'*. I submit that Council should be clear on how it's responding to this as part of its strategic planning agenda.

### Seaford Activity Centre

The Seaford Activity Centre is changing, developing and thriving. The only thing I found with reference to planning for this centre was in Cl.21.03-3. *'Recreation activity nodes are identified along the coast, at Keast Park and Station Street, Seaford, Kananook Creek mouth and Olivers Hill, Frankston and the potential to promote a coastal village theme at Seaford is also identified'*. Where is the planning for this centre? It's a missed opportunity for this waterfront activity centre and I submit that Council should be better planning to encourage its development as a coastal village. At the moment, it's the churn of business that's reflecting the evolving nature of Seaford. Instead, Frankston City Council can play a lead role.

### Population

Cl. 21.04-1 - Settlement - Key issues - refers to population growth in the municipality to 2026, which is only 7 years away now. I submit that this should be updated to a longer time frame - i.e. something more aligned with the Housing Strategy.

### Proposal to reduce green wedge to accommodate industrial expansion

I have concerns about the repeated references of investigations/plans to rezone Green Wedge land to expand an industrial precinct. I believe this isn't sufficiently justified and is in conflict with other objectives (such as those listed in the 2.4.2 'Greening Our Future' section on p. 25).

### ESD and WSUD mandatory measures

I note that there's a proposal to pursue mandatory ESD measures as part of a group of Councils' planning scheme amendment. While I support ESD measures, there may be legal issues with trying for mandatory measures and perhaps legal advice should be sought before putting further resources towards this.

Thank you for considering my submission. If possible, I'd like to be kept up to date with any progressions regarding the Planning Scheme Review.

Regards

Submitte R 5

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**From:** website@frankston.vic.gov.au  
**Sent:** Tuesday, 13 August 2019 2:50 PM  
**To:** ankston City Council;  
**Subject:** Have Your Say Submitted

Have Your Say  
Topic Frankston Planning Scheme Review

Contact Name  
(optional):

Contact Postal  
Address (optional):

Contact Phone  
Number (optional):

Contact Email  
(optional):

Your Feedback: I would suggest to include in Clause 22.04 the following line: "Parties and like business (including business under short stay accommodation scheme) are prohibited in residential areas".

2019

# FRANKSTON PLANNING SCHEME REVIEW REPORT



Frankston City Council  
3/1/2019

# **FRANKSTON PLANNING SCHEME 2019 PLANNING SCHEME REVIEW REPORT**

## **DRAFT FOR COMMENT**



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## Part 1 Introduction

Frankston City Council undertakes regular reviews of its Planning Scheme: these occur approximately every four years following the adoption of each new Council Plan. This is to ensure that the Frankston Planning Scheme continues to achieve the objectives of planning in Victoria and continues to deliver outcomes consistent with the objectives and strategies of the planning scheme and the Planning Policy Framework.

The overall intent is to ensure that the planning scheme remains up to date with any changes to the legislative and regulatory framework and all relevant directions and guidelines issued by the Minister for Planning. The review also provides the opportunity to assess the impact of the scheme's implementation and to identify the need for any new strategic work to inform the further refinement of the planning scheme controls as they apply to Frankston City.

Council's previous review of the Frankston Planning Scheme (*undertaken in 2013-2014*) resulted in the preparation and adoption of Am C100. Background work to inform the 2014 Frankston Planning Scheme Review Report included extensive external consultation that commenced in July 2013. Am C100 was exhibited from April to June 2016. The amendment was heard by a Panel and subsequently adopted by Council. Am C100 was finally gazetted by the Minister for Planning on 19 October 2017.

The Frankston City Council Plan 2017-2021 was adopted at the Council Meeting held on Wednesday 31 May 2017.

This latest review of the Frankston Planning Scheme was delayed until the second half of 2018, partly reflecting the late adoption of Am C100, and to allow the passage of a number of key local planning scheme amendments that introduced major updates to the Frankston Planning Scheme, (*including Am C111 gazetted on 22 November 2018 which introduced a car parking schedule for the FMAC Structure Plan area*). The timing of the current review has also sought to accommodate the scheduling of the State Government's Smart Planning program and regulatory changes to the format of the State and local planning policy frameworks in Victorian Planning Schemes.

As a result, the substance of the current review has focussed on necessary changes and updates to the local provisions of the planning scheme and takes into account the implications of state government policy changes and state wide amendments that have occurred since the previous planning scheme review.

### 1.1 - Legislative Requirements

Section 12B of the Planning and Environment Act 1987 requires a planning authority to regularly review the provisions of the planning scheme. Normally this is required to be no later than 12 months after a new Council Plan is required to be adopted (*typically on 30 June in the year following a Council election year*). However the Minister may allow for a longer period for the review to take place.

The usual time for completing the current PSR would have been July 1<sup>st</sup> 2018, as the latest Frankston Council Plan was adopted in 2017. However the Department of Environment, Land, Water and Planning has advised that the normal planning scheme review period could be extended to accommodate the new initiatives being progressively introduced by the State Government's Smart Planning program. Frankston City Council has been advised by DELWP that work to merge the State and Local Planning Policy Framework in the Frankston Planning Scheme is now scheduled for April/May 2019.

The late implementation of Am C100 and recent progress on a suite of local planning scheme amendments means that the Frankston Planning Scheme has been updated to reflect major local policy changes, including the implementation of the Frankston Metropolitan Activity Centre Structure Plan recommendations. This has reduced the need for a comprehensive overhaul of the planning scheme provisions at this time. However, there is a clear direction for some further enhancement of the Frankston Planning Scheme. The adoption of the new Council Plan 2017-2021 and its list of 14 strategic priorities has provided a strong indication of the key planning and development issues facing the city and its future, and has directly influenced the content of this review.

The scope of the current review is to identify and consider the available information on the performance of the planning scheme provisions and the impact of recent changes and improvements at both the local and state planning levels. Based on this inquiry and assessment, a suite of further changes and improvements is being developed for consideration.

This PSR 2019 includes the following components:

- a) A summary of the major planning issues facing the municipality
- b) Consideration of how the planning scheme implements State Planning Policy
- c) An assessment of the strategic performance of the scheme - this includes a description of the strategic work that has been completed or carried out since the previous review and any additional work required to strengthen the strategic direction of the planning scheme
- d) A report on the monitoring and review activities undertaken
- e) A summary of the consultation process of the review and its outcomes
- f) A set of recommendations arising from the review including:
  - i. Suggested changes to the objectives and strategies of the Planning Policy Framework
  - ii. Suggested changes to the Victorian Planning Provision (VPP) tools to achieve the strategies and ensure the objectives and desired outcomes are being met
  - iii. Proposed new strategic work necessary to support future policy development or changes to the provisions of the scheme
  - iv. Suggested changes to improve operational and process practices
  - v. Sourcing new planning application or other data that may need to be collected to inform the next review.

The PSR 2019 is intended to inform the continuous improvement of the Frankston Planning Scheme. Council intends that learnings and outcomes from current local government processes of monitoring and review are integrated into the actions identified by the current review. Proposed changes arising

from this PSR will be implemented via a planning scheme amendment to follow the adoption of the PSR 2019 report by Council at a formal Council meeting. Once completed, the outcomes and recommendations of this PSR will be reported to the Minister for Planning.

### 1.2 – Development of the Review Report and Recommendations

This PSR report and associated review process is being undertaken in four main stages:

*Phase 1* – Review of previous reports and current strategic planning projects and preparation of Review Draft Report (October 2018 to April 2019)

*Phase 2* – Report to Council and Release of draft report for community consultation (May/June 2019)

*Phase 3* - Finalise review and recommendations and consideration by Council for adoption (July/August 2019)

*Phase 4* - Request to Minister for authorisation to prepare and exhibit an amendment (September 2019).

The purpose of the consultation phase is to engage with the broader community on the issues and recommendations contained in the draft review. This will help inform Council of further changes and additions to the proposed recommendations to ensure that the Frankston Planning Scheme is maintained and enhanced in accord with community expectations.

## Part 2. Local Matters for further consideration

### 2.1 Relevant findings from the previous Planning Scheme Review

The previous PSR undertaken in 2013/2014 was largely implemented through the gazettal of Amendment C100 in 2017. However there are some findings of that review that remain relevant for further consideration as part of this current review process; these findings are described below.

#### 2.1.1 Council to align its strategic planning with the Council Plan and the Municipal Health and Wellbeing Plan

The Municipal Strategic Statement should be updated to fully reflect the Community Plan and Council Plan as well as ensuring alignment with the adopted Municipal Health and Wellbeing Plan. All three documents are re-endorsed immediately following the 4 year cycle of Council elections, so this will be relevant to all Planning Scheme Reviews undertaken that are consistent with this 4 year cycle.



Vision and Strategic Framework - Clause 21.03 of the Frankston Planning Scheme sets out the vision and strategic framework for the City. It makes specific reference to the Council Plan, so this reference, at the very least, should be updated to refer to the latest adopted version (Council Plan 2017-2021).

The Frankston City Council Plan 2017-2021 document describes the structure and relationship of its policies, strategies and plans at Figure 1 on page 10, so there is no need to separately reference the Community Plan and the Health and Wellbeing Plan in Clause 21.03.

Clause 21.03 also refers to the Frankston Metropolitan Activity Centre Structure Plan. This was adopted in 2015 and still remains valid. Accordingly, the reference to the FMAC Structure Plan should be retained in the Frankston Planning Scheme as part of the city's overall vision.

*Recommendation: To update the reference to the Council Plan and retain the reference to the FMAC Structure Plan 2015 in Clause 21.03 (or its equivalent in the reformatted Planning Policy Framework) of the Frankston Planning Scheme.*

#### 2.1.2 Update Clause 22.04 – Non Residential Uses in Residential Zones Policy to reflect the introduction of the new Residential Zones by the State Government

At the time of the previous PSR process, Council was seeking to introduce new residential zones to the Frankston Planning Scheme via Amendment C95. The State Government had created a suite of reformed residential zones and Councils were required to apply these new zones to their local areas

before June 30, 2014. As a consequence, PSR 2014 recommended that the local planning policy at Clause 22.04 – Non Residential Uses in Residential Zones Policy be updated. It argued that while the policy continued to be relevant in the context of the existing residential zones, the introduction of the new residential zones will necessitate that a review of the policy be undertaken and that such review should be undertaken as soon as possible after the new zones are introduced into the Frankston Planning Scheme.

Am C95 was ultimately unsuccessful – it lapsed on 31 December 2015. As Council had not introduced the new zones by the due date, the State Government rezoned most of the residential area of Frankston City to the new General Residential Zone on 1<sup>st</sup> July 2014. Accordingly, at the very least, Clause 22.04 requires updating to ensure that it is consistent with the provisions of the General Residential Zone.

Council has prepared a replacement for Am C95 which is now based on the findings of the Frankston Housing Strategy 2018. Am C120 (*which is currently with the Minister for Planning seeking his authorisation to exhibit*) proposes to introduce the Neighbourhood Residential Zone, the Residential Growth Zone and the Mixed Use Zone to further differentiate residential areas identified for minimal change, incremental change and major change.

*Recommendation: To review the Non Residential Uses in Residential Zones Policy to ensure consistency with the provisions of the General Residential Zone which currently apply in the Frankston Planning Scheme, and the provisions of the Neighbourhood Residential Zone and the Residential Growth Zone, which are expected to be introduced into the Frankston Planning Scheme by proposed amendment Am C120.*

#### 2.1.3 Status of Council's Multi Dwelling Visitor Car Parking Policy Guidelines

The previous review noted that the Multi-Dwelling Visitor Car Parking Guidelines (the Guidelines) document has not been incorporated into the Frankston Planning Scheme. Consequently, visitor parking in line with the Guidelines has never been supported by VCAT. However, it was noted that the percentage of applications considered by VCAT is very low, thereby reflecting most applicants' compliance with the guideline. The previous review recommended that: "*As congestion in residential streets is a concern of residents, it is considered appropriate for Council to continue to implement this guideline.*" (Crack, 2014, page 16).

Council has continued to experience VCAT's rejection of the application of the visitor car parking guidelines since 2014 as VCAT contends that the guidelines have no legal weight. The Guidelines provide a formula for the calculation of visitor parking requirements based on the local context, including local street width and the presence or absence of on-street parking in the local area. This method departs from the more generalised car parking ratios that apply elsewhere in Victoria, in that it takes into account the specific local context in assessing the impact on supply. Council's view is that the standard visitor parking provisions of Clause 52.06 have no regard for a particular local context and clearly do not work for all locations.

In order to strengthen the standing of the Guidelines, Council prepared Amendment C114 and in August 2016 submitted this to the Minister for Planning for approval to exhibit as an amendment to the Frankston Planning Scheme. Am C114 was designed to convert the Multi-Dwelling Visitor Car Parking Guidelines originally adopted in 2009 into a Car Parking Overlay for incorporation into the Frankston Planning Scheme. This Parking Overlay proposes amended visitor parking rates that more closely address the Frankston City residential context. The Overlay also states that where the required parking is not able to be provided on site a 'Cash in Lieu' contribution may be accepted by Council.



In February 2017, Council was advised that the Minister for Planning did not authorise the preparation and exhibition of Am C114. The main grounds for this decision were cited as the parking overlay should only be used to decrease the standard number of parking spaces, justification in the form of a detailed study had not been provided and it would be contrary to planning policy to encourage car use rather than more sustainable forms of transport.

Despite this setback, Council has continued to apply the Guidelines to the assessment of new development approvals. In 2016, VCAT awarded costs against Council in an appeal (*Poliansky vs Frankston*) where Council had applied a condition for the provision of visitor parking in line with the Guidelines. This prompted a further consideration of Council's options with regard to the Guidelines.

In September 2018 Councillors opted to continue with the use of the Guidelines but not to escalate planning applications that do not comply with the Guidelines to a Council meeting for decision.

While regular monthly reporting shows that most multi-unit residential applications do comply with the Multi Dwelling Visitor Car Parking Policy Guidelines, officers are careful to refrain from using the Guidelines as a ground for refusal of the development proposal, to ensure there is no risk of the application being referred to VCAT for decision on this issue.

It is considered unlikely that Council will be able to convince the Minister for Planning that the existing Guidelines should be introduced into the planning scheme, given the emphatic nature of the previous rejection to allow the exhibition of Am C114. The work required to establish the strategic justification as required by the Minister would be onerous and expensive. Accordingly, no further attempt to transform the Guidelines into a planning scheme amendment is recommended here.



#### 2.1.4 Implementation of the Karingal Major Centre Structure Plan

Karingal is the second ranked activity centre in the Frankston City area, identified in Plan Melbourne as a Major Activity Centre. The Karingal Structure Plan was adopted by Council in April 2013 and includes a number of actions to enhance development activity within the structure plan area.

The previous review recommended that the key directions of the Karingal Structure Plan need to be reflected in the MSS. This was to be undertaken as part of a planning scheme amendment to implement the Structure Plan into the planning scheme through the rezoning of land and application of a Design and Development Overlay (DDO). There was also an intent to produce a set of Urban Design Guidelines to assist with the assessment of new development. The Karingal Activity Centre is expected to experience considerable growth in commercial floor space and activity in response to continuing population growth in its catchment area.

The actual commercial centre is largely comprised of a standalone shopping mall, an associated cinema complex and a number of large format retail properties. Implementation of the Karingal Structure plan was postponed a number of times pending the sale of the Karingal Hub Mall and to allow for proposed master planning of the shopping centre by the new owners. On 22<sup>nd</sup> October 2018, Council approved a major expansion of the Karingal Hub Shopping Centre site, with the following configuration and attributes: The proposed redevelopment will link the existing retail and entertainment centres, relocate the bus interchange, provide a wider range of community and commercial services, create a centrally located 'Town Centre' and community hub, improve car parking facilities, pedestrian way-finding and connectivity throughout the activity centre. More specifically, the redevelopment will provide for an additional 13,531sqm retail floor space, a large 'Town Centre' with an area of 2,500sqm, a community space with an area of 200sqm, a restaurant and an additional 762 car spaces.

The existing residential land surrounding the shopping centre and included within the Karingal Structure Plan was also considered in the recommendations of the Frankston Housing Strategy 2018, with actions to include some of this land into the Residential Growth Zone and the Mixed Use zone, to meet the need for increased dwellings and housing diversity in the structure plan area. It is desirable that a DDO be applied to part of the Karingal Structure Plan area setting out urban design provisions for new development in the Structure Plan area.

*Recommendation: To prepare and exhibit a new DDO for the Karingal Structure Plan area to ensure new development is of a high urban design standard and allows for the provision of a wide range of land uses, activities and services within the centre.*





#### 2.1.5 Industry objectives

The Frankston Industrial Strategy 2009 is a reference document in the planning scheme. It applies to Frankston as a whole and specifically to its industrial areas. The purpose of the strategy is to develop and reinforce Frankston's role as a major industrial focal point in south-eastern Melbourne by attracting clean and sustainable businesses that provide a stable and long-term employment base for the local economy.

Further work undertaken by Council has identified that Frankston is experiencing a shortage of land supply (Frankston City Economic Development Strategy, 2016-2022). Council has recently commenced a study to address the lack of new industrial land and to consider the possible redevelopment of existing industrial land within the city. As the population of Frankston continues to grow, the existing and future industrial land supply will be required to deliver new employment to meet future needs. The recent draft Green Wedge Management Plan has identified an investigation area in Carrum Downs, north of Wedge Road that may be suitable for rezoning to employment use, including the provision on new industrial development at this location, subject to further strategic analysis.

Once completed the new Frankston Industrial Strategy 2019 should replace the 2009 strategy as the relevant referenced document in the planning scheme.

*Recommendation: To include the updated version of the Frankston Industrial Strategy, once adopted by Council, as a reference document and where strategically appropriate, to increase the supply of industrial land within the city via a rezoning amendment.*



#### 2.1.6 Frankston Nature Conservation Reserve

Council is currently preparing a Green Wedge Management Plan (GWMP) which has involved a preliminary extensive consultation process. The draft GWMP was prepared by an external team of consultants who have quoted part of Clause 21.01 – Introduction. During the process of approving the draft GWMP for public exhibition it was noted that this Clause erroneously refers to the Frankston Nature Conservation Reserve as the Frankston Natural Features Reserve. The reserve has officially been known by this name for some time; however, previous planning scheme amendments have not identify this issue. Thus, this review will amend Clause 21.01 to correctly name the Frankston Nature Conservation Reserve.

*Recommendation: To update the naming of the Frankston Nature Conservation Reserve in Clause 21.01 – Introduction of the planning scheme.*

#### 2.1.7 Extractive Industry

Clause 21.09 – Natural Resource Management, among other matters, sets out the key issues and a series of objectives and strategies in relation to extractive industry and rural industry, including the need to maintain appropriate buffers to sensitive uses.

The provisions of this clause remain relevant, noting that extractive industry operations continue within Frankston City and are likely to do so for the foreseeable future. The Clause refers to the preparation of a Green Wedge Management Plan as a necessary measure to properly manage extractive and rural industry. Council has recently prepared a draft GWMP which is currently going through the process of exhibition and adoption. This GWMP has included a review of the current status of all extractive and land fill activities with the Green Wedge area of Frankston. The final GWMP should be used to amend the provisions of Clause 21.09 and to update the associated Resource Management Map that is included within this Clause.

*Recommendation: To include the Frankston Green Wedge Management Plan, once adopted by Council, as a reference document and to update the text and map of Clause 21.09 consistent with the GWMP. Where strategically appropriate, to prepare a planning scheme amendment to implement the actions of the GWMP, once adopted.*



#### 2.1.8 Clause 22 - Local Planning Policies

A number of local policies located in Clause 22 of the Frankston Planning Scheme provide land use directions that have a clear economic development focus. A number of these policies are overdue for detailed review and in some cases require removal from the planning scheme.

A list of these local policies is provided below:

22	<a href="#">Local Planning Policies (PDF 9.1 KB)</a>
22.01	<a href="#">[No Content] (PDF 9.0 KB)</a>
22.02	<a href="#">[No Content] (PDF 9.1 KB)</a>
22.03	<a href="#">Nepean Highway Boulevard - Mile Bridge to Beach Street Policy (PDF 23.0 KB)</a>
22.04	<a href="#">Non Residential Uses in Residential Zones Policy (PDF 23.3 KB)</a>
22.05	<a href="#">[No Content] (PDF 9.1 KB)</a>
22.06	<a href="#">Protection of Potential Future Landfill Sites Policy (PDF 25.7 KB)</a>
22.07	<a href="#">Streetscapes Policy (PDF 23.5 KB)</a>
22.08	<a href="#">Neighbourhood Character Policy (PDF 515.6 KB)</a>
22.09	<a href="#">Outdoor Advertising Signage Policy (PDF 29.8 KB)</a>
22.10	<a href="#">Gaming (PDF 36.5 KB)</a>

Clause 22.03 relates to the Nepean Highway Boulevard between Mile Bridge and Beach St which is entirely included within the FMAC Structure Plan area. The purposes of this policy statement are to encourage uses that are appropriate to and enhance this major entry to the FMAC and to encourage development and landscaping of a high visual standard along this route. Council has recently adopted Amendments C123 and C124 to implement the FMAC Structure Plan and both amendments are with the Minister for final approval and gazettal. The provisions of Am C123 and C124 will fully replace the provisions of Clause 22.03 so this can now be deleted. Clause 22.03 does reference the FMAC Structure Plan and this reference should be retained at an appropriate location in the Local Planning Policy framework.

Clause 22.04 applies to non-residential uses in residential zones. The identified uses are medical centres, child care centres, display homes, restaurants, home based businesses, tourist and visitor accommodation and similar uses. The policy seeks to ensure these uses are able to be easily accessed and that the scale, appearance and amenity impacts of these uses are consistent with the nature of nearby residential uses. Specifically, these uses should be located on primary or secondary arterial roads, should preferably cluster with other services and have a built form that complements the prevailing domestic architectural character of the local area. There is no doubt that the new residential zones that apply to Frankston will continue to allow for a wide range of non-residential uses, as these can provide useful and appropriate services to local residents. The design and amenity objectives here remain relevant. This clause should be retained and updated by specifically listing all the common non-residential uses expected in the Low Density Residential, Neighbourhood Residential, General Residential and Residential Growth Zones.

Clause 22.06 identifies 7 different sites used for extractive industry in Langwarrin and Skye. These have been listed as potential future land fill sites. Land filling with solid waste is a means of rehabilitating quarry sites by filling large holes and reinstating the landscape to relatively natural surface levels. Rehabilitated land fill sites are usually used for public open space. Suitable land fill sites close to the metropolitan area are a relatively scarce and valuable resource. This clause should be retained; however, the list of sites included here should be reviewed. The draft GWMP addresses some of these sites as they are located within the green wedge area. Should the sites no longer be required for future land-fill they should be removed from the list. The Metropolitan Melbourne Waste & Resource Recovery Strategic Plan and any updates to this by the State Government should provide further guidance.

Clause 22.07 provides a Streetscapes Policy to improve the public environment and biodiversity throughout the city. This policy statement is still relevant however it needs to be updated with specific reference to the Frankston Metropolitan Activity Centre Streetscape Palette 2016 and the Frankston Gateways Guiding Document as adopted by Council in 2016. The draft GWMP includes a map of the key gateways to the Green Wedge. The Frankston Urban Forest Strategy and associated Action Plan are also relevant with regard to street trees. The text of Clause 22.07 needs to be updated to reflect the strategic priorities of the current Council Plan.

Clause 22.08 contains the Neighbourhood Character Policy and is well overdue for a major review. The Panel Report for C95 identified that the Neighbourhood Character guidelines were lacking in relevance as significant changes in housing had occurred since the original Neighbourhood Character Study was undertaken in 2002. An analysis of VCAT decisions since the adoption of the Neighbourhood Character Policy in 2007 (implemented by Amendment C24 in January 2009) shows that of a total of 518 appeals, some 43% involved a consideration of Neighbourhood Character grounds. Of these, some 60% resulted in Council's decision being set aside and a further 10% resulted in Council's decision being varied. Only 30% resulted in Council's decision being affirmed. *(This analysis was reported to a Council briefing in October 2018).*

VCAT member criticisms of the Neighbourhood Character policy include its repetitive nature and duplication of provisions; that it is increasingly out of date with the existing built context, and that there is often confusion between existing character and desired future character statements in many precincts. The policy implements the findings of the Frankston City Neighbourhood Character Study 2002, which identified key existing characteristics and the preferred future character of the City's residential areas. There are 49 neighbourhood character precincts identified, each having its own character statement. A comprehensive review is now required so this can be streamlined into fewer precincts to reduce confusion and make the Policy easier to use. The suite of documents that will be required comprises a new Neighbourhood Character Study and Precinct Guideline brochures (to become incorporated documents) and a new Neighbourhood Character Policy located here at Clause 22.08. The new Neighbourhood Character Policy will need to closely align with the recently adopted Frankston Housing Strategy 2018 and the new residential zones.

Clause 22.09 refers to the Outdoor Advertising Sign Policy. This was augmented with the inclusion of the Frankston City Council Outdoor Advertising Signage Design Guidelines as a reference document introduced by Am C100. No further change to this policy is warranted.

Clause 22.10 refers to the Gaming Policy that applies to all applications to install or use gaming machines. This is a new policy introduced by Am C100 in October 2017. There have been few applications with gaming machines since then so it is too early to evaluate the effectiveness of this policy. No further change to this policy is required at this stage.

**Recommendations:**

- i. Delete Clause 22.03.
- ii. Retain the FMAC Structure Plan as a referenced document.
- iii. Retain Clause 22.04 with the addition of the following in the identified uses subject to this policy (and subject to the applicable residential zone): car wash; convenience restaurant, convenience shop, food and drink premises, industry, leisure and recreation, market, place of assembly, place of worship; plant nursery; retail premises, service station, take away food premises, warehouse.

- iv. *Retain Clause 22.06 however review the list of potential future land fill sites to confirm whether they should continue to be included here. Reference should be made to the Frankston Green Wedge Management Plan and also the current State and Regional waste management strategies that apply to the Frankston area.*
- v. *Retain Clause 22.07 and update the wording to reflect the current Council Plan strategic priorities and make explicit reference to the Frankston Metropolitan Activity Centre Streetscape Palette 2016, the Frankston Gateways Guiding Document as adopted by Council in 2016, the Frankston Green Wedge Management Plan (GWMP) and the Frankston Urban Forest Strategy and associated Action Plan.*
- vi. *Clause 22.08 Neighbourhood Character Policy is well overdue for a major review. A comprehensive review is now required so it can be streamlined into fewer precincts to reduce confusion and make the Policy easier to use. The suite of documents that will be required comprises a new Neighbourhood Character Study and Precinct Guideline brochures (to become incorporated documents) and a new Neighbourhood Character Policy within the Local Planning Policy framework. The new policy will need to closely align with the recently adopted Frankston Housing Strategy 2018 and its implementation into new residential zones.*
- vii. *Retain Clause 22.09 Outdoor Advertising Signage Policy as is.*
- viii. *Retain Clause 22.10 Gaming Policy as is.*



## 2.2 New initiatives from the adopted Council Plan 2017-2021

The adopted **Council Plan 2017-21** identifies Frankston as the 'Lifestyle Capital of Victoria'. The Council Plan sets out 14 strategic priorities to achieve this vision. Almost all will involve influencing future development and so will have some interaction with the planning scheme and the development approvals system. The following table sets out the planning scheme implications for each of these strategic priorities.

**Table 1 Council Plan Strategic Priorities**

Council Plan Strategic Priority	PSR Comment	Recommended Planning Scheme change (if any)
Catalyst Development – Government and Commercial Offices	This refers to major new development initiatives to occur within the FMAC. Council has recently completed a trio of amendments (C123, C124 and C111) to rezone land within the FMAC, introduce height controls and streamline and reduce planning requirements for new development, including car parking. They also introduce built form guidelines for the FMAC to ensure that excellent urban design outcomes are achieved. The new catalyst development will require planning approval, however these recent changes are aimed at facilitating major developments as envisaged by this Strategic Priority.	No further planning scheme changes are required to facilitate catalyst development projects within the existing FMAC area.  Should a catalyst development project be proposed outside the FMAC area, this may require a rezoning or adjustment of the existing planning provisions for the proposed location.
Regional Sporting Facilities	Council has an ambitious capital works program for new sporting facilities across the city including regional sporting facilities. The Frankston Open Space Strategy (adopted in 2016) sets out the future plans for recreation and sporting facilities to meet community need. Most of this new development will take place on public land, zoned for public recreation.	Ensure that publically owned land that is intended for development for regional sporting facilities is included within the "Public Park and Recreation Zone". ( <i>Some land that is gifted to Council for recreation purposes still retains its original residential or commercial zoning, which is not ideal for sporting development purposes as it imposes unnecessary regulatory requirements for the proposed new developments.</i> )
Coast Guard and Boat Refuge	This is a major initiative to house the Coast Guard service in a new building on the foreshore and to provide a new breakwater in the vicinity of Oliver's Hill as a boat refuge. The project design is currently under preparation and is subject to an initial public consultation process. The location of the new Coast Guard building and breakwater largely co-incides with the Special Use Zone Schedule 3, that was designed to facilitate the much larger Frankston Boat Harbour Project (which effectively lapsed on 1 November 2017). This has the potential to frustrate and confuse the current initiative, which will need to undergo a planning application process on its own merits.	Initiate a rezoning of the area currently included within the SUZ3 zone to the Public Conservation and Resource Zone. This action will completely remove the SUZ3 and its associated incorporated documents from the Frankston Planning Scheme.

Council Plan Strategic Priority	PSR Comment	Recommended Planning Scheme change (if any)
	It would be useful to consider replacing the now redundant SUZ3 zone with the Public Conservation and Resource Zone which applies to the majority of coastal areas within the Frankston Planning Scheme area.	
Green Wedge	<p>One third of the Frankston municipality is located outside the Urban Growth Boundary as introduced by Plan Melbourne. This large area is therefore considered to be part of the Green Wedge lands of metropolitan Melbourne and has enormous value for social, environmental and economic purposes, consistent with a non-urban development character.</p> <p>Council is mid-way through an extensive project to prepare a <b>Green Wedge Management Plan</b> (GWMP) that will apply new controls to this land area.</p> <p>Once the GWMP is adopted by Council (expected to be in mid- 2019), it is anticipated that a planning scheme amendment will be required to adjust existing zones and planning provisions and to facilitate the implementation of the GWMP.</p>	It is anticipated that a planning scheme amendment will be required to implement the GWMP once adopted by Council. However, this is best managed as a stand-alone amendment package rather than be included as part of the PSR recommendations.
Protect and Enhance the Natural Environment.	Council has a series of current actions from the Environment Strategy (2015) and more recent initiatives to improve environmental outcomes for the city. These relate to vegetation and habitat conservation measures as well as ESD measures that address water quality, waste management and resource efficiency objectives. Many of these have actions that require implementation through planning scheme changes. These require new updates to existing controls such as tree and vegetation protection, as well as mandating higher ESD standards for new development.	Relevant actions from Council's <b>Greening our Future – Frankston's Environment Strategy</b> , and the forthcoming <b>Urban Forest Action Plan</b> , should be considered for inclusion in a PSR amendment.
Residential Development in the FMAC	This priority seeks to facilitate substantial new residential development in the FMAC area. A target of 1,000 new dwellings for the FMAC is noted elsewhere in the Council Plan document. This is supported by the recently adopted <b>Frankston Housing Strategy 2018</b> . The new FMAC amendments (C123, C124, and C111) will all assist in making planning applications for new residential development in the FMAC easier.	No further planning scheme changes are proposed as part of this review.
Social Change	<p>Achieving positive social enhancements for the City's residents is the focus of this strategic priority. It will be addressed through a wide range of initiatives however the majority of these will only indirectly involve the operation of the Frankston Planning Scheme.</p> <p>Some planning measures that impact on social outcomes such as the <b>Gaming Machine Policy</b> were introduced as part of the previous PSR process.</p>	No further planning scheme changes are proposed as part of this review.



Council Plan Strategic Priority	PSR Comment	Recommended Planning Scheme change (if any)
	Council, in partnership with a number of other South East Melbourne Metropolitan Councils, is currently progressing the Packaged Liquor amendment (GC88) to better manage the proliferation of alcohol sales premises in suburban locations. The amendment was lodged with the Minister in 2018 and it is expected to go on exhibition in the first half of 2019.	
Business and Jobs	<p>This strategic priority seeks to increase investment and the number of jobs within the Frankston City Council area. The Frankston Planning Scheme is considered a key enabler for this purpose. Recent implementation of amendments affecting the FMAC are intended to streamline planning controls and to better support desirable new business and development initiatives. The <b>Green Wedge Management Plan</b> is also expected to better guide development and investment into the non-urban parts of Frankston.</p> <p>Improved efforts in monitoring and reporting on land use and development activity within the city will assist with identifying future planning changes to the Frankston Planning Scheme. Enhancements to the processing of planning applications are being progressively implemented and may also lead to further adjustments to planning scheme provisions.</p>	No further planning scheme changes are proposed as part of this review.
Service Rich	An increase in the availability of services to the Frankston community is promoted by this strategic priority. While infrastructure roll out is part of this activity, it is only incidentally affected by the Frankston Planning Scheme provisions.	No further planning scheme changes are proposed as part of this review.
Health and Education	<p>The FMAC contains an important focus for health and education activity in its eastern precincts. Am C124, currently with the Minister for Planning for final approval seeks to facilitate the expansion of health and education related developments throughout this area.</p> <p>A particular need that has been identified previously is to develop a local student accommodation policy to help streamline approvals for this type of development.</p> <p>More generally across the city, the Frankston Planning Scheme makes provision for managing new investments in health and education infrastructure through its zone and overlay controls.</p>	Consider including a new student accommodation policy in the Frankston Planning Scheme.
Events, Arts and Culture Destination.	<p>The FMAC includes specific objectives for arts and cultural activities in the planning provisions for its central precincts.</p> <p>There is an issue about the status of events in the planning scheme for most zones: when is a</p>	Consider including a local 'temporary use policy' in the Frankston Planning Scheme to clarify when events and temporary

Council Plan Strategic Priority	PSR Comment	Recommended Planning Scheme change (if any)
	planning permit required? One-off single day events clearly should not trigger a planning approval. However, regular events in the same location may require planning approval, but this is not very clear as to how often the recurrence needs to be to trigger the permit requirement. A temporary use policy could be developed to cover this sort of activity and provide more certainty to residents and property owners as to what is allowed.	uses can take place without requiring a planning permit.
Five Star Hotels	Premium tourist accommodation has been identified as a gap in Frankston's tourism related infrastructure. The recent FMAC changes will help to streamline approvals for new major developments such as hotels in that part of the city. The GWMP currently under preparation also has the potential to help facilitate new hotel and resort development in the rural or non-urban parts of the city.	No further planning scheme changes are proposed as part of this review.
Baxter Rail Electrification	<p>Extension of the Frankston suburban rail infrastructure to Baxter in the neighbouring municipality of Mornington Shire will have multiple benefits for residents of both Council areas. This is a major infrastructure investment currently being planned by the state and federal governments.</p> <p>The existing rail line reservation should be able to accommodate the planned upgrade of facilities. Should new zoning be required, this can be introduced as the rail extensions and electrification project progresses. However, the opportunities for new stations may also create a need to review planning provisions to facilitate complementary development that would be attracted by the access to new public transport services.</p>	No further planning scheme changes are proposed as part of this review.
Revitalised City – FMAC investment	This strategic priority is complementary to the other priorities for new catalyst development, residential development, health and education, events, arts and culture and new Five Star Hotels. As noted earlier, Council has recently completed a trio of amendments (C123, C124 and C111) to rezone land within the FMAC, introduce height controls and streamline and reduce planning requirements for new development, including car parking. These amendments also introduce built form guidelines for the FMAC to ensure that excellent urban design outcomes are achieved.	No further planning scheme changes are proposed as part of this review.

Relevant actions from the Frankston City Council Plan are listed below, with an indication of any subsequent planning scheme changes that may be required to facilitate these:

**Table2 Implementation of Relevant Council Plan Actions**

Action No.	Description	Recommended Planning Scheme change (if any)
1.1.2	Develop a Coast Guard Facility and Boat Refuge.	No further planning scheme changes are proposed as part of this review.
1.1.3	Work with the Victorian Government to develop a business case for a catalyst development as a further stage of the Frankston precinct development.	No further planning scheme changes are proposed as part of this review.
1.1.4	Redevelop the existing Frankston Arts Centre and Civic Centre Precinct.	No further planning scheme changes are proposed as part of this review.
1.1.5	Undertake a feasibility study to relocate Council's Operations Centre and allow for an exemplar urban renewal project.	Implementation of the adopted Frankston Housing Strategy includes a recommendation to rezone the existing site of Council's operations centre for mixed use and higher density residential development. No further planning scheme changes are proposed as part of this review.
1.2.1	Attract investment for new industry.	No further planning scheme changes are proposed as part of this review.
1.2.1	Attract high density residential apartments, commercial, office and accommodation.	Implementation of the adopted Frankston Housing Strategy 2018 includes rezoning for identified high growth areas that will contain denser residential development. No further planning scheme changes are proposed as part of this review.
1.2.3	Ensure built form displays architectural excellence and embodies creative urban design.	Am C123 and C124 have included a suite of new urban design guidelines to be referenced in the Frankston Planning Scheme These are – <i>The FMAC Illustrative Guidelines – Neighbourhood Character &amp; Urban Design Outcomes for Precincts 1A and 1B (2017) Planning Scheme;</i>  <i>The FMAC Built Form Design Guidelines Precincts 4 and 7;</i> <i>The FMAC Built Form Design Guidelines Precincts 8 and 9</i> No further planning scheme changes are proposed as part of this review.
1.2.4	Improve public car parking options.	Am C111 that was gazetted on 22 November 2018 introduces a Car Parking Overlay and a cash-in-lieu of car parking scheme for the FMAC area. This has been a significant change for parking policy in the city. No further planning scheme changes are proposed as part of this review
1.2.5	Develop a long-term car parking solution for the Peninsula Aquatic Recreation Centre (PARC).	The FMAC Parking Precinct Plan adopted by Council in August 2017 (and included in the Frankston Planning Scheme as an incorporated document by Am C111 on 22 November 2018) identifies future potential multi-storey car parking facilities at a number of locations adjacent to the existing PARC facility.

Action No.	Description	Recommended Planning Scheme change (if any)
1.3.1	Protect the natural and coastal environment while maximising the use and enjoyment of the foreshore.	Council adopted its Coastal Management Plan in May 2016.  As noted earlier, the SUZ3 zone that applies to the Olivers Hill coastal area is now out of date and should be replaced with an appropriate existing zone. The Public Conservation and Resource Zone currently applies to most of Frankston's public land on the coast, so it would be the logical replacement for the SUZ3 Zone.
1.3.2	Reduce Council's energy use and greenhouse gas emissions and progress towards carbon neutrality.	Council has joined CASBE (January 2019), with a view to participating in a group amendment with other Councils to introduce ESD standards for new development. This will include measures to ensure that reduction in emissions is supported by the design and materials used in new development.
1.3.3	Establish the Frankston Regional Recycling and Recovery Centre (FRRRC) as the south east's regional solution for resource recovery.	The FRRRC has been in operation since October 2015. It is located in Harold St, Skye, part of the Green Wedge area. The GWMP, currently in preparation will examine measures to ensure that compatible activities can be accommodated in the FRRRC vicinity. No further planning scheme changes are proposed as part of this review
1.3.4	Protect the values of the Green Wedge and implement a Management Plan.	It is anticipated that a planning scheme amendment will be required to implement the GWMP once adopted by Council. However, this is best managed as a stand-alone amendment package rather than be included as part of the PSR recommendations.
2.1.3	Attract industry and employment in the health and education sectors.	No further planning scheme changes are proposed as part of this review
2.1.5	Advocate for the development of five star hotel accommodation.	No further planning scheme changes are proposed as part of this review
2.2.4	Develop an education and library hub in Langwarrin	No further planning scheme changes are proposed as part of this review
2.3.2	Facilitate the delivery of a health services hub in the health precinct.	No further planning scheme changes are proposed as part of this review

## 2.3 Relevant recommendations from the current Health and Wellbeing Plan.

The Frankston City Municipal Health and Wellbeing Plan (MHWP) 2017-2021 was adopted by Council in October 2017. The plan notes that local government plays an important role in improving health and wellbeing through the planning and design of liveable neighbourhoods to create environments that foster inclusive and sustainable communities and promote physical and psychological wellbeing.

Council's planning framework as set out on page 10 of the MHWP describes how the Community Building Outcomes and the Health and Wellbeing Priorities of the MHWP feed directly into the Frankston Planning Scheme Municipal Strategic Statement (MSS) and its land use and development objectives and strategies.

Plan Melbourne cites an action to introduce a Ministerial Direction under the Planning and Environment Act 1987 to ensure that municipal health and well-being plans are used to inform and shape municipal strategic statements. Accordingly, as part of this PSR, Council seeks to address the priority areas of the MHWP to the extent that these either influence strategic land use planning or can be influenced by planning outcomes.

Relevant actions and recommendations from the MHWP are discussed in the table below.

**Table 3 Relevant Actions from the Municipal Health and Well-being Plan**

Action No.	Description	Recommended Planning Scheme change (if any)
1.1	<p><b>Healthy and active lives</b> to be supported through environments that enable (inter alia):</p> <ul style="list-style-type: none"> <li>➤ Equitable access to a range of accessible and high quality recreation and leisure infrastructure that encourage healthy lifestyles and participation, especially by under-represented groups</li> <li>➤ Active local trips</li> </ul>	<p>The MSS currently includes objectives for enhancing recreation and leisure through an improved open space network. It also sets out objectives for the promotion of active transport options. No further planning scheme changes are proposed as part of this review.</p>
3.1	<p><b>Diverse and affordable housing and safe behaviours</b> This is for people in Frankston City to have housing and be safe at every stage of life through environments that enable (inter alia):</p> <ul style="list-style-type: none"> <li>➤ Equitable access to affordable, suitable and secure housing</li> <li>➤ Homeless people to be well supported by accessible and inclusive primary care and support services</li> <li>➤ alcohol and drug misuse, gambling, violence and crime</li> </ul>	<p>Council's Housing Strategy adopted in 2018 contains a suite of actions to provide for greater housing diversity in the city, including planning scheme changes.</p>
	<p>Action: Advocate to State Government to strengthen the alignment of the Victorian Planning Provisions and <i>Planning and Environment Act 1987</i> with the <i>Health and Wellbeing Act 2008</i> to both improve the coordination of land-use and health planning and empower local government to better plan for health and wellbeing through strategies like:</p> <ul style="list-style-type: none"> <li>○ Inclusionary zoning to leverage affordable housing from new residential developments;</li> </ul>	<p>A trial of inclusionary zoning is one of the recommendations of the Frankston Housing Strategy adopted by Council in 2018.</p> <p>As noted earlier, Council is also participating in a joint amendment with neighbouring Councils to further limit the proliferation of packaged liquor outlets in suburban locations to help reduce</p>

Action No.	Description	Recommended Planning Scheme change (if any)
	<ul style="list-style-type: none"> <li>○ Improved controls on environmental factors contributing to alcohol and other drug related harms; and</li> <li>○ Improved consideration of cumulative, social and economic impacts of licensed premises (liquor and gaming) on the community's health and wellbeing.</li> </ul> <p>Deliver the Victorian Government funded Social Housing Investment Planning (SHIP) project to explore the feasibility of inclusionary zoning in new residential developments to encourage an increase in affordable and social housing within the municipality.</p> <p>Participate in Phase 2 of the South East Melbourne Councils consortia working group to investigate the links between packaged liquor outlets and alcohol related harms in order to undertake changes to the Victorian Planning Provisions to assist local government to reduce violence in the home, in licenced venues and in public places</p> <p>Review Council's approach to making amenity based objections on liquor licence applications to ensure there is a clear and transparent approach to the provision and consumption of alcohol within Council-owned community infrastructure</p>	<p>the incidence of alcohol consumption and misuse.</p> <p>No further planning scheme changes are proposed as part of this review</p>
5.1	<p><b>Sustainable use of resources</b></p> <p>For people in Frankston City to use resources sustainably at every stage of life through environments that enable (<i>inter alia</i>):</p> <ul style="list-style-type: none"> <li>➤ Equitable access to affordable energy efficient housing that promotes healthy living conditions</li> <li>➤ Equitable access to the means to improve the energy performance of homes</li> <li>➤ A culture of efficiency with access to the means to live more sustainably</li> <li>➤ Resilience to climate change</li> </ul>	<p>Council officers are currently working with Melbourne Water to review and update the flood mapping that informs the overlays in the Frankston Planning Scheme that address areas subject to inundation. The new mapping will include areas considered to be subject to sea-level rise consistent with the Victorian Government standards.</p> <p>The revised overlay mapping should be included in the next available amendment to the Frankston Planning Scheme.</p> <p>As noted earlier, Council is committed to introduce an ESD amendment that will require the application of an ESD assessment tool to new development subject to the Frankston Planning Scheme.</p>



## 2.4 Relevant actions from new planning policies and strategies adopted by Council.

Since 2014, Council has adopted a number of major policies, strategies and plans that have implications for land use and development in Frankston City. In many cases these are revisions or updates of existing policy documents. However, there are a suite of new strategies and plans that are directly relevant to the purposes of this review of the Frankston Planning Scheme. These are identified below and the relevant implementation measures and actions arising from these are described later in this section.

A listing of Council's current policies, plans and strategies can be found at [https://www.frankston.vic.gov.au/Your\\_Council/About\\_Us/Policies\\_Plans\\_and\\_Strategies](https://www.frankston.vic.gov.au/Your_Council/About_Us/Policies_Plans_and_Strategies)

The most significant policies adopted since the last Planning Scheme Review report are set out in Table 4, below.

**Table 4 Land use and Development related Plans and Policies adopted by Council since 2014**

Date of Adoption	Title
9 February 2015	Greening Our Future – Frankston City's Environment Strategy
25 May 2015	Frankston Metropolitan Activity Centre Structure Plan
16 November 2015	Waste Minimisation and Management Plan
6 June 2016	Coastal Management Plan
27 June 2016	Frankston Open Space Strategy
27 June 2016	Integrated Water Action Plan
8 August 2016 (amended 14 May 2018).	Frankston Metropolitan Activity Centre Parking Precinct Plan
1 May 2017	Urban Forest Policy
19 February 2018	Frankston Biodiversity Policy
4 June 2018	Frankston Housing Strategy
19 January 2019	Towards Zero Emissions Plan

### 2.4.1 Environmentally Sustainable Development policy development and implementation in Frankston City.

The previous PSR report undertaken in 2014 noted that Council had produced a number of policies and guides to support Environmentally Sustainable Development (ESD) and related measures such as Water Sensitive Urban Design (WSUD) objectives for storm water management. These have largely been provided as voluntary rather than mandatory planning provisions and while they continue to be relevant, they are not routinely utilised in the assessment of development proposals. It is now recommended that Council act to introduce mandatory ESD and WSUD requirements for new development in the Frankston Planning Scheme. The most appropriate way of achieving this would be the preparation of a local policy that addresses the key principles of ESD.

A number of Councillor initiated actions have resulted in resolutions for Council to re-join the Council Alliance for a Sustainable Built Environment (CASBE) and to set aside resources for drafting a planning scheme amendment to mandate ESD assessment measures in the Frankston Planning Scheme. In May 2019, both Council and the Municipal Association of Victoria (MAV) signed a Memorandum of Understanding to provide a general framework for cooperation between the parties in the planning, development and delivery of Council's involvement in CASBE for the period 2017 - 2020. Council is



currently working collaboratively with CASBE and other member councils to establish a local Environmentally Sustainable Development Policy in the Frankston Planning Scheme via a group Planning Scheme Amendment.

The proposed ESD policy will be very similar in content to those that have been approved and included in other Victorian planning schemes, variation is typically found in each Policy Basis sub-Clause and in the Application Requirements sub-Clause. Council officers will engage consultants to provide specialist advice to determine the most appropriate triggers for the policy for non-residential developments, accommodation developments and mixed use developments with a residential component to demonstrate best practice environmentally sustainable design outcomes. The timeframe for this group amendment is currently not known; however, there has been a gradual reduction in the time taken to approve each successive ESD policy amendment.

It is noted that many CASBE member Councils now have ESD officers in their Planning Departments to assist with the ESD assessments. This is something that Frankston Council should consider implementing. Ideally Council should provide for qualified officers within the Planning Department to engage with developers early, evaluate ESD reports and specify appropriate ESD conditions on planning permits.

The required next steps are to now review appropriate ESD policy directions for inclusion in the planning scheme. This will include the preparation of a local policy or multiple local policies to address ESD, WSUD and sustainable transport. Council should also amend the Local Planning Policy Framework to include all recently adopted ESD related planning policies as reference documents.

#### *Recommendation*

*That Council progress its ESD planning provisions to require mandatory ESD assessments for new development in the Frankston Planning Scheme (High Priority)*

#### **2.4.2 Greening Our Future.**

Council has brought together all of its environmental initiatives under an integrated framework. This is shown in Figure 2 of the document Greening our Future – Frankston City’s Environment Strategy that was adopted in February 2015. The strategy addresses biodiversity, environmental management and resource efficiency. It acknowledges that existing strategies and plans need to be reviewed and supplemented by new plans. Initiatives such as an Integrated Water Action Plan Coastal Management Plan and the Open Space Strategy have since been adopted, and others such as the Biodiversity Action Plan, the Urban Forest Action Plan and the Green Wedge Management Plan are already in train.

Reviewing the actions and recommendations arising from the Environment Strategy, while most have been completed, there are a number that should be considered for further implementation within the context of enhancing the Frankston Planning Scheme provisions. These include:

*Action 2.2.1 C. Enhance the protection of remnant native vegetation in the Local Planning Policy Framework Scheme undertaking a targeted investigation and preparing a specific amendment.*

*Action 2.2.1 H. Create and protect habitat corridors*

*Action 2.2.1 I. Investigate methods to secure vital linkages i.e. covenants*

*Action 2.2.2 C. Advocate to the State government for the removal of the 10/30/50 rule for urban areas of the Frankston municipality*

*Action 2.2.4 B. Implement the Kananook Creek Corridor Management Plan to meet Council's obligations*

*Action 2.4.3 F. Integrate urban renewal with improvements to an integrated transport network, the preservation of tree canopy cover and the establishment of habitat corridors*

It is recommended that these selected actions be further investigated by Council as part of undertaking the Planning Scheme Review implementation.

### 2.4.3 Integrated Water Action Plan.

Frankston City Council's Integrated Water Action Plan (IWAP) is a ten year plan to facilitate a strategic and practical approach to integrated and sustainable water management. The IWAP (adopted in 2016) sets Council's vision for integrated water management, including targets and actions that reflect local conditions and opportunities. It identifies how water is currently managed within the Frankston municipality and the challenges that need to be addressed to transition to a water sensitive city. In particular, the IWAP focuses on actions that Council can achieve and has control of to improve integrated water management outcomes for the municipality.

The IWAP proposed both physical works and regulatory enhancements to achieve its stated objectives of sustainable water management within the city.

The IWAP includes:

- 12 stormwater infrastructure projects to reduce Council's mains water use, stormwater runoff and associated pollutants entering local waterways
- Two projects to use recycled water to reduce Council's mains water use and increase water security for Council's assets and services
- Six actions for advocating to Melbourne Water to invest in stormwater infrastructure projects to reduce stormwater run-off and pollutants entering local waterways
- 37 actions for improving Council's processes to enable efficient and effective integrated water management
- 10 actions for improving the capacity of Council staff and community members to deliver effective integrated water management.

Most of these actions are yet to be fully implemented. Relevant actions for the Frankston Planning Scheme Review consideration include the following:

*P-Pol-1 Implement Council's Municipal Strategic Statement (MSS) and update overtime to support integrated water management within the municipality.*

*P-Pol-4 Develop enhanced planning controls to require IWM for all development within the municipality - including infill, industrial and commercial development.*

*P-Pol-5 Create standard planning permit drainage conditions that are clear and specific. Ensure conditions are consistent with Council's WSUD Guidelines.*

*P-Pol-6 Investigate a stormwater quality offset scheme (i.e. developer contributions to regional stormwater quality infrastructure in lieu of development scale infrastructure).*

*P-Pol-8 Develop planning permit conditions for managing saline groundwater pumped out of car parking basements.*

*P-Pol-9 Review Council's Flood Management Plan and Drainage Strategies and commence development of new strategies.*

*P-Dev-1 Review Council's WSUD Guidelines to better communicate Council's standards and requirements for external WSUD development projects and to improve developer compliance.*

It is recommended that these selected actions be further investigated by Council as part of undertaking Planning Scheme Review implementation.

#### 2.4.4 Coastal Management Plan.

Adopted in 2016, the Frankston City Coastal Management Plan recognises the significance and importance of the coast for residents of Frankston and surrounding areas. The Plan articulates a vision and the desired outcomes that will be delivered through implementation for the foreshore reserve (Frankston, Seaford and Frankston South foreshores).

As noted elsewhere, new coastal legislation (the Marine and Coastal Act 2018) has been introduced by the State Government and the current Frankston City Coastal Management Plan is due for review and will need to be updated to meet the new regulatory requirements.

Introduction of the Marine and Coastal Act 2018 requires coastal councils and committees of management to prepare Marine and Coastal Management Plans:

- aligned to the principles in the Act;
- while still adhering to the Victorian Coastal Strategy 2014 (in lieu of a Marine and Coastal Policy being finalised); and
- using the existing Guidelines (for Coastal Management Plans).

In the meantime, the following actions remain outstanding and should be considered for implementation as part of the current Planning Scheme Review:

*(Ref. No) 6.1.45 Review of Special Use Zone 3 provisions:*

*Comment: with the expiry in November 2017 of the Frankston Safe Boat Harbour planning provisions facilitated by this zone, Council should consider replacing the zone entirely. In the absence of any new development proposal for the Oliver's Hill area, Council should investigate the re-instatement of the Public Conservation and resource Zone for this same area.*



#### 2.4.5 Frankston Open Space Strategy.

The Open Space Strategy adopted in 2016 provides the strategic vision and framework for open space planning for Frankston. This document provides a strategic framework for decisions and allocations of resources to ensure a complete and legible open space network that delivers health and wellbeing, social, environmental and economic benefits for the community of Frankston. It seeks to provide for a diversity of open space types that are; easily accessible, adequately provisioned, safe, and meet with the expectations of open space users.

Reviewing the actions and recommendations arising from the Frankston Open Space Strategy, these are being progressively implemented by Council. Many are focussed on making improvements to the quality and supply of open space throughout the city. However there are a number of recommendations that relate directly to the Frankston Planning Scheme provisions. Some have been completed, while others are yet to commence. The most directly relevant are:

*High Priority Action 4 Align the MSS with the key recommendations of the Open Space Strategy and reference the Frankston Open Space Strategy.*

*High Priority Action 5 Review the contributions framework and schedule to the clause 52.01 of the Frankston Planning Scheme based on the recommendations of this Open Space Strategy.*

*High Priority Action 7 Review the zoning of public open space to ensure it is consistent with the use of the land.*

*High Priority Action 21 Undertake Planning Control Investigations and reviews in the following areas;*

- Kananook Creek Corridor, between Beach Street and Mile Bridge. Undertake a spatial analysis of the creek corridor, including*

*vegetation, public access requirements, building heights and setbacks.*

- *Edithvale-Seaford Wetlands and surrounding interface. Consider setbacks, requirements to achieve appropriate landscape character and conservation protection.*

*High Priority Action 31 Continue to work towards securing a public open space corridor along the western side of Kananook Creek via the existing Public Acquisition Overlay Control upstream of Armstrongs Road to link public open space along the creek line;*

*Med Priority Action 13 Investigate planning scheme provisions which cover the riparian zone and associated terrestrial vegetation to ensure the impact on environmental values of the Kananook Creek Floodplain and biodiversity corridor are considered in future development applications.*

*Low Priority Action 1 Continue to monitor future development pressure and planning controls along the Boggy Creek Corridor in Langwarrin.*

*Low Priority Action 2 Investigate change of use opportunities for the quarry sites in north-west of Langwarrin to support open space for future population growth, biodiversity and connections along Boggy Creek.*

It is recommended that these selected actions be further investigated by Council as part of undertaking Planning Scheme Review implementation.

#### 2.4.6 Frankston Housing Strategy.

The Frankston Housing Strategy adopted in 2018 sets out a range of initiatives to accommodate the expected increase in population up to 2036 and beyond. It seeks to provide for a range of housing types to meet the needs of the diverse Frankston City households over this planning period. Key objectives are to maintain a steady supply of new housing that is affordable and fit for purpose, while protecting and enhancing the quality of residential amenity and neighbourhood character across Frankston City's different suburbs.

The analysis undertaken for this strategy included an assessment of the performance of the General Residential Zone which was applied to the majority of residential areas within Frankston City in July 2014. The findings are as follows: A total of 1002 dwellings have been approved within the 'General Residential Zone' in the two year period from July 2014 to June 2016, accounting for 86% of all new dwellings approved during this period. In 2014-15, 509 new dwellings were approved in the General Residential Zone. In 2015-16, 493 new dwellings were approved in the General Residential Zone.

It can be seen from these results that the operation of the General Residential Zone has allowed Frankston City to maintain its annual production of new dwellings at consistently high levels. Also the overwhelming majority of new dwellings are located in this zone rather than in other zones. Should this level of activity be sustained as predicted by the FHS, it will meet the forecast housing demand within the period up to 2036.

Recommendations for further statutory planning changes listed as Recommendations A1 through to A4 are currently being implemented by proposed Am C120 which will introduce new residential zones and planning provisions for Frankston City. Action No. B6 recommends a specific study into the



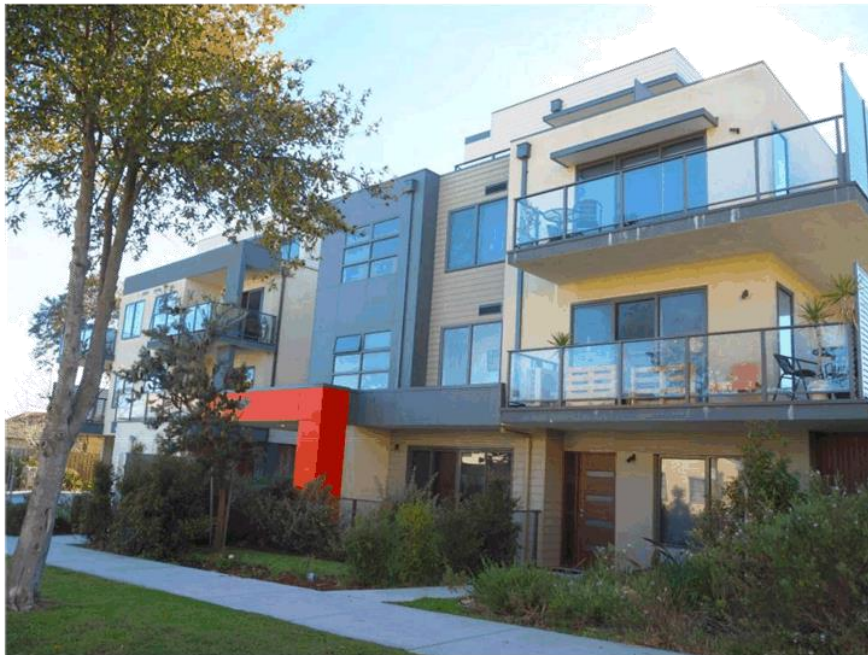
significance and management of the Seaford Wetlands and its residential environs. This has recently been completed and the resulting consultant study report has been publically advertised prior to being formally considered for adoption by Council.

The remaining recommendations that are yet to commence include the following:

- B2. *Consider applying a Development Plan Overlay or detailed policy to larger opportunity sites identified in the Housing Framework Plan, requiring new developments to consider, and if appropriate, include provision of community infrastructure and public open space.*
- B5. *Develop a Funding Strategy for the delivery of servicing and soft infrastructure needed to support future housing growth. This may include recommendations for the application of the Developer Contributions Overlay, and other mechanisms to inform planning permit and amendment negotiations.*
- B6. *Undertake an investigation in consultation with Melbourne Water through a specific study into the significance and management of the Seaford Wetlands and its residential environs, with a view to implement a specific Design and Development Overlay for this location.*
- C6. *Develop a local policy and guidelines that encourage housing typologies and provide design advice relevant to identified areas of change, for example:*
  - *in Substantial Change Areas – address development facilitation, housing diversity, universal design, environmental sustainability, car parking, on and off site amenity impacts and public realm interfaces.*
  - *in Incremental Change Areas – implementation of preferred neighbourhood character statements, site responsiveness, housing diversity, universal design, environmental sustainability, and interfaces with adjoining residential areas.*
  - *in Minimal Change Areas – address preserving heritage and environmental values, enhancing neighbourhood character, internal amenity, and interfaces with adjoining residential lots.*

*These guidelines should contain design principles and case studies of preferred design outcomes for different housing types across the City. The guidelines should be designed for use by Council staff, as well as the development industry and community.*
- C7. *Prepare guidelines for Neighbourhood Activity Centres which:*
  - *Evaluate their alignment with the areas of change identified in this Strategy*
  - *Consider the appropriate dwelling mix*
  - *Identify appropriate public realm initiatives that will support and complement the development of private land;*
  - *Review associated planning policies and controls, as necessary, to reflect the extent of housing growth and change envisaged by the Housing Framework Plan.*

It is recommended that these selected actions be further investigated by Council as part of undertaking Planning Scheme Review implementation.



#### 2.4.7 Frankston Metropolitan Activity Centre Structure Plan.

In 2013, Frankston City Council prepared and consulted on a Structure Plan for the Frankston Metropolitan Activity Centre (FMAC). The Structure Plan outlined the 20 year vision for the renewal and revitalisation of the FMAC and set out how the vision would be achieved. The Metropolitan Planning Authority (MPA) assisted Council officers with the revision, update and implementation of the Structure Plan, which has resulted in:

- The Final Structure Plan, adopted by Council on 25 May 2015;
- An Action Plan which lists the actions required to implement the Structure Plan
- Amendments C123, C124 and C111 to the Frankston Planning Scheme which translate the land use and development directions of the Structure Plan into planning scheme controls.

All three amendments have been adopted by Council and C111 (which introduced a car parking overlay for the FMAC area) has been approved by the Minister for Planning. The other two amendments are awaiting the Minister's final consideration.

The remaining actions directly relevant to this Planning Scheme Review are as follows:

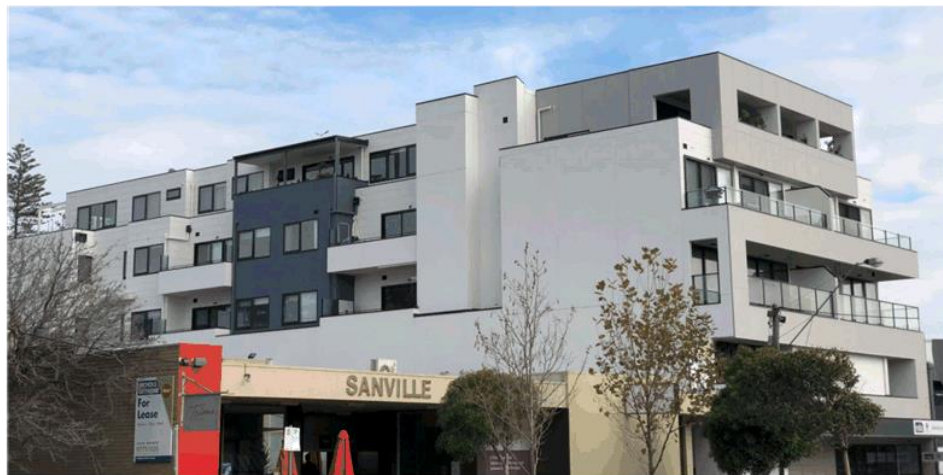
- Action No 1      Complete the planning process for the Frankston Station Precinct in close partnership with FCC, State Government and other stakeholder agencies.*
- Action No 5      Support the electrification of the Baxter rail line and lobby for the investigation of the relocation of Leawarra Rail Station to the west so it is closer to major destinations such as the hospitals and the educational facilities.*



*Action No 7 Facilitate a catalyst project on the existing at-grade car park on the corner of Young and Playne Streets to provide a cafe on the ground floor with housing / office / community uses above. Ensure replacement of car parking as part of the development.*

It is recommended that these selected actions be further investigated by Council as part of undertaking Planning Scheme Review implementation

Council should also consider reviewing the FMAC Structure Plan and Action Plan. To ensure that it remains consistent with the final adopted amendments discussed here and to add any new initiatives that may now be relevant s



## 2.5 Planning related resolutions of Council (including Notices of Motion)

The following resolutions of Council since July 2014 have a range of impacts on the Frankston Planning Scheme and its provisions. These include decisions on advancing planning scheme amendments, adopting planning policies and strategies as well as initiating non-planning scheme process improvements and related actions. (Note that this list does not include individual planning application decisions made by Council).

An overview of these Council resolutions reveals the following major themes and areas of interest for the future planning priorities of Frankston:

- Implementing specific urban design and economic development initiatives for the Frankston Metropolitan Activity Centre and other commercial areas.
- Protecting and enhancing residential amenity and neighbourhood character throughout the City's residential and mixed use areas.
- Ensuring that adequate car parking is provided by all new development.
- Facilitating affordable and social housing to meet community needs.
- Enhancing vegetation management and vegetation protection, as well as requiring detailed landscape plans for new development.
- Addressing particular areas of risk for new development including erosion management (land slip) and stormwater management (including local flooding impacts).
- Introducing better ESD and WSUD measures for new development and making these mandatory.
- Promoting a high standard of urban design throughout the city.
- Protecting and promoting local heritage and knowledge of local history.

The sequence of Council decisions described in Appendix 1 shows that long lead times and persistence of effort is required to deliver significant changes to the Frankston Planning Scheme in line with Council's priorities.

The commentary included in Appendix 1 has identified a number of remaining actions for further investigation and implementation. These actions are listed below in Table 5.

**Table 5 Further Actions that arise from a review of Council's Planning Resolutions 2014-2019**

Council meeting date	Recommended Action	Priority (H,M,L)
7 December 2015 Council meeting	The Coastal Plan 2016 should be included in the Frankston Planning Scheme as an incorporated document	H
16 May 2016 Council meeting	Endorsement of the Melbourne Water Flood Management Strategy - Port Phillip and Westernport: Council will need to initiate a new planning scheme amendment to update the SBO and LSIO overlay maps and to introduce a new schedule and overlay map for land that will be subject to inundation as a result of predicted sea level rise	H
18 July 2016 Council meeting	Downs Estate: Council should further consider the appropriate zoning of this land to reflect its conservation status using for example the Public Conservation and Resource Zone. The same could apply to other Council and Melbourne Water owned land parcels within the Seaford Wetlands area.	M
3 July 2017 Council meeting	NOM 1336 - Green Infrastructure; Council now needs to pursue mandatory ESD provisions into the Frankston Planning Scheme. <i>(These are expected to be introduced as a part of "group of Councils' planning scheme amendment in 2020)</i>	M

Council meeting date	Recommended Action	Priority (H,M,L)
19 September 2016 Council meeting	Oliver's Hill Lot Restructuring Plan Extension of Time Request: Council should consider extending the Erosion Management Overlay to include land in this area as far as the City's southern boundary as far as Kackeraboite Creek. This will ensure consistency of planning controls for the whole Olivers Hill area.	L
19 September 2016 Council meeting	FMAC Streetscape Plan and Urban Forest Policy The Urban Forest Policy was adopted by Council on 1st of May 2017.  The Frankston Metropolitan Activity Centre Streetscapes Palette is used to inform both public and private projects in the FMAC area.  Both documents should be referenced in the Frankston Planning Scheme.	H
20 February 2017 Council meeting	Report on Review of Submissions to the Exhibition of Council's Draft Waste Management Guidelines for new Multi-Unit Developments Since adoption by Council in 2017, these guidelines have been applied to new development and are working well.  The Guidelines should be now included as a reference document in the Frankston Planning scheme	H
22 May 2017 Council meeting	NOM 1317 - Frankston Nature Conservation Reserve Council has consistently supported the conservation values of this reserve. Reference to the FNCR in the current MSS needs to be corrected to recognise its legal status.  Now that the FNCR is under the control of Parks Victoria it is timely to consider its rezoning from PUZ1 - PUBLIC USE ZONE - SERVICE AND UTILITY (which applies to water resources) to a suitable conservation zoning e.g. PCRZ - PUBLIC CONSERVATION AND RESOURCE ZONE	H
22 May 2017 Council meeting	C.4 Review of Kananook Creek Management Arrangements Council should initiate measures with the State Government to come to an agreement for future management arrangements.	H

## 2.6 Local planning scheme amendments currently in progress

Frankston City Council has the following local planning scheme amendments underway:

**Table 6 Current and Proposed Local Amendments**

Amendment Number	Description	Status
C96	Implements the recommendations of the Karingal MAC Structure Plan	On hold pending further revision of the Structure Plan document.
C105	Student Accommodation Policy for the Frankston Health and Education Precinct	Amendment Drafted. Currently on hold pending Council decision to seek Minister's authorisation to exhibit.
C123	Implements the recommendations of the FMAC Structure Plan for new zones and height controls for the central precincts of the Frankston MAC structure plan area. Includes urban design guidelines.	Adopted by Council in 2018. Currently with the Minister for consideration. Due to a relevant VCAT appeal, final approval not expected until July 2019.
C124	Implements the recommendations of the FMAC Structure Plan for new zones and planning controls for the northern and eastern precincts of the FMAC structure plan area. This includes the Health and Education precinct. Two urban design documents are part of the amendment package.	Adopted by Council in 2018. Currently with the Minister for consideration.
C127	City wide amendment. Introduces a public open space contributions policy for new subdivision applications.	Commenced public exhibition in March 2019. Will be going to Panel in mid 2019.
C120	City wide amendment. Implements the Frankston Housing Strategy 2018 with new residential zones and changes to overlays and DDOs.	Submitted to the Minister for Planning for authorisation to commence exhibition.
C121	City wide amendment. Implements the review of the Frankston Neighbourhood Character Policy with a new planning scheme policy, new study document and associated Precinct brochures.	To be submitted to Council in June 2019 for consideration to commence the amendment process.
C122 68/2019/P	Joint amendment and development application for the land at 300 Frankston Dandenong Road.  Pursuant to S.96A of the Planning & Environment Act 1987: Rezone the land from industrial 1 to part commercial 2 (C2Z) and part general residential zone (GRZ) and apply an environmental audit overlay to the residential component. Construction of a supermarket, bottle shop, retail premises, service station and 45 dwellings and associated alteration of access to a road in a road zone.	Lodged with Council. At RFI stage.

Amendment Number	Description	Status
C130	The Seaford Wetlands Residential Environs Study proposed no further changes to the Planning Scheme however recommends rezoning land surrounding the PUZ1 to PPRZ.	The Study on exhibition in May 2019.
C131	City Wide Amendment. Proposes to remove redundant Development Plan Overlays the affect various sites.	Submitted to the Minister for Planning for authorisation to commence exhibition.
C133	City Wide Amendment. Proposed to implement the updated flooding data mapping from Melbourne Water.	On hold until further work has been conducted.
GC88	Group amendment (with six other Councils) to introduce a Planning Scheme Policy to manage the distribution of packaged liquor outlets in order to minimise social harm.	Submitted to the Minister for Planning for authorisation to commence exhibition in May 2018. No response has been made.

## 2.7 Performance of the Planning Scheme and related Statutory Planning services.

The Frankston Planning Scheme is principally implemented through the operation of a planning application assessment and approval process. Frankston is a medium sized Council within the Melbourne metropolitan urban context. It has a high level of development activity and overall could be described as being in the middle cohort of Councils in terms of planning scheme performance.

According to the Victorian State Government's Planning Permit Activity in Victoria monitoring system, the number of planning applications in Frankston has been growing in recent years and the efficiency of processing has been steadily improving. The effectiveness of planning outcomes is harder to measure and requires a more qualitative assessment to be undertaken, relevant to the objectives of this Planning Scheme.

**Figure 1: Frankston Planning Scheme results for 2017-2018 Application Activity**

### Planning scheme information



Location: 40 km south of Melbourne  
Area: 129.52 sq. km  
Population density: 880.26 persons per sq. km  
Major centres: Frankston; Langwarrin; Carrum Downs  
Frankston is the major employment and retail centre for the Peninsula Region. Major institutions include Monash University, Frankston College of TAFE and the Frankston Hospital.

### Application activity

	2017/18	2016/17	% Change
<b>Total applications received</b>	<b>760</b>	<b>788</b>	<b>-4%</b>
New permit application	652 [86%]	690 [88%]	-6%
Amended permit application	108 [14%]	98 [12%]	10%
Combined permit application	0 [0%]	0 [0%]	0%
<b>Total responsible authority outcomes</b>	<b>712</b>	<b>716</b>	<b>-1%</b>
Notices of Decision to issue permit (includes amended permits)	80 [11%]	88 [12%]	-9%
Refusal	53 [7%]	52 [7%]	2%
Withdrawn / Not required / Lapsed	46 [6%]	70 [10%]	-34%
<b>Final outcomes</b>	<b>637</b>	<b>643</b>	<b>-1%</b>
New permit issued	517 [81%]	528 [82%]	-2%
Amended permit issued	88 [14%]	80 [12%]	10%
Combined permit issued	0 [0%]	0 [0%]	0%
No permit issued	32 [5%]	35 [5%]	-9%

Source: Planning Permit Activity in Victoria online at:

<http://pparsreporting.dpcd.vic.gov.au/Reporting/AnnualReport?pscode=fran&date=2017/18#>

Council's planning and environment functions and services are governed by a legal framework. Council's objective is to provide an excellent planning service that meets its statutory obligations and delivers good outcomes for applicants, residents, property and business owners and all those who work, study, visit, shop and recreate within the Frankston City Council area.

Council progressively works to improve the business processes used by its Planning and Environment Department for the assessment of planning applications and all related activities. Wherever possible, Council seeks to use electronic modes for communication and assessment tasks, with a view to improving assessment processing times, increase transparency and promote better understanding and appreciation of planning procedures and desired land use and development outcomes in Frankston City.

**Figure 2: Frankston Planning Scheme results for 2017-2018 Performance**

**Performance figures**

	2017/18		2016/17		% Change	Metro Average		OU Group Average	
Applications with: ⓘ									
Public notice	248	[39%]	292	[45%]	-17.7%	498	[42%]	483	[38%]
Further information	290	[46%]	358	[56%]	-23.4%	649	[54%]	689	[54%]
Referrals	139	[22%]	184	[29%]	-32.4%	207	[17%]	225	[18%]
Submissions	85	[13%]	122	[19%]	-43.5%	175	[15%]	142	[11%]
Financial ⓘ									
Total value of fees for applications received	\$1,111,784		\$827,860		34.3%	\$1,816,920		\$1,129,804	
Average fee per application received	\$1,463		\$1,051		39.2%	\$1,492		\$849	
Total estimated cost of works for permits issued	\$240,635,520		\$216,043,523		11.4%	\$835,169,577		\$472,272,871	
Average cost of works per permit issued	\$397,745		\$355,335		11.9%	\$813,857		\$433,626	
Processing times ⓘ									
Average gross days to Responsible Authority determination	134		123		9.3%	129		118	
Median processing days to Responsible Authority determination	105		97		8.2%	93		87	
Completed within sixty days	33%		52%			57%		61%	
Average gross days to final outcome	143		136		5.1%	142		127	
Median processing days to final outcome	104		102		2.0%	95		86	
VicSmart applications ⓘ									
Received	75		34		120.6%	174		187	
Completed	71		30		136.7%	170		186	
Completed within ten days	55%		87%		-36.6%	77%		86%	

Source: Planning Permit Activity in Victoria online at:

<http://pparsreporting.dpcd.vic.gov.au/Reporting/AnnualReport?pscode=fran&date=2017/18#>

Council's processes for assessing planning applications must comply with the provisions of the Planning Environment Act 1987 and its associated regulations. Other important regulatory instruments include the Subdivision Act, the Frankston Planning Scheme and the Tree Protection Local Law.

The Department performs a range of functions including:

- Assessment of over 760 planning applications per year
- Assessment of approximately 50 Tree Protection Permits under local laws
- Maintenance of the Frankston Planning Scheme
- Advice to Councillors, applicants and residents



### Reporting:

Council receives a monthly Planning Progress report, tabled at a Council meeting that sets out:

- Planning applications received
- Applications for amendments to Planning Permits received
- Planning application decisions
- Amendments to Planning Permits- decisions
- Subdivision applications received
- Subdivision decisions
- 'Directions to Advertise' issued
- List of current planning scheme amendments
- Current VCAT appeals
- VCAT determinations and their policy implications

**Figure 1: Frankston Planning Scheme results for 2017-2018 VCAT Activity**

#### Reviews at the Victorian Civil and Administrative Tribunal

	2017/18	2016/17	% Change
<b>Grounds for appeal to VCAT:</b>			
Section 77: Appeal against refusal by RA	36	36	0.0%
Section 79: Appeal against failure to grant	32	7	357.1%
Section 80: Appeal against conditions	13	9	44.4%
Section 82: Appeal against issue of permit	14	9	55.6%
<b>Total determinations</b>	<b>40</b>	<b>21</b>	<b>90%</b>
<b>Processing times</b>			
Average gross days to determination	162	170	-4.6%
Median processing days to determination	175	172	1.5%

\*Appeals may have multiple grounds for review, and thus may be listed more than once.

Source: Planning Permit Activity in Victoria online at:

<http://pparsreporting.dpcd.vic.gov.au/Reporting/AnnualReport?pscode=fran&date=2017/18#>

### Key Challenges

The overall priority issues for Frankston City Council in shaping its planning service include the following:

- Dealing with the impacts of population growth
- Protecting quality of life for Frankston residents
- Providing certainty and consistency to applicants
- Responding to legislative and regulatory change

Key opportunities that are emerging for Frankston City:

- Responding to new investment in development and infrastructure
- Streamlining assessment processes
- Enhanced technology and on-line lodgement



- Comprehensive overhaul of strategies and policies
- Improved information and communication services

Council's priorities for development assessment are:

- Achieving excellent urban design outcomes
- Ensuring compliance with planning approvals and Section 173 agreements
- Improving overall assessment times and meeting best practice targets
- Meeting customer expectations for enhanced electronic planning assessment services

The operating approach taken by Council is to maintain a reliable service for managing planning applications that is progressively improved through timely research and policy development. The associated strategic planning work program is informed by Council's stated priorities as set out in its own policy documents and to pressures and responses arising from the State and local context, including directives from the Minister for Planning. Emerging residential customer expectations, initiatives from Councillors and opportunities arising from technological change all contribute to an ongoing program for improvement of the Frankston Planning Scheme.

#### Ongoing issues and improvements

Recent departmental business planning has focussed on making improvements to the development assessment service and transitioning to a digital based lodgement, assessment, referral and reporting system for all planning application decisions.

The Department of Environment, Land, Water and Planning undertakes regular reviews and investigations of its processes. A continuous improvement model is being developed in association with progressive implementation of digital processing and on-line application management. A series of internal workshops and cross-department planning workshops have been undertaken to identify and implement ongoing enhancements of planning assessment processes. An example of a recent Department workshop ideas forum list of actions is shown in Table 7 below.

**Table 7 Planning and Environment Department 2018 business improvement workshop ideas**

Proposal/Suggestion	Work Improvement Area
More training on our existing systems	Staff training and procedures
More e-pathway – digital lodgement and payments	Electronic processing
Fact sheet – drill down common issues/goals	Customer communications
Block out process to be improved and managed effectively	Work staffing rosters and customer service impacts
Staff morale building activities	Staff training and development
Team discussions	Staff development
Mentoring opportunities	Staff development
Review website information	Customer communications
Promote Vicsmart opportunities more widely	Customer communications
Visit Cardinia Shire to see “paper independent office”	Electronic processing and procedures
Review templates for reports	Staff training and procedures
Increase internal delegations	Staff development
Make public notice on-line	Customer communications/digital processing
Define what good design is	Staff training and development/ Customer communications
Piggyback on local area plan consultation	Customer communications
How do we better educate applicants?	Customer communications

**Audit Committee recommendations:**

The Internal Audit Committee of Frankston City Council commissioned a review of Council's statutory planning service, which was finalised in November 2017. The objective of the audit was to evaluate the policies, procedures, controls, systems and tools utilised by Council to manage statutory planning and where possible provide relevant opportunities to improve process effectiveness and efficiency.

The review findings were that Council exhibited strengths in terms of its management of the planning scheme and meeting the regulatory requirements of the Planning and Environment Act for scheme amendments and for the public exhibition process. In terms of statutory planning, strengths were identified in terms of procedures for planning permit applications, including processing applications, approval and reporting, communication and feedback to applicants, and finally monitoring and reporting to Council and the wider public.

A number of more detailed findings and recommendations were supplied for improvements to the planning service as set out below:

***Table 8 Internal Audit Recommendations and Implementation***

Ref. No	Audit Recommendation	Implementation comments
1	Define and document the process governing selection and prioritisation of changes to the planning scheme	The Strategic Planning amendment program has been derived from three main drivers to date: previous planning scheme reviews, State Government directions, and adopted Council resolutions, arising from both one-off decisions and from comprehensive strategic action plans. Current priorities are considered sound, and are progressing according to schedule. Statutory review requirements under Section 12B (1) of the Planning and Environment Act, will inform the revision of the strategic planning work program with the finalisation of the current Planning Scheme Review expected in mid 2019
2	Improvements to data in "Pathway" for monitoring & reporting	The existing Statutory Planning process improvement program and e-planning implementation has now been formally subsumed into the Council-wide Digital Strategy and associated business improvement program. Electronic Lodgement was the first tranche for 'proof of concept' purposes. This will be enhanced by new end-to-end process mapping activity. To date the procedures for Planning Information Requests and the VicSmart applications have been completed. Work has commenced on all other application types and is scheduled to be implemented by June 2019.
3	Declaration of conflict of interest (by officers in planning reports)	Include requirement for declaration of (no) conflict of interest by allocated officer as part of assessment process. This is included in formal Council assessment reports. It is currently being extended to all delegate report templates.
4	Develop organisational guidelines for the management of internal referrals	Internal referrals process improvements are being scoped now to be addressed as part of the Digital Strategy implementation. Actual completion is likely to extend into mid 2019
5	Develop training manual/how to guides related to update Pathway workflows.	A number of new training initiatives are currently underway. Standard induction documentation and training manuals will be developed later in the business improvement process, once new procedures have been bedded down.

	Implement a standard documented induction process for new staff. Develop an annual training program	
6	Identify the key planning application processes and provide appropriate guidance	New training manuals will be finalised after process improvements have been designed and documented by mid-2019. Process mapping is underway and this is now a key output of the Council wide Digital Strategy.
7	Advice provided at Planning Desk should be documented & securely stored Develop procedure and mechanism for recording customer contacts at the planning counter	Initial consideration of the practical capture of planning counter information exchanges has indicated that a new electronic records application could meet our needs without requiring too much extra time to fill out. Examples used by other Councils have been reviewed. No decision as yet has been made on what is the preferred system. The objective is to have some relevant information captured with a few keystrokes, while the exchange is taking place or straight after, without distracting from the servicing of the customer enquiry. To be further investigated by planning support staff with IT Department. Suitable add-on options compatible with Pathway have been identified and will be implemented by early 2019.

It is recommended that the following actions be progressed by Council as part of undertaking this Planning Scheme Review implementation:

- 2.7.1-1 Completion of the transition to fully on-line processing of planning applications under the Frankston Planning Scheme
- 2.7.1-2 Enabling on-line submissions by objectors and other interested parties.
- 2.7.1-3 Provision of increased access to allow applicants and other parties to monitor the progress of the application through on-line inspection and regular reporting opportunities.
- 2.7.1-4 Provision of on-line tools to improve the quality of applications and to increase understanding of the Frankston Planning Scheme provisions and requirements.
- 2.7.1-5 Publish and regularly update a strategic planning work program to support the progressive enhancement of the Frankston Planning Scheme and its operation.

## Part 3

### 3.1 State Planning sponsored amendments approved since 2014 relevant to this Review.

There have been a series of major enhancements and changes to Victorian Planning Schemes introduced by the State Government in recent years. These have included major overhauls of both the residential and commercial/industrial suites of zones that are common to all planning schemes.

Further changes have been made to strengthen controls for residential amenity, in both traditional housing forms as well as medium and high density residential developments. Other changes have addressed the need for more sustainable development such as Water Sensitive Urban Design, and new provisions to address solar and wind power generation and associated infrastructure. More selective improvements have been made to the operation of overlays and schedules to allow better understanding and effective implementation of the planning scheme. Most recently, the State Government's Smart Planning initiative is rolling out substantial changes to the structure of Victorian Planning Schemes, and in particular the transformation of the Planning Policy Framework to integrate both local and State dimensions in a consistent manner.

For Frankston, the key amendments to the planning scheme at state level has included the introduction of new reformed zones. New residential zones and new commercial and industrial zones were introduced in 2013 and were progressively applied to Victorian Planning Schemes.

Councils had until 1 July 2014 to introduce the new residential zones into their local planning schemes. Where Councils have not finalised an amendment to implement the new residential zones by 1 July 2014, the General Residential Zone was to be implemented to replace all land previously zoned as Residential 1, 2 and 3.

Frankston City sought to implement the new residential zones via Amendment C95. However this was not finalised prior to the new zone changeover date and it was eventually allowed to lapse. As noted earlier in this review, Council has since adopted a fully revised Frankston Housing Strategy 2018 and this has informed the preparation of a local amendment (proposed Amendment C120) to introduce the Neighbourhood Residential and the Residential Growth Zone to selected parts of Frankston.

Other State planning scheme changes have required an adjustment to Council's assessment processes, to ensure that the new controls are properly administered. In some cases, there is a need for further policy work to be undertaken at a local level, to better inform Council's assessment of new development. Further work arising from these recent State Government amendments is set out below:

#### 3.1.1 Power lines and electricity generation infrastructure.

Gazettal date	Amendment number	Short Description
15/03/2019	VC157	This amendment introduced changes to the Victoria Planning Provisions (VPP) and all planning schemes in Victoria to require planning approval for power lines to connect new large-scale electricity generation facilities to the electricity network

#### Comment

With changes arising from investment in renewable energy, and the decentralised nature of new infrastructure, it is likely that local areas will have to deal with increased numbers of applications for solar and wind generation plants, and their associated infrastructure. Amendment VC157 is expected to have a minor impact on the resource and administrative costs of Councils, due to the addition of new requirements to the consideration of certain planning permit applications. However, Council may be able to conduct the required additional assessment in conjunction with the assessment of the new 'Energy generation facility' itself, (the planning issues for which are likely to be similar).

#### Recommendation

Council should consider introducing a new local policy to help in the assessment of power lines and electricity generation facilities in the Frankston context. This could be extended to include those elements of new telecommunications infrastructure that are subject to local planning assessment.

### 3.1.2 Implementation of the integrated water management reforms.

Gazettal date	Amendment number	Short Description
26/10/2018	VC154	This updates and broadens water, drainage and stormwater policies to integrated water management policies and inserts new provisions for stormwater management in urban development.

#### Comment

This was a substantial planning change that implements initiatives from Plan Melbourne 2017-2050 and Water for Victoria – Water Plan to enable the planning system to better manage water, stormwater and drainage in urban development. It provides for improved water quality and a reduction in overall nutrient quantities in the water cycle. Amendment VC154 implements these initiatives by modifying the Planning Policy Framework (PPF) to reflect integrated water management objectives and by introducing a new particular provision for stormwater management in urban development. This includes the development of two or more dwellings, commercial and industrial development, public use development, and all subdivisions, in urban areas.

#### Recommendation

Council has already developed its own Integrated Water Management Plan that aligns with the intent of the mandatory stormwater, drainage and permeability controls that are introduced by VC154. It is important that Council:

- a) Reviews its existing local plans and policies for stormwater management and related local drainage infrastructure plans
- b) updates its assessment practices for new planning applications that are caught by these new planning controls.

### 3.1.3 Implementation of the Smart Planning Program.

Gazettal date	Amendment number	Short Description
31/07/2018	VC148	The amendment introduces changes to the Victoria Planning Provisions (VPP) and all planning schemes arising from the Victorian Government's Smart

		Planning program. The program aims to simplify and modernise Victoria's planning policy and rules to make planning more efficient, accessible and transparent.
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#### Comment

This is an important planning change that deletes the State Planning Policy Framework (SPPF) and replaces it with a new integrated Planning Policy Framework (PPF) in Clauses 10 to 19. This amendment also moves the operational provisions for the Local Planning Policy Framework (LPPF) to new Clauses 23.02 and 23.03 and inserts a new Clause 23.01 to explain the relationship between the LPPF and the PPF. This is to ensure that the current operation of the LPPFs continues before transitioning to the Municipal Planning Strategy (MPS) and PPF.

The State Government Planning Department is working with local government to progressively translate their schemes to the new planning policy framework and template. Frankston City Council has been included in the mid-2019 tranche of Councils.

There are also many other major and minor changes included in this amendment to further streamline planning schemes and reduce unnecessary duplication.

#### Recommendation

Council will seek to ensure that its existing Local Planning Policy Framework is carefully migrated to the new format and that where appropriate updates and improvements are included in the translation.

### 3.1.4 New Commercial 3 Zone and new assessment requirements for solar panels and wind farms.

Gazettal date	Amendment number	Short Description
13/04/2017	VC149	This amendment introduced state-wide planning requirements with new requirements for the assessment of solar panel overshadowing; and revising Clause 52.32 (Wind Energy Facility) to implement the recommendations of the EPA Inquiry. It also introduced the new Commercial 3 Zone

#### Comment

This was a significant planning change that introduced new requirements for assessing the impact of new development on existing residential rooftop solar energy facilities. It also inserts mandatory requirements into Clause 52.32 (wind energy facility) for the provision of preconstruction and post-construction noise assessments and their proper auditing. The new Commercial 3 Zone introduced here is intended to better accommodate niche and creative industries, start-up businesses and businesses leveraging off automation, post industrialisation and the digital economy. These may otherwise have been prohibited or restricted by the existing commercial zones.

#### Recommendation

Council should consider the application of the Commercial Zone 3 to existing and proposed employment areas within Frankston City, such as the possible extension of the Carrum Downs industrial precinct and the renewal of the Seaford industrial precinct.



Council should review its statutory planning processes to ensure that assessments properly consider the impact of new development on existing residential rooftop solar energy facilities, as well as for implementing the new standards for wind energy facilities.

### 3.1.5 New State Government Amendment Tracking System.

Gazettal date	Amendment number	Short Description
27/09/2018	VC147	This enables the online publishing of planning schemes through the Department of Environment, Land, Water and Planning's new Amendment Tracking System (ATS).

#### Comment

This new system has allowed for on-line lodgement of local planning scheme amendments. It also facilitates improved transparency and reporting on the planning scheme amendment process.

#### Recommendation

Council to modify its planning scheme amendment procedures and to ensure training of planning staff so as to fully comply with the new Amendment Tracking System (ATS) requirements.

### 3.1.6 Planning Reforms across the Victorian Planning Provisions.

Gazettal date	Amendment number	Short Description
16/01/2018	VC142	This amendment introduces a large number of reforms to planning provision for all Victorian Planning Schemes. Numerous planning provisions are updated, improved or removed and replaced.

#### Comment

This is a large collection of changes intended to improve the planning system. Amendment VC142 forms part of the Smart Planning Rules and Policy Program to reform Victoria's planning system and changes the VPP to make planning schemes more efficient, accessible and transparent.

These changes have been identified through the Smart Planning program's consultation feedback provided in 2017 and by relevant Victorian Civil and Administrative Tribunal decisions, Planning Panels Victoria recommendations, government inquiries, industry reviews, professional input and other sources. Amendment VC142 removes and updates redundant policy guidelines, land use terms, referral triggers, and other VPP requirements to assist with current practice and to provide better usability of the VPP.

#### Recommendation

Council to ensure that its assessment procedures are updated to incorporate all relevant changes from this amendment to the Frankston Planning Scheme. Council to ensure that all assessment officers to be appropriately trained and resourced to implement the new planning provisions introduced here.

### 3.1.7 Native Vegetation Framework.

Gazettal date	Amendment number	Short Description
12/12/2017	VC138	Native Vegetation Framework

#### Comment

This amendment streamlines the processes and procedures for the preparation and assessment of an application to remove, destroy or lop native vegetation. It strengthens the vegetation provisions by enabling a broader range of native ecological values and for site specific assessment information to be considered in planning and decision making. It also introduced new vegetation clearing guidelines.

#### Recommendation

Council needs to ensure its own native vegetation mapping is up to date and its procedures are improved to make the most of these revised Native Vegetation Framework provisions.

### 3.1.8 Metropolitan Planning Strategy.

Gazettal date	Amendment number	Short Description
31/03/2017	VC134	This introduced the new Metropolitan Planning Strategy and made corresponding updates to the State Planning Policy Framework.

#### Comment

This amendment made procedural changes to ensure that the provisions and terminology of Plan Melbourne are consistently reflected in Victorian Planning Schemes.

#### Recommendation

No further changes are required at the local level for this purpose of implementing Plan Melbourne.

### 3.1.9 New Garden Area Provisions.

Gazettal date	Amendment number	Short Description
24/11/2016	VC110	This amendment introduced a new general term, 'garden area' and made associated amendments to the new residential zones to protect neighbourhood amenity.

#### Comment

This amendment makes further changes to the new residential zones to improve housing capacity and choice while continuing to protect and respect the openness and character of established urban areas throughout Melbourne and Victoria. Important changes include:

- Introducing a new term 'garden area' and including provisions for minimum 'garden area' standards in new residential development

- Strengthening the ability of Councils to specify preferred built form outcomes in all residential zones by allowing or requiring neighbourhood character and design objectives to be specified in schedules to the zones and including these objectives as decision guidelines.
- Removing the 'number of dwellings on a lot' requirement in the Neighbourhood Residential Zone and inserting a new 'minimum garden area' requirement for this zone and the General Residential Zone to protect the garden suburban character of existing urban areas.
- Introducing revised maximum building height requirements in the Neighbourhood Residential Zone, General Residential Zone and Residential Growth Zone to provide greater certainty for the community and ensure appropriate development outcomes that reflect the purpose of the zones.

#### Recommendation

Council should build on these changes as follows:

- Introduce the new Reformed Residential Zones by implementing Council's revised Frankston Housing Strategy
- Undertake a thorough review of Council's Neighbourhood Character Policy and associated planning provisions and guidelines
- Update all planning assessment processes and procedures to ensure these new residential assessment provisions are consistently applied to new development.

#### 3.1.10 VicSmart provisions.

Gazettal date	Amendment number	Short Description
26/11/2015	VC114	The amendment introduces VicSmart, the new assessment process for specified planning permit applications into the Victoria Planning Provisions and all planning schemes

#### Comment

This amendment introduces a new 'streamlined' assessment category called VicSmart permit applications and describes the assessment process. Certain classes of applications are to be decided within shortened timeframes subject to specific information requirements and other qualifiers.

#### Recommendation

The VicSmart initiative has been successful in transferring classes of low-risk applications to a shorter assessment process. While the VicSmart process may be further improved, no specific changes are required at the local level.

#### 3.1.11 Reformed Residential Zones.

Gazettal date	Amendment number	Short Description
1/07/2014	VC116	Amendment VC116 changes the VPP and all planning schemes by replacing all references to the Residential 1 Zone, Residential 2 Zone and Residential 3 Zone and rezones existing residential land to the General Residential Zone with appropriate schedules

Comment

The amendment implements the General Residential Zone into Victorian planning schemes where the reformed residential zones have not been applied by 1 July 2014. Previous government commitments stated that if a planning authority had not implemented the reformed residential zones into its planning scheme by mid-2014, a General Residential Zone would be applied to all residential land in these planning schemes.

Frankston was one of 24 planning schemes where the reformed residential zones had not been applied. This amendment deletes the old Residential 1, 2 and 3 Zones from the Victoria Planning Provisions (VPP) and planning schemes.

Recommendation

As noted earlier, Council has adopted a new Frankston Housing Strategy 2018 and this is to be implemented by proposed amendment C120. Accordingly no further recommendation is proposed here.

## Part 4: Smart Planning program and Local Planning Policy translation

The Victorian Government's Smart Planning program has progressively introduced reforms to simplify and modernise Victoria's planning policy and rules. The 2017 Smart Planning discussion paper, ***Reforming the Victoria Planning Provisions*** included proposals to simplify and realign the VPP using the six principles of a modern planning scheme - digital first, user focused, consistent, proportional, land use focused, and policy and outcome focused.

Under a suite of changes to the VPPS local councils are now required to transition their Local Planning Policy Frameworks (LPPF) to the new integrated Planning Policy Framework and a new Municipal Planning Strategy in the future. The MPS will be a succinct expression of the overarching strategic policy directions of a municipality. It will highlight the planning issues that are important to the municipality and provide context for the local policies in the PPF. The VPP does not include the MPS clauses. The form and content of the MPS is set out in the Ministerial Direction.

The State Planning Department (DELWP) has been assisting Councils with the PPF Translation process. This will involve amending the local planning scheme to translate the LPPF and local policies into the new Planning Policy Framework (PPF), and the MSS into the new Municipal Planning Strategy (MPS).

Frankston City is yet to commence this translation process. Council has been advised that the Frankston Planning Scheme will be included within the Group 3 tranche of local planning schemes to be converted in mid-2019. While this is likely to be a 'policy-neutral' process, the opportunity will be there to make updates and improvements to the local policy framework where this can be achieved in the time available.

In a related Smart Planning initiative, the format of online planning schemes will change at the end of July 2019, when the migration of all planning schemes into the ATS digital database will be completed. From July 2019, all planning schemes will be available in HTML format on the State planning website.

### Recommendation

*Council to work closely with DELWP officers and undertake the necessary preparations to ensure that the Frankston Planning Scheme is smoothly translated to the new Smart Planning format in a timely and effective manner.*

## Part 5

This is a full summary of the Frankston Planning Scheme Review Recommendations.

The following Action Plan represents a proposed Strategic Planning work program with recommendation name and indicative priority (high /medium /low)

**TABLE 8: SUMMARY OF PSR RECOMMENDATIONS – ACTION PLAN**

	Section, Reference	Recommended Action	Priority (H, M, L)
1	2.1.1	To update the reference to the Council Plan and retain the reference to the FMAC Structure Plan 2015 in Clause 21.03 (or its equivalent in the reformatted Planning Policy Framework) of the Frankston Planning Scheme.	H
2	2.1.2	To review the Non Residential Uses in Residential Zones Policy to ensure consistency with the provisions of the General Residential Zone which currently apply in the Frankston Planning Scheme, and the provisions of the Neighbourhood Planning Zone and the Residential Growth Zone, which are expected to be introduced into the Frankston Planning Scheme by proposed amendment Am C120.	H
3	2.1.4	To prepare and exhibit a new DDO for the Karingal Structure Plan area to ensure new development is of a high urban design standard and allows for the provision of a wide range of land uses, activities and services within the centre.	M
4	2.1.5	To include the updated version of the Frankston Industrial Strategy, once adopted by Council, as a reference document and where strategically appropriate, to increase the supply of industrial land within the city via a rezoning amendment	M
5	2.1.6	To include the Frankston Green Wedge Management Plan, once adopted by Council, as a reference document and to update the text and map of Clause 21.09 consistent with the GWMP. Where strategically appropriate, to prepare a planning scheme amendment to implement the actions of the GWMP, once adopted.	M
6	2.1.7	i. Delete Clause 22.03	H
7		ii. Retain the FMAC Structure Plan as a reference document.	H
8		iii. Retain Clause 22.04 with the addition of the following in the identified uses subject to this policy (and subject to the applicable residential zone): car wash; convenience restaurant, convenience shop, food and drink premises, industry, leisure and recreation, market, place of assembly, place of worship; plant nursery; retail premises, service station, take away food premises and warehouse	H
9		iv. Retain Clause 22.06 however review the list of potential future land fill sites to confirm whether they should continue to be included here. Reference should be made to the Frankston Green Wedge Management Plan and also the current State and Regional waste management strategies that apply to the Frankston area.	H
10		v. Retain Clause 22.07 and update the wording to reflect the current Council Plan strategic priorities and make explicit reference to the Frankston Metropolitan Activity Centre Streetscape Palette 2016, the Frankston Gateways Guiding Document as adopted by Council in 2016, the Frankston Green Wedge Management Plan (GWMP) and the Frankston Urban Forest Strategy and associated Action Plan.	H



	Section, Reference	Recommended Action	Priority (H, M, L)
11		vi. Clause 22.08 Neighbourhood Character Policy is overdue for a major review. A comprehensive review is now required so it can be streamlined into fewer precincts to reduce confusion and make the Policy easier to use. The suite of documents that will be required comprises a new Neighbourhood Character Study and Precinct Guideline brochures (to become incorporated documents) and a new Neighbourhood Character Policy within the Local Planning Policy framework. The new policy will need to closely align with the recently adopted Frankston Housing Strategy 2018 and its implementation into new residential zones.	H
12		vii. Retain Clause 22.09 Outdoor Advertising Signage Policy as is.	H
13		viii. Retain Clause 22.10 Gaming Policy as is.	H
14	2.2 (a)	Ensure that publically owned land that is intended for development for regional sporting facilities is included within the "Public Park and Recreation Zone".	M
15	(b)	Initiate a rezoning of the area currently included within the SUZ3 zone to the Public Conservation and Resource Zone. This action will completely remove the SUZ3 and its associated incorporated documents from the Frankston Planning Scheme.	M
16	(c)	Consider including a new student accommodation policy in the Frankston Planning Scheme	L
17	(d)	Consider including a local 'temporary use policy' in the Frankston Planning Scheme to clarify when events and temporary uses can take place without requiring a planning permit	M
18	2.3- Action 5.1	Revised overlay flood mapping developed by Melbourne Water should be included in the next available amendment to the Frankston Planning Scheme	H
19	2.4	That Council progress its ESD planning provisions to require mandatory ESD assessments for new development in the Frankston Planning Scheme	H
20	Action 2.2.1 C.	Enhance the protection of remnant native vegetation in the Frankston Local Planning Scheme undertaking a targeted investigation and preparing a specific amendment	M
21	Action 2.2.1 H	Create and protect habitat corridors	M
22	Action 2.2.1 I	Investigate methods to secure vital linkages i.e. covenants	M
23	Action 2.2.2 C	Advocate to the State government for the removal of the 10/30/50 rule for urban areas of the Frankston municipality	H
24	Action 2.2.4 B	Implement the Kananook Creek Corridor Management Plan to meet Council's obligations	M
25	Action 2.4.3 F	Integrate urban renewal with improvements to an integrated transport network, the preservation of tree canopy cover and the establishment of habitat corridors	M
26	P-Pol-1	Implement Council's Municipal Strategic Statement (MSS) and update overtime to support integrated water management within the municipality	M
27	P-Pol-4	Develop enhanced planning controls to require IWM for all development within the municipality - including infill, industrial and commercial development.	L
28	P-Pol-5	Create standard planning permit drainage conditions that are clear and specific. Ensure conditions are consistent with Council's WSUD Guidelines	H

	Section, Reference	Recommended Action	Priority (H, M, L)
29	P-Pol-6	Investigate a stormwater quality offset scheme (i.e. developer contributions to regional stormwater quality infrastructure in lieu of development scale infrastructure).	L
30	P-Pol-8	Develop planning permit conditions for managing saline groundwater pumped out of car parking basements	L
31	P-Pol-9	Review Council's Flood Management Plan and Drainage Strategies and commence development of new strategies	M
32	P-Dev-1	Review Council's WSUD Guidelines to better communicate Council's standards and requirements for external WSUD development projects and to improve developer compliance.	M
33	(Ref. No) 6.1.45	With the expiry in November 2017 of the Frankston Safe Boat Harbour planning provisions facilitated by this zone, Council should consider replacing the zone entirely. In the absence of any new development proposal for the Oliver's Hill area, Council should investigate the re-instatement of the Public Conservation and resource Zone for this same area	H
34	High Priority Action 4	Align the MSS with the key recommendations of the Open Space Strategy and reference the Frankston Open Space Strategy.	H
35	High Priority Action 5	Review the contributions framework and schedule to the Clause 52.01 of the Frankston Planning Scheme based on the recommendations of this Open Space Strategy	H
36	High Priority Action 7	Review the zoning of public open space to ensure it is consistent with the use of the land.	H
37	High Priority Action 21 (a)	Undertake Planning Control Investigations and reviews in the following areas; • Kananook Creek Corridor, between Beach Street and Mile Bridge. Undertake a spatial analysis of the creek corridor, including vegetation, public access requirements, building heights and setbacks.	H
38	High Priority Action 21 (b)	Undertake Planning Control Investigations and reviews in the following areas; • Edithvale-Seaford Wetlands and surrounding interface. Consider setbacks, requirements to achieve appropriate landscape character and conservation protection.	H
39	High Priority Action 31	Continue to work towards securing a public open space corridor along the western side of Kananook Creek via the existing Public Acquisition Overlay Control upstream of Armstrongs Road to link public open space along the creek line;	H
40	Medium Priority Action 13	Investigate planning scheme provisions which cover the riparian zone and associated terrestrial vegetation to ensure the impact on environmental values of the Kananook Creek Floodplain and biodiversity corridor are considered in future development applications	M
41	Low Priority Action 1	Continue to monitor future development pressure and planning controls along the Boggy Creek Corridor in Langwarrin.	L
42	Low Priority Action 2	Investigate change of use opportunities for the quarry sites in north-west of Langwarrin to support open space for future population growth, biodiversity and connections along Boggy Creek.	L
43	B2	Consider applying a Development Plan Overlay or detailed policy to larger opportunity sites identified in the Housing Framework Plan, requiring new developments to consider, and if appropriate, include provision of community infrastructure and public open space.	M
44	B5	Develop a Funding Strategy for the delivery of servicing and soft infrastructure needed to support future housing growth. This may	M

	Section, Reference	Recommended Action	Priority (H, M, L)
		include recommendations for the application of the Developer Contributions Overlay, and other mechanisms to inform planning permit and amendment negotiations.	
45	B6	Undertake an investigation in consultation with Melbourne Water through a specific study into the significance and management of the Seaford Wetlands and its residential environs, with a view to implement a specific Design and Development Overlay for this location.	H
46	C6	<p>Develop a local policy and guidelines that encourage housing typologies and provide design advice relevant to identified areas of change, for example:</p> <ul style="list-style-type: none"> <li>➤ in Substantial Change Areas – address development facilitation, housing diversity, universal design, environmental sustainability, car parking, on and off site amenity impacts and public realm interfaces.</li> <li>➤ in Incremental Change Areas – implementation of preferred neighbourhood character statements, site responsiveness, housing diversity, universal design, environmental sustainability, and interfaces with adjoining residential areas.</li> <li>➤ in Minimal Change Areas – address preserving heritage and environmental values, enhancing neighbourhood character, internal amenity, and interfaces with adjoining residential lots.</li> </ul> <p>These guidelines should contain design principles and case studies of preferred design outcomes for different housing types across the City. The guidelines should be designed for use by Council staff, as well as the development industry and community.</p>	M
47	C7	<p>Prepare guidelines for Neighbourhood Activity Centres which:</p> <ul style="list-style-type: none"> <li>➤ Evaluate their alignment with the areas of change identified in this Strategy</li> <li>➤ Consider the appropriate dwelling mix</li> <li>➤ Identify appropriate public realm initiatives that will support and complement the development of private land;</li> <li>➤ Review associated planning policies and controls, as necessary, to reflect the extent of housing growth and change envisaged by the Housing Framework Plan.</li> </ul>	M
48	2.4.7 Action No 1	Complete the planning process for the Frankston Station Precinct in close partnership with FCC, State Government and other stakeholder agencies	H
49	Action No 5	Support the electrification of the Baxter rail line and lobby for the investigation of the relocation of Leawarra Rail Station to the west so it is closer to major destinations such as the health and educational facilities	H
50	Action No 7	Facilitate a catalyst project on the existing at-grade car park on the corner of Young and Playne Streets to provide a cafe on the ground floor with housing / office / community uses above. Ensure replacement of car parking as part of the development	H
51	New action	Review the FMAC Structure Plan and Action Plan to ensure it remains up to date and takes account of relevant new initiatives.	M

	Section, Reference	Recommended Action	Priority (H, M, L)
52	7 December 2015 Council meeting	The Coastal Plan 2016 should be included in the Frankston Planning Scheme as an incorporated document	H
53	16 May 2016 Council meeting	Endorsement of the Melbourne Water Flood Management Strategy - Port Phillip and Westernport: Council will need to initiate a new planning scheme amendment to update the SBO and LSIO overlay maps and to introduce a new schedule and overlay map for land that will be subject to inundation as a result of predicted sea level rise	H
54	18 July 2016 Council meeting	Downs Estate: Council should further consider the appropriate zoning of this land to reflect its conservation status using for example the Public Conservation and Resource Zone. The same could apply to other Council and Melbourne Water owned land parcels within the Seaford Wetlands area.	M
55	3 July 2017 Council meeting	NOM 1336 - Green Infrastructure; Council now needs to pursue mandatory ESD provisions into the Frankston Planning Scheme. <i>(These are expected to be introduced as a part of "group of Councils' planning scheme amendment in 2020")</i>	M
56	19 September 2016 Council meeting	Oliver's Hill Lot Restructuring Plan Extension of Time Request: Council should consider extending the Erosion Management Overlay to include land in this area as far as the City's southern boundary as far as Kackeraboite Creek. This will ensure consistency of planning controls for the whole Oliver's Hill area.	L
57	19 September 2016 Council meeting	FMAC Streetscape Plan and Urban Forest Policy The Urban Forest Policy was adopted by Council on 1st of May 2017.  The Frankston Metropolitan Activity Centre Streetscapes Palette is used to inform both public and private projects in the FMAC area.  Both documents should be referenced in the Frankston Planning Scheme.	H
58	20 February 2017 Council meeting	Report on Review of Submissions to the Exhibition of Council's Draft Waste Management Guidelines for new Multi-Unit Developments Since adoption by Council in 2017, these guidelines have been applied to new development and are working well.  The Guidelines should be now included as a reference document in the Frankston Planning Scheme	H
59	22 May 2017 Council meeting	NOM 1317 - Frankston Nature Conservation Reserve Council has consistently supported the conservation values of this reserve. Reference to the FNCR in the current MSS needs to be corrected to recognise its legal status.  Now that the FNCR is under the control of Parks Victoria it is timely to consider its rezoning from PUZ1 - PUBLIC USE ZONE - SERVICE AND UTILITY (which applies to water resources) to a suitable Conservation zoning e.g. PCRZ - PUBLIC CONSERVATION AND RESOURCE ZONE	H
60	22 May 2017 Council meeting	C.4: Review of Kananook Creek Management Arrangements Council should initiate measures with the State Government to come to an agreement for future management arrangements.	H
61	Section 2.7 2.7.1-1	Completion of the transition to fully on-line processing of planning applications under the Frankston Planning Scheme	H
62	2.7.1-2	Enabling on-line submissions by objectors and other interested parties	H

	Section, Reference	Recommended Action	Priority (H, M, L)
63	2.7.1-3	Provision of increased access to allow applicants and other parties to monitor the progress of the application through on-line inspection and regular reporting opportunities	M
64	2.7.1-4	Provision of on-line tools to improve the quality of applications and to increase understanding of the Frankston Planning Scheme provisions and requirements	M
65	2.7.1-5	Publish and regularly update a strategic planning work program to support the progressive enhancement of the Frankston Planning Scheme and its operation	M
66	Section 3.1 3.1.1	Council should consider introducing a new local policy to help in the assessment of power lines and electricity generation facilities in the Frankston context. This could be extended to include those elements of new telecommunications infrastructure that are subject to local planning assessment.	L
67	3.1.2	Council to <ul style="list-style-type: none"> <li>a) review its existing local plans and policies for stormwater management and related local drainage infrastructure plans</li> <li>b) update its assessment practices for new planning applications that are caught by these new planning controls</li> </ul>	M
68	3.1.3	Council to ensure that its existing Local Planning Policy Framework is carefully migrated to the new format and that where appropriate updates and improvements are included in the translation.	H
69	3.1.4 (a)	Council should consider the application of the Commercial Zone 3 to existing and proposed employment areas within Frankston City, such as the possible extension of the Carrum Downs industrial precinct and the renewal of the Seaford industrial precinct.	L
70	3.1.4 (b)	Council should review its statutory planning processes to ensure that assessments properly consider the impact of new development on existing residential rooftop solar energy facilities, as well as for implementing the new standards for wind energy facilities	L
71	3.1.5	Council to modify its planning scheme amendment procedures and to ensure training of planning staff so as to fully comply with the new Amendment Tracking System (ATS) requirements.	H
72	3.1.6	Council to ensure that its assessment procedures are updated to incorporate all relevant State Government Planning System Reform to the Frankston Planning Scheme. Council to ensure that all assessment officers to be appropriately trained and resourced to implement the new planning provisions introduced here...	H
73	3.1.7	Council to ensure its own native vegetation mapping is up to date and its procedures are improved to make the most of the State Government's revised Native Vegetation Framework provisions	H
74	3.1.9 (a)	Council to introduce the new Reformed Residential Zones by implementing Council's revised Frankston Housing Strategy	H
75	3.1.9 (b)	Undertake a thorough review of Council's Neighbourhood Character Policy and associated planning provisions and guidelines	H
76	3.1.9 (c)	Update all planning assessment processes and procedures to ensure these new State Government residential assessment provisions are consistently applied to new development	H
77	Part 4.	Council to work closely with DELWP officers and undertake the necessary preparations to ensure that the Frankston Planning Scheme is smoothly translated to the new Smart Planning format in a timely and effective manner.	H

## Part 6 Report to the Minister

This planning scheme review study is to be included in the final report to the Minister, with the following specific matters to be addressed:

- a. the major issues facing the municipality
- b. key matters requiring further strategic work to strengthen the strategic objectives of the planning scheme in terms of its efficiency and effectiveness to satisfy the requirements of Section 12B of the Act and indicate what action is proposed to be taken
- c. identification of any operational and procedural improvements proposed to be undertaken
- d. Summary of issues that require the engagement or assistance of the DELWP and its officers



## Part 7 References

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2. DELWP (2017) **Reforming the Victoria Planning Provisions**, Victorian State Government, Melbourne
3. DELWP (February 2006) **General Practice Note: Review of Planning Schemes, Planning and Environment Act 1987, Section 12B**, Victorian State Government, Melbourne,
4. Ethos Urban Consultants (2019) **Draft Frankston Green Wedge Management Plan**, Frankston City Council, Frankston.
5. Frankston City Council (2019) **Towards Zero Emissions Plan** Frankston City Council, Frankston
6. Frankston City Council (2018) **Frankston Biodiversity Policy** Frankston City Council, Frankston
7. Frankston City Council (2018) **Frankston Housing Strategy** Frankston City Council, Frankston
8. Frankston City Council (2017) **Council Plan 2017-2021**, FCC, Frankston
9. Frankston City Council (2017) **Community Plan 2017-2021** , FCC, Frankston
10. Frankston City Council (2017) **FMAC Structure Plan**, FCC, Frankston
11. Frankston City Council (2017) **Urban Forest Policy**, FCC, Frankston
12. Frankston City Council (2017) **Health and Well-Being Plan 2017-2021**, FCC, Frankston
13. Frankston City Council ,(2016) **Frankston City Economic Development Strategy 2016-2022**, Frankston
14. Frankston City Council (2016) **Frankston Gateways Guiding Document**; Frankston City Council, Frankston
15. Frankston City Council (2016) **FMAC Parking Precinct Plan** Frankston City Council, Frankston
16. Frankston City Council (2016) **Frankston Open Space Strategy**. Frankston City Council, Frankston
17. Frankston City Council (2016) **Frankston Integrated Water Action Plan**, Frankston City Council, Frankston
18. Frankston City Council (2015) **Environmentally Sustainable Design (ESD) Standards for Council Building Projects**, Frankston City Council, Frankston.
19. Hansen Consultants(2016) **Frankston Metropolitan Activity Centre Streetscape Palette**, Frankston City Council, Frankston
20. MAV and DELWP (February 2006) **Continuous Improvement Review Kit (for planning and responsible authorities)** Victorian State Government, Melbourne
21. Frankston City Council (2012) **Frankston WSUD Guidelines**, Frankston City Council, Frankston
22. Pitcher Partners Consulting (2017) **Frankston City Council Statutory Planning Internal Audit Report**, Frankston City Council, Frankston.

23. SJB Consultants (2009) **Ecologically Sustainable Development Design Guide - Buildings**, Frankston City Council, Frankston
24. SJB Consultants (2010) **Ecologically Sustainable Development Design Guide Urban Design**, Frankston City Council, Frankston

# **APPENDIX 1**

## **Land use and Development related Resolutions adopted by Frankston City Council since 2014**

Note: this summary includes relevant Notices of Motion, but it excludes all decisions made at Council meetings on individual planning applications.

Date	Resolution	Comment
8 September 2014	<p><b>Notice of Motion - NOM1060 - Public Open Space Levy</b></p> <p>Requests received for lesser rate than 5% Public Open Space Levy applied to a subdivision of land pursuant to the Subdivision Act 1988 be reported to Council for consideration, if recommended for support.</p> <p><b>Council Decision</b> Moved: Councillor Spelman                      Seconded: Councillor Cunial</p> <p>That a report be brought back to Council to consider:</p> <ul style="list-style-type: none"> <li>• Legislation;</li> <li>• Current system and processes;</li> <li>• Number of requests received; and</li> <li>• A suggested process for future requests to reduce the Public Open Space Levy below 5% to be considered and approved by Council.</li> </ul> <p><b>Carried Unanimously</b></p>	<p>Am C127 to introduce a local public open space contribution rate for new developments was placed on public exhibition in February/March 2019.</p> <p>It is yet to be finalised.</p>
10 November 2014	<p><b>Consideration of requests to reduce Public Open Space Levy</b></p> <p><b>Council Decision</b> <b>Moved: Councillor Mayer    Seconded: Councillor Aitken</b></p> <p>That:</p> <ol style="list-style-type: none"> <li>1. Any request for a reduction in the 5% Public Open Space contribution must be considered by Council.</li> <li>2. That a report to Council be prepared on the process, scope and likely costing of establishing a local Open Space Contributions Scheme for adoption into the Frankston Planning Scheme.</li> <li>3. The current MSS Advisory Committee, which provides comment on strategic matters relating to planning, expands its terms of reference to include consideration of the Public Open Space levy. And</li> <li>4. The name of the MSS Committee be changed to Planning Strategies Committee and its membership comprise three (3) Councillors representing one from each Ward with one being the Mayor of the day; allowing decisions to be made regularly and without significant delay to the assessment and decision process.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>This is recorded as a trigger for planning applications to be reported to Council</p> <p>Am C127 has been prepared and exhibited by Council in 2019 to introduce a local Open Space Contributions Plan into the Frankston Planning scheme.</p>

Date	Resolution	Comment
10 November 2014	<p><b>Lot 3, 160 Potts Road, Langwarrin</b></p> <p><b>Council Decision</b> <b>Moved: Councillor Mayer Seconded: Councillor Hampton</b></p> <p><i>That the matter of Lot 3, 160 Potts Road, Langwarrin be accepted as urgent business.</i></p> <p><b>Carried Unanimously</b></p> <p><b>Council Decision</b> <i>Moved: Councillor Mayer Seconded: Councillor Hampton</i></p> <ol style="list-style-type: none"> <li><i>That officers contact the owner of Lot 3 (the reserve) within one week to request permission for officers to inspect the site for the purposes of assessing the existing condition of Lot 3 (the reserve).</i></li> <li><i>Investigate the likely costs of remediation works to reinstate the environmental values of the site.</i></li> <li><i>That Council contact DSE to confirm the \$610,000 offset from Eastlink.</i></li> <li><i>That the Councillors are briefed on the matter and include any other aspects the Officers deem required.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>This matter relates to Stage 2 of an existing approved subdivision with a proposal that a large conservation allotment (Lot 3) would revert to public ownership should an increase in the number of residential lots be approved.</p> <p>Council agreed to progress the proposal to an amendment (proposed amendment C103). However the Minister for Planning did not ultimately agree to the amendment proceeding to exhibition. (Council were advised of the Minister's decision in late 2018.)</p>
1 Dec 2014	<p><b>NOM 1073 Inappropriate advertising signage</b></p> <p><b>Council Decision</b> <b>Moved: Councillor Aitken Seconded: Councillor Cunial</b></p> <p><i>That Council actively engage with VCAT and the State Government regarding inappropriate signage, particularly major promotional signage. The intent of this motion should be reflected in the proposed planning scheme review amendment and any other appropriate document.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council's new policy on Advertising Signs was incorporated into the Frankston Planning Scheme by Am C100, on 19 October 2017.</p> <p>This policy also references the Frankston City Council, Outdoor Advertising Signage Design Guidelines, 2014.</p> <p>The new policy and the referenced document were intended to address in part the Council's concerns as set out in this resolution.</p>

Date	Resolution	Comment
		No further changes to the Advertising Signs policy are proposed here.
1 December 2014	<p><b>Planning Scheme Review Report</b></p> <p><b>Council Decision</b>  <b>Moved: Councillor Hampton      Seconded: Councillor Dooley</b></p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the findings of the report.</i></li> <li>2. <i>Reports the findings of the review to the Minister for Planning.</i></li> <li>3. <i>Requests the Minister for Planning for authorisation to prepare and exhibit an amendment.</i></li> </ol> <p><b>Carried Unanimously</b></p>	The 2014 Planning Scheme Review report recommended a series of changes to the Frankston Planning Scheme. These were included in Am C100 which was gazetted on 19 October 2017.
1 December 2014	<p><b>Response to Resident's Petition - Cliff Road Escarpment Geotechnical Investigation</b></p> <p><i>Recommendation (Director Community Development)</i>  <i>That the petition be noted and interim planning controls be considered following public consultation in November and December 2014.</i></p> <p><b>Council Decision</b>  <b>Moved: Councillor Taylor      Seconded: Councillor Tayler</b></p> <p><i>That the petition be noted and a further report be presented to Council following public consultation.</i></p> <p><b>Carried Unanimously</b></p>	Council introduced a new Erosion Management Schedule to address land slip risk in the Oliver's Hill Area. Both an interim control and a final provision were adopted. Am C101 was gazetted on 7 May 2015. Am C109 was gazetted on 3 March 2016.
19 January 2015	<p><b>Statement of Compliance Audits</b></p> <p><b>Council Decision</b>  <b>Moved: Councillor Taylor      Seconded: Councillor Aitken</b></p> <p><i>That:</i></p> <ol style="list-style-type: none"> <li>1. <i>Council note the report;</i></li> <li>2. <i>Effective immediately, the Chief Executive Officer ensures a 100% Audit of all applications for a Statement of Compliance for all developments that require a Statement of Compliance;</i></li> </ol>	This trigger for reporting applications to Council where they are considered to result from non-compliance arising from a Council inspection was immediately implemented by planning officers. It was eventually included in the formal 'call-in' policy that was endorsed by Council in <b>The Town Planning Processes</b>



Date	Resolution	Comment
	<p>3. <i>The Chief Executive Officer ensures that any retrospective application due to non-compliance be brought to Council; and</i></p> <p>4. <i>Additional resources be trialled for a period of 12 months and a further report be brought back to Council in January 2016.</i></p> <p><b>Carried</b></p>	<p><b>Guide for Councillors (Document Number A3219028)</b> adopted by Council at its meeting held on 13 June 2017 as part of the <b>Councillor and Staff Interaction Policy 2017</b>.</p> <p>This adopted document sets out the triggers and procedures for applications to be 'called-in' for decision at a Council meeting.</p> <p>In relation to Item 2 Councillors were advised that a formal inspection is made for all developments that are seeking a Statement of Compliance. The Councillors' concern arose from the option of residential developments to seek a Section 173 agreement that allows for lots to be subdivided prior to a development being constructed. The Section 173 protects Council's permit conditions by binding all future owners of the property to comply. An SoC inspection will still be undertaken prior to the development being occupied.</p>
9 February 2015	<p><b>Cliff Road Geotechnical Investigation - Report on Public Consultation and Interim and Permanent Planning Controls</b></p> <p><b>Council Decision</b> Moved: Councillor Taylor Seconded: Councillor Tayler</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Notes the findings and recommendations from the Landslide Susceptibility Study – Cliff Road Area</i></li> <li><i>Notes the summary of responses from the community consultation sessions.</i></li> <li><i>Authorises officers to prepare a request to the Minister for Planning seeking the application of interim planning controls through an Erosion Management Overlay over areas of identified landslide risk.</i></li> </ol>	<p>Interim planning controls to manage land slip were introduced for the Cliff Road area by C101 on 7 May 2015.</p> <p>The permanent provisions were introduced by Am C109 on 3 March 2016.</p>

Date	Resolution	Comment
	<p>4. <i>Authorises Officers to prepare a request to the Minister for Planning seeking authorisation to prepare and exhibit a Planning Scheme amendment to permanently apply an Erosion Management Overlay over areas of identified landslide risk, to include the Landslide Susceptibility Study – Cliff Road Area as a Reference Document and to alter the Environmental Risks plan contained in clause 21.05 of the Frankston Planning Scheme to include land that will be subject to the proposed new EMO schedule.</i></p> <p><b>Carried Unanimously</b></p>	
9 Feb 2015	<p><b>December Town Planning Progress Report</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Dooley</p> <p>1. <i>That Council receives and notes the report.</i></p> <p>2. <i>The CEO is instructed to devise a draft policy and associated guidelines that would require planning applications of interest to Council be automatically reported to Council with such guidelines to be presented to a briefing no later than April 2015.</i></p> <p><b>Carried Unanimously</b></p>	<p><b>The Town Planning Processes Guide for Councillors (Document Number A3219028)</b> was formally adopted by Council at its meeting held on 13 June 2017 as part of the <b>Councillor and Staff Interaction Policy 2017</b>.</p> <p>It was modified by NoM 2018/31 on 4 June 2018 to include a requirement for a form to be submitted for Councillor 'call-ins'.</p> <p>This adopted document sets out the triggers and procedures for applications to be 'called-in' for decision at a Council meeting.</p> <p>It includes as an appendix the <b>Planning Application Submitters and Objectors Engagement Procedure</b> which originally commenced on 5 December 2016.</p>
9 February 2015	<p><b>Greening Our Future: Environment Strategy</b></p> <p><b>Council Decision</b> Moved: Councillor Taylor Seconded: Councillor Spelman</p>	<p>The Greening Our Future Environment Strategy is a comprehensive strategy document that replaced a number of</p>

Date	Resolution	Comment
	<p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Adopts the <i>Greening Our Future: Environment Strategy 2014-24</i>.</li> <li>Notes that the associated costs will be subject to Council's normal budget approval process.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>existing environmental policies and plans of Council.</p> <p>It contains a detailed set of actions to address all aspects of environmental management activity.</p>
2 March 2015	<p><b>NOM 1085 On-site Car Parking</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Cunial</p> <p><i>That the Minister for Planning be invited to meet with Frankston City Council to discuss the car parking issues experienced in Frankston in relation to new development and the unsatisfactory operation of the standard car parking provisions under the Planning and Environment Act 1987 and the relevant planning scheme provisions.</i></p> <p><b>Carried Unanimously</b></p>	<p>This resolution was relevant to Council's attempts to introduce two car parking overlays: one for residential visitor parking for multi-dwelling developments and a separate one for all new development in the FMAC area. Only the latter of these amendments was supported by the Minister for Planning and Am C111 was eventually gazetted on 22<sup>nd</sup> November 2018.</p> <p>Am C114 which sought to introduce Council's Multi-Dwelling Visitor Parking Guidelines into the Planning Scheme as a Parking Overlay, was not allowed by the Minister for Planning: In February 2017, Council was advised that the Minister for Planning did not authorise the preparation and exhibition of Am C114.</p>
23 March 2015	<p><b>Homelessness in Frankston</b></p> <p><b>Council Decision</b></p> <p><i>Moved: Councillor Aitken      Seconded: Councillor Hampton</i></p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Approves, subject to external organisations achieving funding and Council facilitation support only, a 12 month pilot to establish 3 'Magpie Nest' model houses in Frankston.</li> </ol>	<p>Council has maintained a strong interest in the provision of affordable and social housing in Frankston, with a particular focus on addressing homelessness.</p> <p>The "Magpie Nest" model referred to here was successfully facilitated by Council as a 'one off' with local</p>

Date	Resolution	Comment
	<p>2. Subject to Council approval of the project, a report be presented to Council at the conclusion of the twelve months outlining the results.</p> <p>3. An implementation report be brought to Council outlining the program guidelines and framework on the operational activities of the proposal prior to it commencing.</p> <p>4. Approves officers to commence discussions with Wintringham regarding how existing Council services can support their model in Frankston at no additional cost to Council.</p> <p>5. Develop and implement an advocacy platform regarding homelessness</p> <p>6. Approves work to develop a Rooming House Strategy and Regulatory Practice Guidelines.</p> <p><b>Carried Unanimously</b></p>	<p>providers, however it was subject to funding constraints so it has not continued.</p> <p>Council's Housing Strategy 2018 sets out the multiple roles of Council in housing provision including as a regulator and an advocate. (The Frankston Housing Strategy was adopted by Council on 4 June 2018) In 2018, Council was successful in winning a substantial SHIP Grant, which will support the development of housing feasibility projects for affordable and social housing on three Government owned sites in Frankston</p>
13 April 2015	<p><b>NOM 1097 Approved Planning Permit Statement</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Taylor</p> <p><i>That the following statement, to be printed on yellow paper, be included with every planning permit issued by Frankston City Council.</i></p> <p><i>"VERY IMPORTANT NOTICE</i> <i>Dear Applicant,</i> <i>Congratulations on securing a planning approval for your development.</i> <i>Frankston City Council is serious about its responsibilities for ensuring excellent development outcomes at all times.</i> <i>Council will take every effort to ensure its planning approvals and all conditions are carefully implemented.</i> <i>Please comply with every requirement set out in this Permit. Should you need to make any change to your development, please discuss this with Council's Planning Department prior to construction.</i> <i>Council reserves its rights under the Planning and Environment Act 1987 to issue a Statement of Compliance only to those developments where it is satisfied that they are consistent with the applicable planning permit, its conditions and any relevant approved plans"</i></p>	<p>This instruction was implemented by the Statutory Planning Branch in mid-2015. As most planning permits are now issued electronically the message has been modified as part of the 'eplanning' process redesign. (Council's Digital Strategy implementation has included the planning permit process as a pilot activity in 2017/2018 to deliver on-line lodgement and assessment of planning applications.)</p>

Date	Resolution	Comment
	<b>Carried Unanimously</b>	
13 April 2015	<p><b>NOM 1098 Advanced landscaping requirements for driveways in multi-unit developments.</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Taylor Seconded: Councillor Aitken</i>  <i>That the standard of landscaping along the fence line of a driveway in multi dwelling developments include the requirement for vegetation to a minimum of 1.5m height at maturity for future applications, and that this be applied as a standard requirement to be implemented immediately.</i></p> <p><b>Carried Unanimously</b></p>	<p>This instruction was implemented by the Statutory Planning Branch in May 2015. It has been included in the set of standard conditions for multi dwellings used by Frankston's planners.</p>
13 April 2015	<p><b>Post War Modernist Heritage Study (Stage 2) - Individual Citations - Request to prepare and exhibit Planning Scheme Amendment</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Aitken Seconded: Councillor Hampton</i>  <i>That Council seek authorisation from the Minister for Planning to prepare and exhibit a Planning Scheme Amendment to add the nominated properties listed in the Report to the Heritage Overlay of the Frankston Planning Scheme.</i></p> <p><b>Carried Unanimously</b></p>	<p>Am C110 (Part 1) was gazetted on 14 January 2016. The Amendment applies the Heritage Overlay (HO) to thirteen properties in Frankston and Frankston South.</p> <p>Am C110 (Part 2) was gazetted on 18 February 2016. This introduced a further 4 properties into the Frankston Planning Scheme arising from the Post War Modernist Heritage Study Part 2.</p>
13 April 2015	<p><b>Erosion Management Overlay - Data Collection in the Oliver's Hill Area - Continued Compilation of Data</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Dooley Seconded: Councillor Taylor</i>  <i>That Council abandons the continued compilation of geotechnical data consistent with the methodology adopted in the previous Council report on this matter.</i></p> <p><b>Carried Unanimously</b></p>	<p>An earlier study into slope stability undertaken for Council had recommended that Council gather and maintain monitoring data for the Oliver's Hill area, provided landowners were sufficiently supportive. A survey of landowners revealed that few were interested in participating, so this initiative was not continued.</p>
13 April 2015	<p><b>Streamlined process for Industrial Applications</b></p> <p><b>Council Decision</b></p>	<p>Council here has approved a streamlined process for industrial planning applications, and had earlier</p>

Date	Resolution	Comment
	<p>Moved: Councillor Taylor Seconded: Mayor Mayer</p> <p><i>That:</i></p> <ol style="list-style-type: none"> <li><i>Council endorses the streamlined program for Industrial Planning Applications and its widespread promotion.</i></li> <li><i>The program be promoted widely to regular users and that the report on industrial applications be reported quarterly in the regular progress reports to Council.</i></li> <li><i>Council endorses the Priority Procedure for Planning Applications in the Frankston Metropolitan Activity Centre, and be promoted widely to regular users.</i></li> </ol> <p><b>Carried</b></p>	<p>approved a streamlined process for all planning applications within the FMAC area.</p> <p>Officers have implemented a process where eligible applications are considered at a fortnightly internal meeting and potential referral issues are expedited. Planning scheme provisions for these developments have been progressively simplified or removed, so that the remaining approvals can be more easily handled.</p>
13 April 2015	<p><b>Local Planning Policy: Gaming</b></p> <p><b>Council Decision</b> <b>Moved: Councillor Dooley Seconded: Councillor Aitken</b></p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Endorses the 'Frankston Local Gambling Policy Planning Implementation Report' including recommendations pertaining to the Frankston Planning Scheme.</i></li> <li><i>Includes the gaming revisions to the Municipal Strategic Statement and the new Local Planning Policy as part of the documentation of the Planning Scheme Review to be forwarded to the Minister for Planning for authorisation to prepare and exhibit a planning scheme amendment.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council's new policy on Gaming Machines was incorporated into the Frankston Planning Scheme by Am C100, on 19 October 2017.</p>
25 May 2015	<p><b>Local Planning Policy: Gaming</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Dooley</p> <p><i>That Council endorses the Frankston Gaming Local Policy, amendments to clause 21.08 and the Schedule to Clause 52.28-3 of the Municipal Strategic Statement.</i></p>	<p>Council's new policy on Gaming Machines was incorporated into the Frankston Planning Scheme by Am C100, on 19 October 2017. (This item was revisited to ensure that Council had properly adopted the</p>



Date	Resolution	Comment
	<b>Carried Unanimously</b>	Gaming Policy and authorised the planning scheme amendment content.)
25 May 2015	<b>Frankston Metropolitan Activity Centre Structure Plan</b>  Moved: Councillor Hampton      Seconded: Councillor Taylor <i>That Council:</i> <ol style="list-style-type: none"> <li>Adopts the Frankston Metropolitan Activity Centre Structure Plan</li> <li>Authorises officers to lodge a request with the Minister for Planning to prepare a planning scheme amendment to implement the Structure Plan into the Frankston Planning Scheme.</li> <li>Endorses the Action Plan.</li> </ol> <b>Carried</b>	Council adopted the Frankston Metropolitan Activity Centre Structure Plan (FMAC Structure Plan) and authorised officers to submit a request with the Minister for Planning to prepare a Planning Scheme Amendment to implement the FMAC Structure Plan into the Frankston Planning Scheme. Amendment C111 was gazetted on 22 November 2018. Amendments C123 and C124 are with the minister for final approval and gazettal. These three amendments will together implement the main planning scheme changes envisaged by the FMAC Structure Plan and the FMAC Action Plan.
22 June 2015	<b>Frankston Planning Scheme Amendment C109 - Report on Review of Submissions to the Amendment and Progression to a Planning Panel</b>  <b>Council Decision</b> <i>Moved: Councillor Taylor      Seconded: Councillor Cunial</i>  <i>That:</i> <ol style="list-style-type: none"> <li>Council notes the submissions to Frankston Planning Scheme Amendment C109 Erosion Management Overlay.</li> <li>Council continues to progress Amendment C109.</li> <li>Council write to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C109.</li> <li>Council advises all submitters of Council's decision.</li> </ol> <b>Carried Unanimously</b>	The permanent provisions for managing land slip risk for the Oliver's Hill area were introduced into the Frankston Planning Scheme by Am C109 on 3 March 2016.

Date	Resolution	Comment
13 July 2015	<p><b>NOM 1126 Cash in lieu car parking scheme</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Cunial</p> <p><i>That Council implements Cash-in-lieu of Car Parking Scheme for the Frankston Metropolitan Activity Centre that will allow Council to directly attract funding for public car parking from new developments in the FMAC Structure Plan area. The Cash-in-lieu of Car-parking scheme will have the following key elements:</i></p> <ul style="list-style-type: none"> <li>a) <i>That locations be identified with in the FMAC which could be utilised for car parking, using funding from a future cash in lieu scheme and a report be brought back to Council quarterly on the progress of the cash in lieu scheme.</i></li> <li>b) <i>A Parking Scheme Overlay will apply to all developments in the FMAC area to ensure they are eligible to participate in the Cash-in-lieu of Car Parking Scheme should they choose not to provide the Frankston Planning Scheme's required car parking spaces on their own development site.</i></li> <li>c) <i>Council's Cash-in-lieu of Car Parking Scheme may include the funding of additional public car parking areas to be provided within the FMAC area as components of the Cash-in-Lieu of Car Parking Scheme.</i></li> <li>d) <i>That this project become a priority of Council.</i></li> <li>e) <i>That a comprehensive report be brought back to Council on the Parking Precinct Plan that has been undertaken to date and the cost.</i></li> </ul> <p><b>Carried Unanimously</b></p>	<p>Am C111 was prepared by Council in 2015-2016 to introduce a car parking overlay for the FMAC area, including a cash-in-lieu of car parking scheme.</p> <p>Am C111 was gazetted on 22<sup>nd</sup> November 2018.</p>
13 July 2015	<p><b>Metropolitan Planning Levy</b></p> <p><b>Council Decision</b> Moved: Councillor Taylor      Seconded: Councillor Tayler</p> <p><i>That the Council:</i></p> <ul style="list-style-type: none"> <li>1. <i>Write to the Premier of Victoria, the Minister for Planning, the Opposition Leader and the Shadow Planning Minister to request that the revenue from the Metropolitan Planning Levy be diverted to Local Government to assist with the rising cost of assessing Planning Applications; and</i></li> <li>2. <i>Write to the Premier of Victoria, the Minister for Planning, the Opposition Leader and the Shadow Planning Minister to request the implementation of indexation on planning application fees to assist Local Government to offset the rising cost of assessing Planning Applications.</i></li> </ul>	<p>Council's advocacy to the State Government was partly successful in that regulated town planning application fees were increased by the State Government in October 2016.</p> <p>However no change to the allocation of funds raised by the Metropolitan Planning Levy has been achieved to date.</p>

Date	Resolution	Comment
	<p><b>Background</b></p> <p><i>On 1 July 2015, the State Government introduced the Metropolitan Planning Levy. The Levy applies to all planning applications over \$1M. The Levy rate is set at \$1.30 per \$1,000 (or 0.13% of the whole value of the development) for affected projects.</i></p> <p><i>The Levy must be paid to the State Revenue Office to receive a Levy certificate. Responsible authorities in the Melbourne metropolitan area are required to check that, if required, a valid Levy certificate is submitted with a Planning Permit application.</i></p> <p><i>In the 14/15 financial year, Council's total fee income was \$600,000 while the labour and associated costs of the Statutory Planning service totalled around \$1.5 million a net cost to the ratepayer of \$900,000. This is due to the Government not implementing Planning Fee indexation.</i></p> <p><i>The implementation of Rate Capping, the absence of Planning Fee Indexation, the rising cost associated with accessing planning applications and now, the cost of administering Valid Levy Certificates, will be a challenge for all Victorian Councils.</i></p> <p><i>This highlights that residents are subsidising developers' profits while the State Government is imposing additional charges for their own revenue while simultaneously continuing to demand Council's reduce costs and spending further, constraining Council's ability to deliver services.</i></p> <p><b>Carried Unanimously</b></p>	
3 August 2015	<p><b>NOM 1131 Cash in lieu Steering Committee</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Taylor</p> <p><i>That this Council form a Steering Committee comprising interested Councillors, CEO and Officers from the Planning Department to overview the completion of Council's Cash-in Lieu Car Parking Scheme and this committee to meet on a monthly basis in order to prepare a business case for a cash-in lieu public car park facility in the Frankston Metropolitan Activity Centre (FMAC) by January 2016.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council's FMAC Parking Precinct Plan was adopted by Council on 8 August 2017.</p> <p>Am C111 was prepared by Council in 2015-16 to introduce a car parking overlay for the FMAC area, including a cash-in-lieu of car parking scheme.</p> <p>Am C111 was eventually gazetted on 22<sup>nd</sup> November 2018</p>
3 August 2015	<p><b>NOM 1132 Multi-Dwelling Visitor Car Parking Guidelines</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Taylor</p>	<p>Am C114 which sought to introduce Council's Multi-Dwelling Visitor Parking Guidelines into the Planning Scheme as a Parking Overlay, was not approved by the Minister for Planning to go on</p>

Date	Resolution	Comment
	<p><i>That a report be prepared for Council on the business case and process for the preparation of an amendment to the Frankston Planning Scheme that will effectively incorporate the visitor car-parking provision standards as set out in Council's Multi-Dwelling Visitor Car Parking Guidelines and apply these to all relevant residential zones without impacting on neighbourhood character and landscape area. This is to ensure the consistent implementation of the visitor car parking provisions for all new multi-unit residential development.</i></p> <p><b>Carried Unanimously</b></p>	<p>public exhibition. Council was advised of the Minister's decision on 28 February 2017</p>
3 August 2015	<p><b>Private Planning Scheme Amendment Policy</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Aitken Seconded: Councillor Cunial</i>  <i>That Council support the adoption of the draft Private Planning Scheme Amendment Policy and agree that the draft Policy be placed on public exhibition for a four (4) week period.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council introduced a policy and fee schedule for accepting and processing privately sponsored planning scheme amendments as a result of this decision. Council's fees were superseded by the new fees for planning scheme amendments that were introduced by the State Government in October 2016.</p>
3 August 2015	<p><b>NOM 1128 - Oliver's Hill Lookout</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Tayler Seconded: Councillor Dooley</i></p> <p><i>In line with the draft Coastal Management Plan, that Council supports the request for signage at Oliver's Hill lookout to enable visitors to understand the history of Oliver's Hill and Frankston also that large binoculars be installed at the lookout.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council adopted a new Coastal Management Plan for Frankston in 2016. The Oliver's Hill Lookout was identified as a key tourist asset for the city and the plan recommended an upgrade of the public facilities and infrastructure at that location. This is yet to be fully implemented, however the current Oliver's Hill Breakwater project is likely to result in improved pedestrian access and interpretative signage for this area</p>
24 August 2015	<p><b>Frankston Planning Scheme Amendment C110 - Report on Review of Submissions to the Amendment and Progression to a Planning Panel</b></p> <p><b>Council Decision</b>  <i>Moved: Councillor Aitken Seconded: Councillor Mayer</i></p>	<p>Am C110 (Part 1) was gazetted on 14 January 2016. The Amendment applies the Heritage Overlay (HO) to thirteen properties in Frankston and Frankston South.</p>

Date	Resolution	Comment
	<p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Notes the submissions to Frankston Planning Scheme Amendment C110 (application of the Heritage Overlay to seventeen (17) properties).</i></li> <li><i>Resolves to split Amendment C110 into two parts.</i></li> <li><i>Resolves to adopt Amendment C110 part A and forward this to the Minister for Planning for approval.</i></li> <li><i>Authorises Officers to request an independent Planning Panel be convened to consider the submissions objecting to Amendment C110 part B.</i></li> <li><i>Advises all submitters of Council's decision.</i></li> </ol> <p><b>Carried</b></p>	<p>Am C110 (Part 2) was gazetted on 18 February 2016. This introduced a further 4 properties into the Frankston Planning Scheme arising from the Post War Modernist Heritage Study Part 2.</p>
26 October 2015	<p><b>Draft Community Engagement Policy 2015-2017</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Tayler</p> <p><i>That:</i></p> <ol style="list-style-type: none"> <li><i>Council re-endorses the Draft Community Engagement Policy 2015-2017.</i></li> <li><i>Council notes that changes to the policy (as per the attachment showing amendments) are minimal and as such the amended policy does not trigger a public exhibition process.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has sought to introduce consistency to its community engagement activity across all Council areas of activity. For recent planning projects and scheme amendments, Council has implemented consultation activity that extends well beyond the normal statutory requirements for public advertising and review. The Community Engagement Policy is now due for review and this should be completed by the end of 2019.</p>
26 October 2015	<p><b>Earthworks and the Importation of Fill - Planning Controls</b></p> <p><b>Council Decision</b> Moved: Councillor Dooley Seconded: Councillor Tayler</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Applies to the Minister for Planning in accordance with Section 9(3) of the Planning and Environment Act 1987 to obtain authorisation to prepare Amendment C112 which will introduce planning controls for:</i> <ul style="list-style-type: none"> <li><i>Earthworks which change the rate of flow or the discharge point of water across a property boundary;</i></li> <li><i>Earthworks which increase the discharge of saline groundwater; and</i></li> <li><i>Earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill.</i></li> </ul> </li> </ol>	<p>Amendment C112 was gazetted in 13 October 2016. The amendment changes the Schedule to the Green Wedge Zone (Clause 35.04), Schedules 1, 1, 3 and 4 to the Rural Conservation Zone (Clause 35.06), the Schedule to the Farming Zone (Clause 35.07) and Schedule 4 to the Design and Development Overlay (Clause 43.02), to require permits for earthworks and land filling activities.</p>

Date	Resolution	Comment
	<p>2. Authorises Council officers to prepare the amendment documents.</p> <p>3. Once authorisation is received, exhibit Planning Scheme Amendment C112 in accordance with Sections 17-19 of the Planning and Environment Act 1987, notifying all owners, occupiers and prescribed authorities.</p> <p><b>Carried Unanimously</b></p>	<p>This is an important change to allow Council to ensure that earthworks in rural areas of the city do not interfere with stormwater and drainage flow.</p>
26 October 2015	<p><b>Frankston Native Vegetation Protection Study - Request to prepare and exhibit Planning Scheme Amendment</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Dooley</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Adopts the Frankston Native Vegetation Protection Study.</li> <li>Applies to the Minister for Planning in accordance with Section 9 (3) of the Planning and Environment Act 1987 to obtain authorisation to prepare and exhibit a Planning Scheme Amendment to implement the recommendations of the Frankston Native Vegetation Protection Study.</li> <li>Authorises Council Officers to prepare the amendment documentation.</li> <li>Once authorisation is received, exhibits the Planning Scheme Amendment in accordance with Sections 17 – 19 of the Planning and Environment Act 1987, notifying all owners, occupiers and prescribed authorities.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has progressively enhanced the Frankston Planning Schemes vegetation protection provisions to ensure that the native habitat and landscape values of native vegetation can be better protected. Amendment C113 to the Frankston Planning Scheme was gazetted on 4 May 2017. The amendment implements the findings of the <b>‘Frankston Native Vegetation Protection Study, January 2016’</b> updates vegetation protection controls to conform to Australian Standards, provides consistent permit triggers for buildings and works and vegetation removal, corrects mapping anomalies and removes outdated vegetation protection controls.</p>
26 October 2015	<p><b>Planning Scheme Amendment C109 - Report on Findings and Recommendations of Panel Report</b></p> <p><b>Council Decision</b> <i>Moved: Councillor Dooley Seconded: Councillor Tayler</i> <i>That Council notes the Panel Report and authorises officers to request the Minister for Planning to adopt Amendment C109 as exhibited, and replace the interim provisions with the permanent controls.</i></p> <p><b>Carried Unanimously</b></p>	<p>The permanent provisions for managing land slip in the Oliver’s Hill area were introduced into the Frankston Planning Scheme by Am C109 on 3 March 2016.</p>



Date	Resolution	Comment
16 November 2015	<p><b>Affordable Housing and Homelessness</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Tayler</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Receives the draft discussion paper.</i></li> <li>2. <i>Notes the 'Community Roof' project is subject to an existing and separate process.</i></li> <li>3. <i>Endorses the recommendations which include:</i> <ol style="list-style-type: none"> <li>3.1 <i>Advocating to State and Commonwealth Government for a standard set of indicators and quarterly reporting to be built into NGO funding agreements to enable real time trends</i></li> <li>3.2 <i>Advocating to State Government to amend the Victorian Planning provisions to authorise Local Government to make decisions about rooming house density and location</i></li> <li>3.3 <i>Enhancing planning controls to encourage more affordable housing in Frankston</i></li> <li>3.4 <i>Advocating to State Government for improved duty of care provisions to ensure adequate on site management of rooming houses</i></li> <li>3.5 <i>Supporting accommodation options for people experiencing homelessness including:</i> <ol style="list-style-type: none"> <li>3.5.1 <i>Development of the 'Community Roof' project</i></li> <li>3.5.2 <i>Establishing a suitable independent governance structure to manage collection and expenditure of donations to address and prevent homelessness</i></li> <li>3.5.3 <i>Seeking State Government funding partnership to establish a housing demonstration project</i></li> <li>3.5.4 <i>Advocating to State Government for assertive case management.</i></li> </ol> </li> </ol> </li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has taken a number of steps to address affordable housing and homelessness within Frankston. Council was successful in 2016 in obtaining a State Government grant to prepare feasibility studies for affordable and social housing projects on Government owned land. When completed in late 2019, this work may lead to further planning scheme changes being sponsored by Council.</p>
7 December 2015	<p><b>Planning Scheme Amendment C110 Part 2 – Report on Findings and Recommendations of Panel Report</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Cunial</p> <p>That Council note the Panel Report and authorise officers to request the Minister for Planning to adopt the Amendment as exhibited subject to the following changes:</p>	<p>Amendment C110 added a further 4 entries onto Council's Heritage Overlay, following a formal panel review process. Am C110 (Part 2) was gazetted on 18 February 2016</p>

Date	Resolution	Comment
	<ul style="list-style-type: none"> <li>Delete the reference to the former squash court in 83-99 Stotts Lane, Frankston South (HO74) in the Schedule to the Heritage Overlay and reduce the extent of the Heritage Overlay to exclude the former squash court and caretaker's residence.</li> </ul> <p><b>Carried</b></p>	
7 December 2015	<p><b>Draft Frankston Coastal Management Plan</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Taylor <i>That:</i></p> <ol style="list-style-type: none"> <li><i>The draft Coastal Management Plan is endorsed for public exhibition and comment;</i></li> <li><i>The consultation process closes on Wednesday 3 February 2016;</i></li> <li><i>A copy of the draft document be forwarded to the Premier, Minister for Environment, Minister for Local Government highlighting the potential for additional costs associated with Council managing crown land, and that this may prove difficult as a result of the impact of rate capping;</i></li> <li><i>The draft Coastal Management Plan contain a section in its own right titled Weed Management; and</i></li> <li><i>A further report on the outcomes of the consultation process be presented to Council by April 2016.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council adopted the Frankston Coastal Management Plan in 2016. This document provides guidance for managing new development and activities across the full extent of Frankston's 11km coastline and foreshore areas.</p> <p>The Coastal Plan 2016 should be included in the Frankston Planning Scheme as an incorporated document.</p>
7 December 2015	<p><b>Funding of Frankston history film and Frankston history event 2016</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Cunial</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Endorses the completion of the Frankston history film with a total funding commitment of \$7,500; and</i></li> <li><i>Supports the convening of another Frankston History event at a cost of no more than \$2,500.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has instituted an annual history day to celebrate and promote Frankston's social history. This activity complements efforts to add properties to the Frankston Planning Scheme's heritage overlay.</p>
1 Feb 2016	<p><b>NOM 1189 - Meetings with applicants for proposed developments</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton Seconded: Councillor Aitken</p>	<p>The <i>Town Planning Processes Guide for Councillors</i> (Document Number A3219028) was formally adopted by Council at its meeting held on 13 June 2017 as part of the</p>

Date	Resolution	Comment
	<p><i>That Council resolves that at any scheduled meetings, held between a Councillor and the developer/applicant/consultant for any development proposed within the City of Frankston, a minimum of two members of Council staff also be in attendance.</i></p> <p><i>That legal advice be sought to have this incorporated into the Councillor Code of Conduct.</i></p> <p><b>Carried</b></p>	<p><b><i>Councillor and Staff Interaction Policy 2017.</i></b></p> <p>It was modified by NoM 2018/31 on 4 June 2018 to add a requirement for Councillors to fill out a standard template for all call-ins including grounds for the call in.</p> <p>This adopted document sets out the triggers and procedures for applications to be 'called-in' for decision at a Council meeting.</p> <p>It includes as an appendix the <b><i>Planning Application Submitters and Objectors Engagement Procedure</i></b> which commenced on 5 December 2016.</p> <p>This Procedure stipulates the need for 2 Council officers to be present whenever Councillors meet with applicants whose planning application is yet to be decided.</p>
15 March 2016	<p><b>NOM 1195 - Metropolitan Planning Levy</b></p> <p><b>Council Decision</b> Moved: Councillor Taylor Seconded: Councillor Mayer</p> <p><i>That Council writes to the Minister for Planning, Hon Richard Wynne, requesting:</i></p> <ol style="list-style-type: none"> <li><i>an exemption for the requirement to pay \$2,000 to the Metropolitan Planning Levy for the redevelopment of the Frankston Basketball Stadium; and</i></li> </ol>	<p>Council was unsuccessful in its request to the State Government that Council be exempted from paying the Metropolitan Planning Levy for community infrastructure projects.</p>

Date	Resolution	Comment
	<p>2. <i>an exemption for local government from the requirement to pay the Metropolitan Planning Levy for the development of community facilities.</i></p> <p><i>Further, that copies of the letter be sent to the Minister for Local Government, Hon Natalie Hutchins, Shadow Minister for Planning and Shadow Minister for Local Government, Hon David Davis, State Member for Frankston, Mr Paul Edbrooke and State Member for Carrum, Ms Sonya Kilkeny.</i></p> <p><b>Carried Unanimously</b></p>	
26 April 2016	<p><b>Frankston Planning Scheme Amendment C113 - Report on Review of Submissions to the Amendment and Progression to a Planning Panel.</b></p> <p><b>Council Decision</b> Moved: Councillor Mayer Seconded: Councillor Cunial <i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Notes the submissions to Frankston Planning Scheme Amendment C113 Frankston Vegetation Review.</i></li> <li><i>Continues to progress Planning Scheme Amendment C113.</i></li> <li><i>Writes to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C113.</i></li> <li><i>Advises all submitters of Council's decision</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Am C113 was adopted on 4 May 2017. The amendment implements the findings of the 'Frankston Native Vegetation Protection Study, January 2016 updates vegetation protection controls to conform to Australian Standards, provides consistent permit triggers for buildings and works and vegetation removal, corrects mapping anomalies and removes outdated vegetation protection controls</p>
16 May 2016	<p><b>Endorsement of the Melbourne Water Flood Management Strategy - Port Phillip and Westernport.</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton Seconded: Councillor Tayler <i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Endorses the Melbourne Water Flood Management Strategy – Port Phillip and Westernport; and</i></li> <li><i>Notes the endorsement of the Strategy carries no financial obligation to Council.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has been working with Melbourne Water on the need to update the LSIO and SBO overlays in the Frankston Planning Scheme to reflect new modelling, the impacts of sea level rise, and to differentiate the Melbourne Water and Council management sub-catchments for development assessment purposes.</p> <p>As a result of the completion of new flood mapping work, Council will need to initiate a new planning scheme</p>

Date	Resolution	Comment
		amendment to update the SBO and LSIO overlay maps and to introduce a new schedule and overlay map for land that will be subject to inundation as a result of predicted sea level rise
16 May 2016	<p><b>NOM 1203 - Heritage Trail - Streetscape Images</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Taylor Seconded: Councillor Aitken</p> <p><i>That a review be undertaken and reported back to Council for the potential installation of historic interpretive signage pictures of streetscapes at selected locations across the Frankston Metropolitan Activity Centre by July meeting.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council's Heritage Advisory Committee has overseen a project to implement a heritage trail of interpretative panels in Frankston.</p> <p>A series of 5 panels have been designed as part of this initiative with installation of the first few to be completed by June 2019.</p>
3 July 2017	<p><b>Submission - Review of the Public and Shared Housing Reforms</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor McCormack Seconded: Councillor Aitken</p> <p>That:</p> <ol style="list-style-type: none"> <li>1. Council endorses the submission (Attachment A) dated 16 June 2017 to the Review of the Public and Shared Housing Reforms.</li> <li>2. Officers forward the submission to the Department of Environment, Land, Water and Planning noting that the submission is now an adopted Council position.</li> <li>3. That the submission also recommends that future changes should allow Councils to have the ability to assess 'built form', 'location', 'management' and 'cumulative and amenity impacts' that are associated with public and shared housing.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has consistently sought better controls across a range of legislation to help regulate boarding houses and other forms of shared accommodation. While Council continues to advocate for greater provision of affordable and social housing in the city, the need to protect residential amenity remains a critical concern of planning for new development.</p>
18 July 2016	<p><b>Assessment of the Down's Estate Community Working Group Project Proposal</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Aitken Seconded: Councillor Cunial</p>	<p>The Downs Estate is a large parcel of private land owned by Council abutting the Seaford Wetlands Ramsar site. Council has licensed a community group to use a portion of the Down's</p>

Date	Resolution	Comment
	<p><i>That Council resolves to support Option 4 (\$40,000) to:</i></p> <p>A. <i>Support the Down's Estate Community Working Group (DECWG) proposal in principle.</i></p> <p>B. <i>Enter into a 12 month limited use licence for certain activities once the group is incorporated.</i></p> <p>C. <i>Undertake basic restoration of the shed including security measures (\$32,000).</i></p> <p>D. <i>Undertake some minor works (\$8,000).</i></p> <p>E. <i>Retain the house for a further 18 months with the option to renovate it contingent on funding availability and the progress of the DECWG program.</i></p> <p>F. <i>Noting that any proposed funding from Council's budget is subject to consideration at the mid-year budget review and its adoption by Council.</i></p> <p><b>Carried Unanimously</b></p>	<p>Estate for a range of community environmental and educational activities that complement the natural values of that are to be retained and protected on this site.</p> <p>Council should further consider the appropriate zoning of this land to reflect its conservation status using for example the Public Conservation and Resource Zone. The same could apply to other Council and Melbourne Water owned land parcels within the Seaford Wetlands area.</p>
3 July 2017	<p><b>Frankston Green Wedge Management Plan Stakeholder Engagement Program</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack      Seconded: Councillor Aitken</p> <p>1. <i>That Council endorses Stream 1 and Stream 2 of the Stakeholder Engagement Program towards the production of a Green Wedge Management Plan.</i></p> <p>2. <i>With respect to Stream 3:</i></p> <p>a) <i>All meetings proposed for a 'deliberating group' are to be open to any member of the community wishing to participate and there is to be no 'random selection' of ratepayers for this purpose.</i></p> <p>b) <i>All community engagement meetings are to be advertised on Council's website.</i></p> <p><b>Carried</b></p>	<p>The Green Wedge lands comprise one third of the Frankston City area. Council is required to undertake the preparation of a GWMP by State Government regulation. Given the importance of the Green Wedge to the city and the community, Council has sought to broaden the engagement opportunities for the participation of interested people in the GWMP preparation process.</p> <p>The draft GWMP is expected to be exhibited by Council in April/May 2019.</p>
3 July 2017	<p><b>NOM 1336 - Green Infrastructure</b></p> <p><b>Council Decision</b> Moved: Councillor Toms      Seconded: Councillor Aitken</p> <p><i>That a report be prepared for the October Council meeting detailing options for Frankston City Council to become a leader in Urban Forest / green initiatives.</i></p>	<p>Council has consistently sought to improve its planning policies and provisions to support 'green' initiatives including Ecologically Sustainable Development (ESD), Water Sensitive Urban Design (WSUD), Urban Forest outcomes and incentives to support</p>



Date	Resolution	Comment
	<p><i>The report should consider:</i></p> <ol style="list-style-type: none"> <li><i>1. Current and future green initiatives within the Frankston municipality including the delivery of a boulevard program;</i></li> <li><i>2. Current initiatives run by State Government or other municipalities and the possibility of these programs being initiated within Frankston, for example Melbourne City Council's Green Infrastructure fund;</i></li> <li><i>3. Opportunities to replicate successful funding models for green initiatives elsewhere;</i></li> <li><i>4. Opportunities to ensure green infrastructure, other than tree canopies, is incorporated into the fabric of the city, including, but not limited to green walls and roofs; and</i></li> <li><i>5. The timing and resources required for preparation of an Urban Forest Action Plan and how such a plan could incorporate green infrastructure other than tree canopy, including but not limited to green walls and roofs.</i></li> <li><i>6. That Council officers explore and research the practice of resident and commercial rebates for the use of green friendly products and practices (City of Whitehorse) and consider them for the City of Frankston where it is demonstrated to be practicable and beneficial.</i></li> </ol> <p><b>Carried</b></p>	<p>quality urban design and energy efficiency in new buildings and urban area. This interest culminated in a resolution in 2018 to implement mandatory ESD provisions into the Frankston Planning Scheme. These are expected to be introduced as a part of "group of Councils' planning scheme amendment in 2020.</p>
18 July 2016	<p><b>Frankston Planning Scheme Amendment C100 - Report on Review of Submissions to the Amendment and Progression to a Planning Panel</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Mayer That Council:</p> <ol style="list-style-type: none"> <li><i>1. Notes the submissions to Frankston Planning Scheme Amendment C100 LPPF Review.</i></li> <li><i>2. Continues to progress Planning Scheme Amendment C100.</i></li> <li><i>3. Writes to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C100.</i></li> <li><i>4. Advises all submitters of Council's decision.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council's previous review of the Frankston Planning Scheme (undertaken in 2013-2014) resulted in the preparation and adoption of Am C100. Background work commenced in July 2013. Am C100 was exhibited from April to June 2016. The amendment was heard by a Panel and subsequently adopted by Council. Am C100 was finally gazetted by the Minister for Planning on 19 October 2017.</p>
18 July 2016	<p><b>Response to the Joint Letter to Support the Part Rezoning of the Langwarrin Low Density Residential Zone to the General Residential Zone</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton Seconded: Councillor Cunial</p>	<p>Council receives occasional requests for land to be rezoned to allow a higher residential densities. Council's consistent approach has been to refer these to the preparation and</p>

Date	Resolution	Comment
	<p><i>That:</i></p> <ol style="list-style-type: none"> <li><i>Council notes the Joint Letter was tabled and that the matters raised in the Joint Letter will be addressed at a future Council meeting within 6 – 12 months.</i></li> <li><i>The head signatory of the Joint Letter to be advised in writing of the action to be taken by Council to review its Housing Strategy and that the Joint Letter will be considered in full as a submission for the Frankston Housing Strategy Review to be undertaken within the current 2016-2017 financial year.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>implementation of the Frankston Housing Strategy.</p> <p>This submission for the rezoning of land in Warrandyte Road, Langwarrin was considered as part of the Housing Strategy but did not get support in the Strategy recommendations. The Frankston Housing Strategy was adopted by Council on 4 June 2018. It will be implemented by proposed amendment C120 which is currently in preparation. The rezoning of Warrandyte Road to the General Residential Zone is not included in Am C120.</p>
8 August 2016	<p><b>Proposed Amendment C114: Multi-Dwelling Visitor Parking Overlay</b></p> <p><b>Council Decision</b>  Moved: Councillor Hampton      Seconded: Councillor Cunial  <i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Applies to the Minister for Planning in accordance with Section 9 (3) of the Planning and Environment Act 1987 to obtain authorisation to prepare and exhibit Planning Scheme Amendment Am C114 to introduce a Parking Overlay and related Schedule to the Frankston Planning Scheme.</i></li> <li><i>Authorises Council officers to prepare the amendment documentation.</i></li> <li><i>Once authorisation is received, exhibit the Planning Scheme Amendment in accordance with Sections 17 – 19 of the Planning and Environment Act 1987, notifying all owners, occupiers and prescribed authorities.</i></li> <li><i>Authorises the preparation of a report on introducing a Resident's Parking Permit Scheme for selected residential and suburban locations within the City experiencing on-street parking conflicts.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Am C114 which sought to introduce Council's Multi-Dwelling Visitor Parking Guidelines into the Planning Scheme as a Parking Overlay, was not approved by the Minister for Planning to go on public exhibition. Council was advised of the Minister's decision on 28 February 2017.</p>
8 August 2016	<p><b>Proposed Planning Scheme Amendment C111 to introduce a Parking Overlay and Schedule into the Frankston Planning Scheme for the Frankston Metropolitan Activity Centre.</b></p>	<p>Am C111 that was gazetted on 22 November 2018 introduces a Car</p>

Date	Resolution	Comment
	<p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Cunial</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Applies to the Minister for Planning in accordance with Section 9 (3) of the Planning and Environment Act 1987 to obtain authorisation to prepare and exhibit a Planning Scheme Amendment to introduce a Parking Overlay to the Frankston Planning Scheme that includes revised parking rates and a 'cash in lieu' provision for car parking in the Frankston Metropolitan Activity Centre.</li> <li>2. Adopts the FMAC Parking Precinct Plan and Action Plan to be included as part of proposed Am C111</li> <li>3. Authorises Council officers to prepare the amendment documentation.</li> <li>4. Once the Minister's authorisation is received, exhibit the Planning Scheme Amendment in accordance with Sections 17-19 of the Planning and Environment Act 1987, notifying all owners, occupiers and prescribed authorities.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Parking Overlay and a cash-in-lieu of car parking scheme for the FMAC area.</p> <p>The related FMAC Precinct Plan was adopted by Council on 8 August 2018 and is an incorporated document in the Frankston Planning Scheme courtesy of Am C111.</p>
8 August 2016	<p><b>Frankston Heritage Trail</b></p> <p><b>Council Decision</b> Moved: Councillor Taylor      Seconded: Councillor Cunial</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Supports a joint workshop of the Frankston Arts Board and Councillors to review the recommendations of the 2010 Frankston Heritage Trail report to identify preferred heritage signage and locations for the trail.</li> <li>2. Notes that currently there is no allocated budget and any costs intended to be incurred this financial year may be referred to the mid-year budget review or alternatively the 2017/18 capital works program.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council's Heritage Advisory Committee has overseen a project to implement a heritage trail of interpretative panels in Frankston.</p> <p>A series of 5 panels have been designed as part of this initiative with installation of the first few to be completed by June 2019.</p>
29 August 2016	<p><b>Frankston Planning Scheme Amendment C123 - Report on Review of Submissions to the Amendment and Progression to a Planning Panel</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Taylor</p> <p><i>That Council:</i></p>	<p>Council adopted Am C123 on 3 April 2018. The amendment is currently with the Minister for Planning awaiting final approval and gazettal.</p>

Date	Resolution	Comment
	<ol style="list-style-type: none"> <li>Notes the submissions to Frankston Planning Scheme Amendment C123.</li> <li>Continues to progress Planning Scheme Amendment C123.</li> <li>Writes to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C123.</li> <li>Advises all submitters of Council's decision.</li> </ol> <p><b>Carried Unanimously</b></p>	
29 August 2016	<p><b>NOM 1223 - River Red Gum Protection</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Mayer</p> <ol style="list-style-type: none"> <li>That relevant Council officers and interested Councillors meet with members of the City of Greater Dandenong to present Frankston City Council's recent Native Vegetation study. By demonstrating the findings and recommendations of the Panel Report for Planning Scheme amendment C113 in particular, the introduction of proposed Significant Landscape Overlay 7 which aims to protect Red Gums throughout the Carrum Downs area with the mapping of individual trees and expanded tree protection zones, to encourage City of Greater Dandenong to continue the protection across the boundary by adopting a similar approach.</li> <li>That Council writes to the State Government highlighting the significance of Red Gums throughout the area and seeking greater protection of this species.</li> <li>That City of Greater Dandenong be encouraged to write to the State Government highlighting the significance of Red Gums throughout the area and seeking greater protection of this species.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Amendment C113 to the Frankston Planning Scheme was gazetted on 4 May 2017. The amendment implements the findings of the 'Frankston Native Vegetation Protection Study, January 2016 updates vegetation protection controls to conform to Australian Standards, provides consistent permit triggers for buildings and works and vegetation removal, corrects mapping anomalies and removes outdated vegetation protection controls.</p> <p>Council is continuing to investigate further changes to better protect River Red Gums in the Green Wedge areas of the municipality and in neighbouring areas.</p>
29 August 2016	<p><b>Frankston Planning Scheme Amendment C113 - Report on Findings and Recommendations of Panel Report</b></p> <p>Council Decision Moved: Councillor Aitken Seconded: Councillor Taylor</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes the Panel Report.</li> </ol>	<p>Frankston Planning Scheme Amendment C113 seeks to implement the findings of the Frankston Native Vegetation Protection Study, January 2016 by updating vegetation protection controls</p>

Date	Resolution	Comment
	<p>2. Authorises officers to request the Minister for Planning to adopt the Amendment, including the changes recommended by the Independent Panel excluding recommendations No 9 and No 10.</p> <p><b>Carried Unanimously</b></p>	The amendment was gazetted on 4 May 2017.
19 September 2016	<p><b>Oliver's Hill Lot Restructuring Plan Extension of Time Request Council Decision</b></p> <p><i>Moved: Councillor Cunial Seconded: Councillor Taylor</i></p> <p><i>That Council authorise officers to extend the time limit of the Oliver's Hill Lot Restructuring Plan December 2010 for a period of a further two (2) years until the 1st of March 2019.</i></p> <p><b>Carried Unanimously</b></p>	The residential zoned land between the Nepean Highway and the Bay in the south west corner of Frankston is not yet fully developed. The Oliver's Hill Lot Restructuring Plan was included in the Planning Scheme so that the legacy subdivision pattern could be modified to better address land slip and access issues for this location. Council has agreed to extend the life of the Restructure Plan to allow it to continue to guide new development applications. In due course Council should consider extending the Erosion Management Overlay to include land in this area as far as the City's southern boundary as far as Kackerboite Creek. This will ensure consistency of planning controls for the whole Oliver's Hill area.
19 September 2016	<p><b>Frankston City Council Waste Management Guidelines for new Multi-Unit Developments Council Decision</b></p> <p><i>Moved: Councillor Hampton Seconded: Councillor Cunial</i></p> <p>That Council resolves to:</p> <ol style="list-style-type: none"> <li>1. Receive the proposed Frankston City Council Waste Management Guidelines for new Multi-Unit Developments.</li> <li>2. Place the Frankston City Council Waste Management Guidelines for new Multi-Unit Developments on public exhibition for a period of three weeks to seek public comment and input.</li> <li>3. Request a report on any submissions received be prepared for review by Council and consideration of the Guidelines for adoption as a policy document.</li> </ol>	All new residential developments are required to provide a design in accordance with these guidelines which allows for a Council collection service to occur. Exemptions to allow private waste collection for residential waste may be granted in exceptional circumstances at the discretion of Council.

Date	Resolution	Comment
	Carried Unanimously	<p>Since adoption by Council in 2016, these guidelines have been applied to new development and are working well.</p> <p>The Guidelines should be now included as a reference document in the Frankston Planning scheme</p>
19 September 2016	<p><b>FMAC Streetscape Plan and Urban Forest Policy</b></p> <p><b>Council Decision</b> Moved: Councillor O'Reilly Seconded: Councillor Spelman</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notifies the head petitioner in relation to the tree at 15 Donnelly Rise, Frankston that the tree will not be removed in accordance with the Street Tree Management Policy.</i></li> <li>2. <i>Receives the Draft Frankston Urban Forest Policy and releases the policy for thorough public consultation with a report to be submitted to Council for adoption early in 2017.</i></li> <li>3. <i>Notes the Frankston Gateways Guiding Document and the Fletcher Road Gateway concept plan.</i></li> <li>4. <i>Notes the Frankston Metropolitan Activity Centre Streetscapes Palettes report that forms part of the Frankston Metropolitan Activity Centre Streetscape Plan which will be utilised to inform future designs of streets within the Activity Centre Area.</i></li> </ol> <p>Carried</p>	<p>The Urban Forest Policy was adopted by Council on 1<sup>st</sup> of May 2017.</p> <p>The Frankston Metropolitan Activity Centre Streetscapes Palette is used to inform both public and private projects in the FMAC area.</p> <p>Both documents should be referenced in the Frankston Planning Scheme.</p>
19 September 2016	<p><b>Frankston History Day 2016 Event Overview</b></p> <p><b>Council Decision</b> Moved: Councillor Cunial Seconded: Councillor Aitken</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Note the success of the Frankston History Day 2016.</i></li> <li>2. <i>Thank the participants, including speakers and organisations, who contributed to the day's proceedings.</i></li> <li>3. <i>Agree that a report is to be prepared for the incoming Council setting out options for consideration on how a similar event could be held in 2017.</i></li> </ol>	<p>Council has instituted an annual history day to celebrate and promote Frankston's social history. This activity complements efforts to add properties to the Frankston Planning Scheme's heritage overlay.</p>



Date	Resolution	Comment
	<p>4. <i>Encourages the future Council to fund the completion of the short film featuring the City of Frankston for the period of 1966 to present.</i></p> <p><b>Carried Unanimously</b></p>	
28 November 2016	<p><b>Frankston Planning Scheme Amendment C100 - Report on Findings and Recommendations of Panel Report</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Toms</p> <p><i>That Council notes the Panel Report and authorises officers to request the Minister for Planning to adopt Frankston Planning Scheme Amendment C100 as exhibited, subject to the following changes:</i></p> <ol style="list-style-type: none"> <li><i>Replace the word 'high' in the first policy statement in Clause 22.03-3 with the words 'appropriate higher'.</i></li> <li><i>Relocate the last strategy for Objective 1 in Clause 21.08-2 to the last strategy for Objective 4 in Clause 21.05-2 and delete the words 'and flood'.</i></li> <li><i>Retain the policy stated in the last dot point at Clause 22.03-3 of the current planning scheme.</i></li> <li><i>Replace the existing Key Issue at Clause 21.06-1 that commences with 'Protecting waterways...' with 'Protecting waterways, significant wetlands and habitats and ecosystems (including the coastal zone) from inappropriate development or environmental degradation'.</i></li> </ol> <p><b>Carried Unanimously</b></p>	Am C100 was finally gazetted by the Minister for Planning on 19 October 2017.
30 January 2017	<p><b>Submission - Review of the Liquor Control Reform Act 1998</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam      Seconded: Councillor Aitken</p> <p><i>That:</i></p> <ol style="list-style-type: none"> <li><i>Council endorses the submission (Attachment A) dated 9 December 2016 to the Review of the Liquor Control Reform Act 1988 Consultation Paper.</i></li> <li><i>The submission also recommends that all liquor licence holders be compulsory members of municipal liquor accords.</i></li> <li><i>Officers forward the submission to the Office of Liquor, Gaming and Racing noting that the submission is now an adopted Council position.</i></li> </ol> <p><b>Carried Unanimously</b></p>	Council continues to seek better clarity in the responsibility of planning authorities and the Liquor Licensing Commission for managing amenity issues for licensed premises.

Date	Resolution	Comment
30 January 2017	<p><b>Frankston Planning Scheme Amendment C123 - Report on findings and recommendations of Panel Report For the Panel recommendations to be adopted and to request the Minister for Planning to adopt Amendment C123 into the Frankston Planning Scheme.</b></p> <p><b>Deferral Motion to another Council Meeting</b> Moved: Councillor Aitken Seconded: Councillor Hampton</p> <p><i>That the matter be deferred to allow new Councillors to be further informed and relisted in the near future.</i></p> <p><b>Carried</b></p>	<p>Council adopted Am C123 on 3 April 2018. The amendment is currently with the Minister for Planning awaiting final approval and gazettal.</p>
20 February 2017	<p><b>NOM 1281 - Seaford Downs Estate Report</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Bolam Seconded: Councillor Aitken</p> <p><i>Upon the completion of the twelve month licence issued to the Down's Community Estate Project Group, a briefing be conducted between councillors, staff and members of the Down's Community Estate Project Group to discuss the future revitalisation of the Down's Estate site.</i></p> <p><b>Carried Unanimously</b></p>	<p>The Downs Estate is a large parcel of freehold land held by Council. It is adjacent to the Seaford Wetlands Ramsar area and is considered an important birdlife habitat for the city and the region. Council has licensed a community group to use part of the downs estate for environmental education and related purposes.</p> <p>Council should consider an appropriate zoning for this land and similar publically owned sites adjacent to the Seaford Wetlands to protect its conservation values.</p>
20 February 2017	<p><b>Review of Native Vegetation regulations</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack Seconded: Councillor Aitken</p> <p><i>That Council notes the report and endorses the draft submission to be sent to the Department of Environment Land, Water and Planning.</i></p> <p><b>Carried Unanimously</b></p>	<p>The proposed changes to the native vegetation clearing regulations as presented in the Outcomes Report released by DELWP are supported in principle by Council officers.</p> <p>Generally, it was considered the proposed improvements will result in more effective regulation, however, the Outcomes Report and supporting</p>

Date	Resolution	Comment
		documents lack detail on how some of these improvements will be implemented. The completion of this supporting documentation by DELWP is critical to the successful introduction of the improved regulations.  Council's submission emphasises that the Responsible Authority should have the ability to require a site - based assessment in all cases where it considers the mapping is questionable.
20 February 2017	<p><b>Report on Review of Submissions to the Exhibition of Council's Draft Waste Management Guidelines for new Multi-Unit Developments</b></p> <p><b>Council Decision</b> Moved: Councillor Toms    Seconded: Councillor Aitken</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the submission to the exhibition of Council's Draft Waste Management Guidelines for new Multi-Unit Developments.</i></li> <li>2. <i>Adopt the Waste Management Guidelines for new Multi-Unit Developments.</i></li> <li>3. <i>Advises all submitters of Council's decision.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Since adoption by Council in 2017, these guidelines have been applied to new development and are working well.</p> <p>The Guidelines should be now included as a reference document in the Frankston Planning scheme</p>
1 May 2017	<p><b>Draft Frankston Housing Strategy 2017</b></p> <p><b>Deferral Motion to another Council Meeting</b> Moved: Councillor McCormack    Seconded: Councillor Bolam.</p> <p><i>That the matter be deferred to the next Ordinary Meeting on 22 May 2017.</i></p> <p><b>Carried</b></p>	<p>The Frankston Housing Strategy was adopted by Council on 4 June 2018</p>

Date	Resolution	Comment
1 May 2017	<p><b>Urban Forest Policy - Consultation Summary</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Mayer Seconded: Councillor McCormack</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes the submissions received and subsequent changes to the draft document.</li> <li>Adopts the final Urban Forest Policy.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>The Urban Forest Policy was adopted by Council on 1 May 2017. An Action Plan will be submitted to Council in mid-2019</p>
1 May 2017	<p><b>Frankston Planning Scheme Amendment C123 - Report on findings and recommendations of Panel Report</b></p> <p><b>Deferral Motion to another Council Meeting</b></p> <p>Moved: Councillor Bolam Seconded: Councillor Toms</p> <p><i>That the matter be deferred for further consideration.</i></p> <p><b>Carried</b></p>	<p>Council adopted Am C123 on 3 April 2018. The amendment is currently with the Minister for Planning awaiting final approval and gazettal.</p>
22 May 2017	<p><b>NOM 1317 - Frankston Nature Conservation Reserve</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Bolam Seconded: Councillor Aitken</p> <p><i>That in light of the State Government's precipitous decision, without Council and community consultation, to discontinue the Frankston Nature Conservation Reserve Committee:</i></p> <ol style="list-style-type: none"> <li>Council writes to Frankston MP, Paul Edbrooke and the Victorian Minister for the Environment, Lily D'Ambrosio MP seeking confirmation that the Frankston Reservoir will remain open to the public as per existing access arrangements upon the transfer of reserve stewardship to Parks Victoria; and</li> <li>Letters of Appreciation be presented to members of the Frankston Nature Conservation Reserve Committee appointed in March 2014 and its volunteers, expressing appreciation for their tireless dedication to the Frankston Reservoir. Letters of appreciation be presented to the committee members and volunteers at the next 'Mayor's Picnic' event (in the spirit of NOM 1258).</li> <li>That Council writes to the State Government and asks that the volunteers that are currently preserving the Frankston Nature Conservation Reserve be part of the future management of the reserve.</li> </ol>	<p>Council has maintained a close interest in the management of the FNCR. Council has consistently supported the conservation values of this reserve.</p> <p>Now that the FNCR is under the control of Parks Victoria it is considered timely to consider its rezoning from PUZ1 - PUBLIC USE ZONE - SERVICE AND UTILITY (which applies to water resources) to a suitable Conservation zoning e.g. PCRZ - PUBLIC CONSERVATION AND RESOURCE ZONE</p>

Date	Resolution	Comment
	<b>Carried Unanimously</b>	
22 May 2017	<p><b>C.4 Review of Kananook Creek Management Arrangements</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Aitken <i>That:</i></p> <ol style="list-style-type: none"> <li><i>Council notes the Kananook Creek Ministerial Advisory Committee – Final Report recommendations and proposal that Frankston City Council be appointed Committee of Management for all Crown Land within the Creek Corridor.</i></li> <li><i>Council requires a further investigation and specific information from the Minister about the future resourcing costs of implementing the Kananook Creek Ministerial Advisory Committee Final Report recommendations.</i></li> <li><i>Council consults the Kananook Creek Association regarding Items 1 and 2 and relay any observations and/or concerns from the Association to the Minister.</i></li> <li><i>A report be presented at the August Ordinary Meeting on the water management aspects of the creek, including proposed solution/s for meaningful and consistent de silting of the creek.</i></li> </ol> <p><b>Carried</b></p>	<p>The Kananook Creek is a major natural feature of the Council area and draws on substantial resources from Council to manage its natural values and to facilitate access by residents and visitors.</p> <p>Issues with silting of the Creek and with management of public land reserves are yet to be satisfactorily resolved.</p> <p>Council should initiate measures with the State Government to come to an agreement for future management arrangements.</p>
3 July 2017	<p><b>NOM 1336 - Green Infrastructure</b></p> <p><b>Council Decision</b> Moved: Councillor Toms Seconded: Councillor Aitken</p> <p>That a report be prepared for the October Council meeting detailing options for Frankston City Council to become a leader in Urban Forest / green initiatives. The report should consider:</p> <ol style="list-style-type: none"> <li>Current and future green initiatives within the Frankston municipality including the delivery of a boulevard program;</li> <li>Current initiatives run by State Government or other municipalities and the possibility of these programs being initiated within Frankston, for example Melbourne City Council's Green Infrastructure fund;</li> <li>Opportunities to replicate successful funding models for green initiatives elsewhere;</li> <li>Opportunities to ensure green infrastructure, other than tree canopies, is incorporated into the fabric of the city, including, but not limited to green walls and roofs;</li> </ol>	<p>The Urban Forest Policy was adopted by Council on 1 May 2017. An Action Plan will be submitted to Council in mid-2019.</p>

Date	Resolution	Comment
	<p>5. The timing and resources required for preparation of an Urban Forest Action Plan and how such a plan could incorporate green infrastructure other than tree canopy, including but not limited to green walls and roofs; and</p> <p>6. That Council officers explore and research the practice of resident and commercial rebates for the use of green friendly products and practices (City of Whitehorse) and consider them for the City of Frankston where it is demonstrated to be practicable and beneficial.</p> <p><b>Carried</b></p>	
24 July 2017	<p><b>Frankston Planning Scheme Amendment C111 - Report on the Review of Submissions to the Amendment and Progression to a Planning Panel</b></p> <p>Council Decision Moved: Councillor Hampton      Seconded: Councillor Mayer</p> <p><i>That the matter be deferred until a meeting has been scheduled with the Committee of Greater Frankston.</i></p> <p><b>Carried Unanimously</b></p>	Am C111 was gazetted on 22 November 2018. It introduces a Car Parking Overlay and a cash-in-lieu of car parking scheme for the FMAC area
14 August 2017	<p><b>NOM 1354 - Urban Design Excellence</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken      Seconded: Councillor Bolam</p> <p><i>That a report identifying the ways in which urban design excellence may be embedded in all relevant Council processes and procedures be prepared by Council's planning department.</i></p> <p><i>This report is to outline the statutory planning methods currently employed by Council, and other metropolitan municipalities, which facilitate reputable urban design outcomes. The report is to also investigate alternative or additional approaches Council might adopt to improve the urban design quality of development applications.</i></p> <p><b>Carried</b></p>	Council officers have implemented a range of measures to promote urban design excellence in Frankston. These range from guidelines documents, to processes to obtain specialist urban design advice for development assessment purposes. Most recently (April 2019) Council has established an Urban Design Advisory Panel to provide advice to Council on urban design matters.
4 September 2017	<p><b>Council Decision</b></p> <p><b>Frankston Planning Scheme Amendment C111</b> Moved: Councillor Hampton      Seconded: Councillor O'Connor</p>	Am C111 that was gazetted on 22 November 2018 introduces a Car Parking Overlay and a cash-in-lieu of car parking scheme for the FMAC area



Date	Resolution	Comment
	<p><i>It is recommended that Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the submissions to Frankston Planning Scheme Amendment C111.</i></li> <li>2. <i>Continues to progress Planning Scheme Amendment C111.</i></li> <li>3. <i>Writes to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C111.</i></li> <li>4. <i>Determines that the attractiveness of design of multi-storey car parks be one of the primary considerations in any application that is proposed.</i></li> <li>5. <i>Advises all submitters of Council's decision.</i></li> </ol> <p><b>Carried Unanimously</b></p>	
25 September 2017	<p><b>EOI Process for Heritage Advisory Committee Candidates</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Toms</p> <p><i>That Council authorises officers to undertake an Expression of Interest process for suitably experienced candidates to join Council's Heritage Advisory Committee and expand the Committee's breadth of knowledge.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council officers have implemented a range of measures to promote urban design excellence in Frankston. These range from guidelines documents, to processes to obtain specialist urban design advice for development assessment purposes. Most recently (April 2019) Council has established an Urban Design Advisory Panel to provide advice to Council on urban design matters.</p>
25 September 2017	<p><b>Draft Frankston Housing Strategy 2017</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the findings and recommendations of the report.</i></li> <li>2. <i>Releases the draft Frankston Housing Strategy 2017 on public exhibition for 8 weeks consultation.</i></li> </ol> <p><b>Carried</b></p>	<p>The Frankston Housing Strategy was adopted by Council on 6 June 2018</p>

Date	Resolution	Comment
25 September 2017	<p><b>Draft Frankston Biodiversity Policy (proposing that the draft policy be placed on public exhibition)</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack      Seconded: Councillor Aitken</p> <p><i>That the matter be deferred to the next Council Meeting.</i></p> <p><b>Carried Unanimously</b></p>	Frankston's Biodiversity Policy was adopted on 19 February 2018.
16 October 2017	<p><b>NOM 1376 - Inconsistencies of Clause 52.48 - Bushfire Protection Exemptions (Known as the 10/30 Right)</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken      Seconded: Councillor Toms</p> <p><i>That Council make representations through all local Members of Parliament with reference to the inconsistencies of the Clause 52.48 – Bushfire Protection Exemptions (otherwise known as the 10/30 Right) The introduction of a uniform ability for residents to remove trees without any impediment when located within 10 metres of their house (if constructed or approved prior to September 2009), entirely negates the recognition particularly of highly important or heritage trees that contribute greatly to the streetscape.</i></p> <p><i>The irreparable damage to the character of local communities by the provision of this exemption as it currently stands means that vast numbers of trees are being removed throughout the greater Melbourne area in situations that are at either very low or negligible fire risk because of the blanket status of this provision.</i></p> <p><i>This is entirely against widely upheld state policy of greening our suburbs and represents an administrative measure which was taken at a moment of understandably high public emotion following the devastating bushfires of 2009. However, as outlined above the unfortunate net effect is that vegetation has been removed from locations where it cannot be reasonably justified.</i></p> <p><b>Carried Unanimously</b></p>	Council has made numerous submissions to DELWP and the Planning Minister to have Frankston removed from the Section 52.48 automatic exemptions. In February 2019 Council officers responded to a DELWP information request for a review of these provisions. Council will continue to press for these changes to be made.
16 October 2017	<p><b>NOM 1383 - Lack of consultation for Frankston Nature Conservation Reserve</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack      Seconded: Councillor Aitken</p> <p><i>That Council:</i></p>	Council has consistently advocated to the State Government for the management of the FNCR to ensure that its nature conservation values are protected

Date	Resolution	Comment
	<p>1. Writes to the Minister for the Environment, the Hon Lily D'Ambrosio MP, expressing concern that there has been:</p> <p>(a) No community consultation regarding current management arrangements for Frankston Nature Conservation Reserve; and</p> <p>(b) No community consultation regarding access arrangements for Frankston Nature Conservation Reserve under the current management, noting that the reserve is presently closed to the public and that the Master Plan successfully implemented at the reserve, received overwhelming community endorsement during a thorough consultation period.</p> <p>2. Seeks a meeting with Parks Victoria forthwith to discuss their future management and their proposed access arrangements.</p> <p><b>Carried Unanimously</b></p>	
16 October 2017	<p><b>Response to NOM 1336 - Green Infrastructure</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Toms    Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Supports the recommended key road corridors of Cranbourne Road from Fletcher to Peninsula Link; Nepean Highway from Davey Street to Liddesdale and Hastings Road from Moorooduc Highway to Young Street for boulevard treatment.</li> <li>2. Notes the opportunities for promoting Green Infrastructure in Frankston</li> <li>3. Supports the implementation of a Gardens for Wildlife pilot project</li> <li>4. Notes a range of State and Federal Government rebate programs exist which are promoted by Frankston City Council. At this time additional Council based rebates are not recommended as they may duplicate existing external rebates.</li> <li>5. Notes progress on the development of the Urban Forest Action Plan and that proposals to further explore and fund opportunities for Green Initiatives throughout the City will be considered in the 2018/19 budget.</li> <li>6. Requests the Economic Development Officers initiate discussions between Frankston City Council and business/industry owners in relation to the installation of 'green walls' in prominent locations of the municipality and a report be presented to Council at its first Ordinary meeting of 2018.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council officers have progressively implemented measures to promote green infrastructure in Frankston, consistent with Council's resolutions</p> <p>The Urban Forest Policy was adopted by Council on 1 May 2017. An Action Plan will be submitted to Council in mid 2019.</p> <p>The Gardens for Wildlife project was implemented in March 2019</p> <p>A Green Wall pilot project has been designed and will be considered for Council approval in April 2019.</p>

Date	Resolution	Comment
16 October 2017	<p><b>Draft Frankston Biodiversity Policy</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack      Seconded: Councillor Mayer</p> <p><i>That:</i></p> <ol style="list-style-type: none"> <li>1. Council endorses the draft Frankston Biodiversity Policy for public exhibition of Policy for a period of 6 weeks.</li> <li>2. A report to be submitted to Council reviewing all submissions received with a view to formal adoption of a revised Biodiversity Policy early in 2018.</li> </ol> <p><b>Carried Unanimously</b></p>	Frankston's Biodiversity Policy was adopted on 19 February 2018.
20 November 2017	<p><b>NOM 1385 - The Pines Flora and Fauna Reserve</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam      Seconded: Councillor McCormack</p> <p><i>That a meeting be sought with Parks Victoria regarding the Pines Flora and Fauna Reserve. The Council is to request the meeting on the basis of:</i></p> <ol style="list-style-type: none"> <li>1. The ongoing dumping of rubbish and vehicles in the reserve;</li> <li>2. How Frankston City Council can work more closely with Parks Victoria and the 'Friends of the Pines Flora and Fauna Reserve' group insofar enhancing public safety and increased compliance with Frankston City Council and Parks Victoria bylaws.</li> <li>3. Anti-social behaviour in the reserve including the use of monkey bikes/motorised scooters, vandalism, illegal fires and the consumption of alcohol; and</li> <li>4. Exploring the installation of CCTV and signage (to deter anti-social behaviour) at the entrances of the reserve (notably the Ballarto Rd entrance).</li> </ol> <p><i>As well as appropriate Frankston City Council staff, interested Councillors, Parks Victoria representatives and the relevant local state member/s are to be invited (Paul Edbrooke MP and Sonya Kilkeny MP), as well as any representatives from the 'Friends of the Pines Flora and Fauna Reserve'.</i></p> <p><b>Carried Unanimously</b></p>	Council has maintained a close interest in the management of the Pines Flora and Fauna Reserve and officers regularly consult with Parks Victoria on conservation issues.
11 December 2017	<p><b>South East Councils Climate Change Alliance (SECCCA) membership</b></p> <p><b>Council Decision</b></p>	The purpose of this item was to brief Council on the membership opportunities of re-joining the South

[illegible]

Date	Resolution	Comment
	<p>2. Frankston City Council is to formally request that the Royal Society for the Prevention of Cruelty to Animals (RSPCA Victoria) urgently investigates the welfare of a canine on-site 6-7 Apsley Place, Seaford (Wuxhou Foam Australia Pty Ltd). The canine is thought to be a guard dog for the premises. Residents have expressed concerned about its audible distress (howling, barking, whimpering) and whether it is properly housed and fed. Officers are to work with residents to determine whether EPA and Frankston City Council bylaws are being contravened in relation to the noise issues this dog is creating;</p> <p>3. The CEO is requested to ensure that officers investigate whether permit conditions for Wuxhou Foam Australia Pty Ltd are being properly adhered to. Furthermore, the CEO is to ensure that officers actively investigate the site, on regular basis, for any contraventions against Local Law No.8 (noise, the unsightly nature of the site).;</p> <p>4. The CEO is requested to ensure that officers approach the owner of the site expressing community concern with the state and operation of the site. The CEO is to see to it that officers work with the owner to explore resolution/s to the numerous community concerns thus raised. Discussions are to include the owner erecting a new fence line which blocks visibility of the site;</p> <p>5. That the CEO is to ensure that Bruce Aitken Memorial Park is regularly maintained as residents feel the current maintenance regime is insufficient. If stock is available, some plantings (within the park) are to occur intended to improve residential morale (the park backs on to the aforementioned 6-7 Apsley Place, Seaford);</p> <p>6. That the CEO clarify as to whether a permit is in place at the aforementioned location;</p> <p>7 A public meeting is to be organised in February 2018 comprising of immediately impacted residents (who are to be advised via mail out), relevant council officers, the CEO and the ward councillors to discuss what is being done to resolve the concerns of the residents. The CEO is to ensure that staff are fully briefed and able to respond to the concerns of the residents. In addition, Sonya Kilkenny (Member for Carrum) and appropriate representatives from EPA Victoria and RSPCA Victoria are to be requested to attend this meeting. A venue within close proximity to the Belvedere precinct is to be booked and catering for this meeting is to be provided;</p> <p>8. That the EPA be requested to provide Frankston City Council as a matter of urgency the chemical breakdown of the odours coming from the factory; and</p> <p>9. A report is to be provided to Council at the March 2018 Ordinary Meeting on all of the above.</p> <p><b>Carried Unanimously</b></p>	
29 January 2018	<b>Further Response to NOM 1336 Green Infrastructure Installation of Green Walls</b>	A Green Wall pilot project has been designed and will be considered for Council approval in April 2019.



Date	Resolution	Comment
	<p><b>Council Decision</b></p> <p>Moved: Councillor Toms    Seconded: Councillor Aitken</p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Notes the opportunity to include green walls and facades into the Neighbourhood Shopping Centres Master Plan</li> <li>2. Considers the opportunity to establish a Façade Improvement Grant (incorporating Green Walls) and that a report on this be provided to Council at the March 2018 Ordinary Meeting.</li> <li>3. Notes that the report also locate a site and required funding to conduct a trial / ‘proof of concept’ relating to Green Walls within Central Frankston.</li> </ol> <p><b>Carried Unanimously</b></p>	
29 January 2018	<p><b>Frankston Planning Scheme Amendment C124 – Report on Review of Submissions to the Amendment and Progression to a Panel</b></p> <p><b>Council Decision</b></p> <p><b>Moved: Councillor Cunial    Seconded: Councillor Bolam</b></p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Notes the submissions to Frankston Planning Scheme Amendment C124.</li> <li>2. Notes the updated Frankston Planning Scheme Amendment C124 has been amended in response to submissions received. The amendments also address administrative errors.</li> <li>3. Writes to Planning Panels Victoria to formally request an independent Planning Panel be convened to consider the submissions to Amendment C124.</li> <li>4. Advise all submitters of Council’s decision.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Am C124 implements planning controls recommended by the FMAC Structure Plan.</p> <p>Am C124 is currently with the Minister for Planning for final approval and gazettal</p>
19 February 2018	<p><b>South East Councils Climate Change Alliance (SECCCA) membership</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Bolam    Seconded: Councillor Cunial</p> <ol style="list-style-type: none"> <li>1. That Council resolves to not re-join the South East Councils Climate Change Alliance on the basis that:</li> </ol>	<p>Council was presented with a report to its Ordinary meeting of the 11 December 2017 (OM310) on opportunities available for Council membership of the South East Councils Climate Change Alliance (SECCCA).</p>

Date	Resolution	Comment
	<p>a) Other external organisations, and indeed internal departments within the Frankston City Council, already perform similar tasks relative to reducing the municipality's contribution to climate change;</p> <p>b) The membership cost (\$16,000 pa), combined with the in-kind support required of the Frankston City Council (anticipated to be up to \$18,000 pa) has also contributed to this decision; and</p> <p>2. The Alliance be invited to re-approach Frankston City Council for membership in twelve months; and must articulate how re-joining will particularly benefit the Frankston municipality.</p> <p><b>Carried</b></p>	<p>Council resolved to defer consideration pending a further report to detail the costs of joining SECCCA and the potential benefits.</p>
19 February 2018	<p><b>Biodiversity Strategy Consultation Summary</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor McCormack      Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes the submissions received and subsequent changes to the draft document.</li> <li>Adopts the final Biodiversity Policy.</li> <li>Delegates the signing of the policy to the Mayor and CEO.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>Frankston's Biodiversity Policy was adopted on 19 February 2018.</p> <p>The Biodiversity Policy is to be supported by a detailed action plan to be submitted to Council in mid 2019.</p>
13 March 2018	<p><b>Response to NOM 1391 - Apsley Place</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor O'Reilly Seconded: Councillor Mayer</p> <p>That Council notes:</p> <ol style="list-style-type: none"> <li>The current actions being undertaken by officers.</li> <li>The community meeting was held Tuesday 27 February 2018.</li> <li>Officers continue to follow up with EPA.</li> </ol> <p><b>Carried</b></p>	<p>Cr Bolam advised the Mayor that he will raise a Notice of Rescission in response to this decision.</p> <p>This matter relates to conflict between existing industrial uses in an industrial zone and nearby residential areas affected by noise and emissions.</p> <p>Councillors were concerned to ensure that all regulatory measures were being followed to ensure compliance with approvals and scheme requirements.</p>

Date	Resolution	Comment
3 April 2018	<p><b>Final Draft 'Refresh' Frankston Housing Strategy 2017 - Report on public consultation and Progress to a Planning Scheme Amendment to implement the reformed residential zones</b></p> <p><b>Deferral Motion to another Council Meeting</b></p> <p>Moved: Councillor Cunial Seconded: Councillor McCormack</p> <p><i>That the matter be deferred to the next Ordinary Meeting, 14 May 2018 to allow for a briefing of interested Councillors.</i></p> <p><b>Carried Unanimously</b></p>	The Frankston Housing Strategy was adopted by Council on 6 June 2018.
3 April 2018	<p><b>2018/NOM13 - Rescission Motion - Response to NOM 1391 - Apsley Place Council Decision</b></p> <p>Moved: Councillor Bolam Seconded: Councillor Aitken</p> <p><i>We, Councillors Bolam, O'Connor and Aitken, hereby give notice that at the next appropriate meeting of Council, we will move that the following decision of Council made at Ordinary Meeting 2018/OM3 held on Tuesday 13 March 2018 regarding Response to NOM 1391 – Apsley Place be rescinded:</i></p> <p>That Council notes:</p> <ol style="list-style-type: none"> <li>1. The current actions being undertaken by officers.</li> <li>2. The community meeting was held Tuesday 27 February 2018.</li> <li>3. Officers continue to follow up with EPA.</li> </ol> <p><i>Should the rescission be carried, we give notice of our intention to move the following motion:</i></p> <p>That Council notes:</p> <ol style="list-style-type: none"> <li>1. The current actions being undertaken by officers.</li> <li>2. The community meeting was held Tuesday 27 February 2018.</li> <li>3. Officers continue to follow up with EPA.</li> <li>4. That a letter be sent to all residents and ratepayers within the proximity of Apsley Place at thirty days (outcomes and commitments from the recent public meeting) and ninety days 4. That a letter be sent to all residents and ratepayers within the proximity of Apsley Place at thirty days (outcomes and commitments from the recent public meeting) and ninety days (VCAT update – proceeding or not).</li> </ol>	The interface between commercial and industrial uses and residential properties has proven to be a planning challenge. Balancing residential amenity with the impacts of legitimate industrial activities has entailed strong enforcement activity by Council officers to ensure approvals and conditions are properly complied with.

Date	Resolution	Comment
	<p>5. That all factories and businesses within close proximity to residential properties be reminded – in the form of a mail out -of their obligations in relation to both Frankston City Council and Environmental Protection Agency (EPA) rules and regulations (i.e. noise, presentation, disposal of substances etc.).</p> <p>6. That the CEO be requested to provide a report on the following:</p> <p>a) Update on 6-7 Apsley Place, Seaford;</p> <p>b) Audit of all existing factories and businesses (without reasonable buffer and/or neighbouring residential zones) to determine whether they possess existing permits;</p> <p>c) The creation and maintenance of a 'red flag' system to keep track of properties and factories, operating without permits and/or properties and factories where ongoing grievances have been recorded due to activities at a given commercial/industrial address;</p> <p>d) How to improve Frankston City Council's relationship, and information sharing, with/between the EPA; and</p> <p>e) Frankston City Council performing its own independent and thorough site audits in 'extenuating circumstances' where either (or all) environment, wellbeing and amenity are being undoubtedly impacted upon by a commercial/industrial entity. The CEO should report to Council what funding and resources might be required to enable the organisation to have this ability in 'extenuating circumstances'. This report is to be presented by the June 2018 Ordinary Meeting.</p> <p>7. Writes to the appropriate Minister and Shadow Minister, outlining the need for clear legislative direction to ensure that complaints in relation to all aspects of discharge from industries be investigated in a timely and thorough manner.</p> <p><b>Carried</b></p>	
3 April 2018	<p><b>Frankston Planning Scheme C123 Report on the Findings and Recommendation of the panel Report and submissions to FMAC Illustrative Guidelines</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Mayer Seconded: Councillor Toms</p> <p><i>That Council:</i></p> <p>1 <i>Notes the summary of responses from the community consultation process for the <b>FMAC Illustrative Guidelines – Neighbourhood Character &amp; Urban Design Outcomes for Precincts 1A and 1B (2017)</b>.</i></p> <p>2. <i>Adopts the <b>FMAC Illustrative Guidelines – Neighbourhood Character &amp; Urban Design Outcomes for Precincts 1A and 1B (2017)</b> to allow for the documents to be referenced within the Frankston Planning Scheme as part of current Planning Scheme Amendment C123.</i></p>	<p>Council adopted Am C123 on 3 April 2018. The extended process to consider the provisions at Council resulted in a number of changes to the exhibited document, as set out here.</p> <p>Amendment C123 is currently with the Minister for Planning awaiting final approval and gazettal.</p>

Date	Resolution	Comment
	<p>3. Notes the Amendment C123 Panel Report and authorises officers to request the Minister for Planning to adopt Frankston Planning Scheme Amendment C123 as exhibited, subject to the following changes:</p> <p>a) Amends the Precinct Map in Clause 5.1-1 of Schedule 1 to the Activity Centre Zone to designate the western and southern boundaries of Precinct 1B as 'sensitive interface' areas.</p> <p>b) Amends the Precinct objectives in Clause 5.1-2 of Schedule 1 to the Activity Centre Zone to include the following:</p> <p>c) Amend the Precinct guidelines in Clause 5.1-4 of Schedule 1 to the Activity Centre Zone to include guidelines (to be developed by Frankston City Council) that guide development in the sensitive interface areas of Precinct 1B.</p> <p>d) Amend the Precinct objectives in Clause 5.2-2 of Schedule 1 to the Activity Centre Zone to include the following:</p> <p style="padding-left: 40px;"><i>To ensure that use and development is responsive to current and planned railway operations, having regard to the primacy of the transport of the railway land.</i></p> <p>e) Include the following application requirement in Clause 6.0 of Schedule 1 to the Activity Centre Zone, as shown in Appendix B:</p> <p style="padding-left: 40px;"><i>VicTrack land – potential contamination</i></p> <p style="padding-left: 40px;"><i>An application for a sensitive use (residential use, child care centre, pre-school centre or primary school), or the construction or carrying out of buildings and works in association with a sensitive use, on land owned or formerly owned by VicTrack must be accompanied by an Environmental Site Assessment detailing the likelihood on contamination on the land, to the satisfaction of the responsible authority.</i></p> <p>f) Inserts a new subsection in the table to Clause 5.1.3 Precinct requirements that stipulates a preferred maximum building height of 20 metres in sub-precinct 1B for the area bounded by Wells Street, Kananook Creek, Beach Street and Nepean Highway.</p> <p>g) Makes other policy neutral drafting changes to improve the operation of Schedule 1 to the Activity Centre Zone.</p> <p>h) Amends the Precinct Guidelines listed in Clause 5.1-4 of Schedule 1 to the Activity Centre Zone to include the following residential character guideline statements:</p>	

Date	Resolution	Comment
	<p>In locations identified as 'Sensitive Interface Areas' on the Precinct 1 – City Centre Precinct Map, new development should avoid visually dominant building forms, respond appropriately to adjacent residential, foreshore and creek interfaces, consider the impact of overshadowing, sun glare and nightlight on adjacent viewpoints, and ensure that development is respectful of the sharing of amenity with adjacent residential areas and foreshore.</p> <p>New development should be consistent with the design, form, layout, proportion and scale of the development outlined in the FMAC Illustrative Guidelines – Neighbourhood Character &amp; Urban Design Outcomes for Precincts 1A and 1B (2017).</p> <p>New development is designed to enhance the quality of the public realm and to safeguard residential amenity for future residents, consistent with the delivery of a functional and attractive mixed use residential environment.</p> <p>Within the interface between the residential area of Gould Street and Precinct 1B, new development is to be specifically designed to protect the amenity of this residential area. The overall design intent is to articulate frontages, avoid dominant built form and to appropriately celebrate and respect the foreshore and creek interface.</p> <p>To ensure that development along the western and southern boundaries of Sub-precinct 1B responds to the sensitive interfaces with Kananook Creek and the surrounding foreshore and established residential areas.</p> <p>i) <i>Amends the Decision Guidelines in Clause 8 of Schedule 1 to the Activity Centre Zone to include the following:</i> Whether new development within Precincts 1A and 1B is consistent with the design, form, layout, proportion and scale of the development is compatible with the FMAC Illustrative Guidelines – Neighbourhood Character &amp; Urban Design Outcomes for Precincts 1A and 1B (2017).</p> <p>j) <i>That a mandatory maximum building height of 20 metres apply to that part of Precinct 1(b) between the Nepean Highway and Kananook Creek</i></p> <p><b>Carried</b></p>	
23 April 2018	<p><b>Final Draft 'Refresh' Frankston Housing Strategy 2017 - Report on public consultation and Progress to a Planning Scheme Amendment to implement the reformed residential zones</b></p> <p><b>Deferral Motion to another Council Meeting</b> Moved: Councillor Cunial Seconded: Councillor McCormack</p>	<p>The Frankston Housing Strategy was adopted by Council on 6 June 2018. It is to be implemented via Am C120 which has been submitted to the Minister for approval to exhibit.</p>



Date	Resolution	Comment
	<p><i>That the matter be deferred to the next Ordinary Meeting, 14 May 2018 to allow for a briefing of interested Councillors.</i></p> <p><b>Carried Unanimously</b></p>	
14 May 2018	<p><b>Frankston Planning Scheme Amendment C111 - Report on findings and recommendations of Panel Report</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Bolam</p> <ol style="list-style-type: none"> <li>1. <i>That Council notes the Panel Report and</i></li> <li>2. <i>Adopts Amendment C111.</i></li> <li>3. <i>Authorises officers to request the Minister for Planning to approve Frankston Planning Scheme Amendment C111 as exhibited, subject to the following changes:</i> <ol style="list-style-type: none"> <li>a. <i>Delete the motor cycle parking rates in Clause 3 of Schedule 1 to the Parking Overlay.</i></li> <li>b. <i>Delete the requirement for a Car Parking Management Plan in Clause 4 of Schedule 1 to the Parking Overlay.</i></li> <li>c. <i>Modify the wording in Schedule 1 to the Parking Overlay to accord with the Panel preferred version.</i></li> </ol> </li> <li>4. <i>Authorises officers to amend the FMAC Parking Precinct Plan to remove reference to motor cycle parking rates in accordance with Panel recommendations.</i></li> <li>5. <i>Authorises officers to initiate the establishment of the Integrated Car Park Cooperation and Management Parking Coordination Committee as proposed by the FMAC Parking Precinct Plan in order to advance the issues raised in the Councillors Urgent Business item from OM308 held on 16 October 2017.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Am C111 that was gazetted on 22 November 2018 introduces a Car Parking Overlay and a cash-in-lieu of car parking scheme for the FMAC area</p>
14 May 2018	<p><b>Final Draft Refresh Frankston Housing Strategy 2017 – Report on Public Consultation and Progress to a planning Scheme amendment to implement the reformed residential zones</b></p> <p>Council Decision Moved: Councillor Toms Seconded: Councillor Aitken</p> <p>Deferred by Council to allow further consideration of issues raised by submitters</p> <p><b>Carried</b></p>	<p>The Frankston Housing Strategy was adopted by Council on 6 June 2018</p>
4 June 2018	<p><b>Update on Short Term Accommodation/Party Houses</b></p> <p><b>Council Decision</b></p>	<p>Council has regularly sought to apply regulatory provisions to manage residential amenity issues arising from</p>

Date	Resolution	Comment
	<p>Moved: Councillor Bolam Seconded: Councillor McCormack</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes Officers act under General Local Law 2016 No 8, Public Health &amp; Wellbeing Act 2008, Environment Protection Act 1970 and the Building Act 199 (Acts).</li> <li>Notes Officers proactively apply the provisions of the Local Law and Acts in respect of investigating and prosecuting complaints received in relation to short term accommodation/party houses.</li> <li>Notes Council has listed the matter of non-registration of a Short Term Accommodation property at the Magistrates Court on 14 June 2018. The outcome of this case will set the precedence not only for Frankston City Council but for other Local Government agencies. Further, issues of non-compliance with building regulations are also being separately pursued.</li> <li>Notes Council officers have researched all short term accommodation in Frankston and have a letter prepared to send to them pending the outcome of the court case.</li> </ol> <p><b>Carried Unanimously</b></p>	the use of dwellings for short term accommodation.
4 June 2018	<p><b>Response to 2018/NOM13 Rescission Motion NOM 1391 Apsley Place Seaford</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Bolam</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes the current actions being undertaken by officers with regard to 6-7 Apsley Place.</li> <li>Notes legal advice highlights that Council does not have the power under the Planning and Environment Act to enter properties without reasonable suspicion.</li> <li>Resolves to continue a complaints based system of enforcement compliance.</li> <li>Continues to examine pollution (noise, air, water) complaints about industrial properties on a case by case basis in co-operation with the Environmental Protection Authority to ensure they fulfil appropriate testing in a timely way.</li> <li>Officers take every reasonable effort to initiate an immediate proactive investigation into complaints of a similar nature to effect a wrap around response; potentially incorporating planning investigation, environmental health, building compliance and relevant sections of the General Local Law No 8.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>This matter relates to conflict between existing industrial uses in an industrial zone and nearby residential areas affected by noise and emissions.</p> <p>Councillors were concerned to ensure that all regulatory measures were being followed to ensure compliance with approvals and scheme requirements.</p>

Date	Resolution	Comment
4 June 2018	<p><b>2018/NOM31 - Improvements to the Planning Process</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Aitken</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Supports officers reporting the average legal and officer costs together with the number of planning consultants and lawyers associated with each month's resolved VCAT cases as part of the monthly Town Planning Report.</li> <li>2. Approves officers conveying residents' and ratepayers' concerns (on their behalf where agreed) to Council's legal representatives where a related planning matter is scheduled for VCAT.</li> <li>3. Mandates the amended 'town planning application call-in' template, which will be attached to all reports called in by Councillors (see attached).</li> <li>4. Endorses Resident Discussion Meetings be required for all applications where there are more than three objectors and the applicant is willing to attend.</li> <li>5. Notes that Town Planning Progress Reports will be presented no later than 2 months after the cessation of the month on the proviso that State Government data is available.</li> <li>6. Seeks a report on the process for establishing a Frankston Native Vegetation Offsets Policy for the October Ordinary Meeting.</li> <li>7. Notes that all planning matters that involve liquor or gaming machines are to be referred to the appropriate agency/organisation for expert advice (i.e. Frankston Liquor Accord, Frankston/Carrum Downs Police etc.). All subsequent reports, with the above instances, must be accompanied with feedback from such agencies/organisations. Where such agencies/organisations have not provided formal responses, this is to be reflected in the report.</li> </ol> <p><b>Carried Unanimously</b></p>	<p>The Town Planning Processes Guide for Councillors (Document Number A3219028) was formally adopted by Council at its meeting held on 13 June 2017 as part of the Councillor and Staff Interaction Policy 2017.</p> <p>It was modified by NoM 2018/31 on 4 June 2018 to include a requirement for a form to be submitted for Councillor 'call-ins'.</p> <p>A report on the process for establishing a Frankston Native Vegetation Offsets Policy for the 22 October 2019 Ordinary Meeting was submitted and supported by Council.</p>
4 June 2018	<p><b>Final Draft Refresh Frankston Housing Strategy 2017 – Report on Public Consultation and Progress to a planning Scheme amendment to implement the reformed residential zones</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack Seconded: Councillor Aitken</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Adopts in principle the 'Refresh' Frankston Housing Strategy, 2017, with the following amendments:</li> </ol>	<p>The Frankston Housing Strategy was adopted by Council on 6 June 2018.</p> <p>Am C120 to implement the new residential zones was submitted to the Minister for Planning for authorisation to exhibit in mid-2019.</p>

Date	Resolution	Comment
	<p>(a) <i>Ensure the inclusion of the environmentally sensitive Neighbourhood Character precincts FS7, FS8, FS11, FS12 and FS14 in the minimal change zone;</i></p> <p>(b) <i>Remove the Belvedere precinct and Nepean Hwy precinct from the substantial change zone, and include in the incremental change zone;</i></p> <p>(c) <i>Adjust all mapping and recommendations accordingly to give effect to (a) and (b) above;</i></p> <p>(d) <i>Any Housing Reference Group to be established to include Councillor and resident membership in addition to developer and officer members;</i></p> <p>(e) <i>Inclusion of the aims of the United Nations Habitat III, which elaborates on Goal 11 of the Sustainable Development Goals: "Make cities and human settlements inclusive, safe, resilient and sustainable", with respect to Strategy development, review and implementation; and</i></p> <p>(f) <i>Provide additional referencing of source materials throughout strategy (evidence) as rationale.</i></p> <p>2. <i>Subject to 1 above, Council authorises officers to write to the Minister for Planning to request authorisation to prepare and exhibit a planning scheme amendment to implement the recommendations of the Housing Strategy into the Frankston Planning Scheme.</i></p> <p>3. <i>For the Seaford Wetlands Residential Environs Study area (Action B4) Council authorises officers to write to the Minister seeking the immediate implementation of an interim planning overlay control, requiring a 40% permeability standard for new development.</i></p> <p>4. <i>Endorses the Implementation Plan, subject to regular reports being made to Council, with the following changes:</i></p> <p>(a) <i>Action B4 (Seaford Wetlands Residential Environs Study) to have its priority listed as "High" with a view to completing this study within this calendar year (2018).</i></p> <p><b>Carried Unanimously.</b></p>	<p>The draft Seaford Wetlands Residential Environs Study was considered by Council on 1 April 2019 and subsequently was made available for public comment.</p>
2 July 2018	<p><b>Response to NOM 1354 - Urban Design Excellence</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Aitken</p> <p>That Council:</p> <p>1. Explores opportunities to establish an advisory committee to provide feedback on town planning development applications;</p>	<p>Council officers have implemented a range of measures to promote urban design excellence in Frankston. These range from guidelines documents, to processes to obtain specialist urban design advice for development assessment purposes. Most recently (April 2019) Council has established an</p>

Date	Resolution	Comment
	<p>2. Supports officers in appointing an additional consultancy firm to Council's existing external design review panel of consultants to enhance choice and responsiveness;</p> <p>3. Supports officers in undertaking an analysis of the municipality to identify areas where Urban Design Frameworks may be appropriately applied;</p> <p>4. Commits to Councillor and officer training to assist evaluation and application of best practice urban design;</p> <p>5. Seeks to facilitate best practice urban design information forums for the community, developers, Councillors and staff; and</p> <p>6. Supports officers in the provision of publicly accessible urban design information on Council's digital platforms.</p> <p>7. Provides a report to the September Ordinary Meeting on the composition, parameters and Terms of Reference for the potential advisory committee as per Item 1.</p> <p><b>Carried Unanimously</b></p>	Urban Design Advisory Panel to provide advice to Council on urban design matters.
2 July 2018	<p><b>2018/NOM35 - Proposed Downs Estate Business Case</b></p> <p><b>Council Decision</b> Moved Councillor Bolam Seconded: Councillor Cunial</p> <p><i>It is noted that the University of Melbourne is engaging with the Friends of the Downs Estate community group to prepare a business case on the future sustainability of the site as food security demonstration site. The business case will cost between \$80k to \$100k and subject to Council approval, the University of Melbourne is seeking \$25k contribution from Council. Should Council support the proposal, \$25k will be referred for consideration to the midyear budget review. A report is to be provided to 10 September Ordinary Meeting outlining the proposal and considerations that will be detailed in the business case</i></p> <p><b>Carried Unanimously</b></p>	Council has sought to promote the Downs Estate property for community use and environmental education purposes where these are consistent with the conservation values of the Seaford Wetlands area and environs.
2 July 2018	<p><b>2018/NOM44 - Green Space in the CAD</b></p> <p><b>Council Decision</b> Moved: Councillor Aitken Seconded: Councillor Toms</p>	Council reaffirmed its commitment to ensure that additional green public space is provided as the FMAC develops.

Date	Resolution	Comment
	<p><i>Given that open space is fundamental to the quality of life for Frankston City's residents, workers and visitors, that Council strongly supports its position on the value of preserving and reinforcing green space in the Frankston Central Activities District (CAD) both now and into the future.</i></p> <p><i>That a report be presented back to Council at its meeting in October 2018 about all Council owned land in the CAD area and what can be done to improve open space in the CAD area.</i></p> <p><b>Carried</b></p>	
2 July 2018	<p><b>Built Form Guidelines for Mixed use, Commercial and Residential Growth Areas</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Mayer    Seconded: Councillor Cunial</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1.      <i>Notes the summary of responses from the community consultation process.</i></li> <li>2.      <i>Adopts the Built Form Guidelines to allow for the documents to be referenced within the Frankston Planning Scheme as part of current planning scheme Amendment C124.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Am C124 implements planning controls recommended by the FMAC Structure Plan.</p> <p>Am C124 is currently with the Minister for Planning for final approval and gazettal</p>
2 July 2018	<p><b>2018/NOM41 - Gaming Machines</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Aitken    Seconded: Councillor Toms</p> <p><i>That Council writes to the Premier of Victoria, Daniel Andrews and Opposition Leader, Matthew Guy, State Member for Frankston, Mr Paul Edbrooke MP and State Member for Carrum, Ms Sonya Kilkeny MP, requesting a moratorium and/or ban on any further gaming machines in the Frankston municipality. That a letter of support be sought from the Alliance for Gambling Reform.</i></p> <p><b>Carried Unanimously</b></p>	<p>Council continues to advocate for a limit on new gaming machines in the Frankston municipality.</p>
2 July 2018	<p><b>Frankston Planning Scheme Amendment C124 - Report on the findings and recommendations of the Panel Report and progression to adopt Amendment C124</b></p> <p><b>Deferral Motion to another Council Meeting</b></p>	<p>This item was deferred to allow submitters more time to consider the Council report.</p>



Date	Resolution	Comment
	<p>Moved: Councillor McCormack                      Seconded: Councillor Cunial</p> <p><i>That the matter be deferred to the next Council Meeting.</i></p> <p><b>Carried Unanimously</b></p>	<p>Am C124 implements planning controls recommended by the FMAC Structure Plan.</p> <p>Am C124 is currently with the Minister for Planning for final approval and gazettal</p>
2 July 2018	<p><b>Frankston Green Wedge Management Plan - Report on public consultation and the Final Engagement Group outcomes</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Cunial                      Seconded: Councillor Bolam</p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Notes the Frankston Green Wedge Management Plan Issues Paper submissions and the outcomes of the Frankston Green Wedge Engagement Group report.</li> <li>2. Authorises officers to progress the drafting of a Green Wedge Management Plan utilising the approach described as Option 2, noting that this option includes the consideration of potential Urban Growth Boundary (UGB) and zoning changes in Precincts 1, 3 and 5 and minimum lot size changes in Precinct 2.</li> <li>3. Supports the preparation of a mechanism to help fund natural habitat conservation and any proposed public land acquisition for recreation and landscape protection purposes in the Green Wedge. This could include the application of special purpose charges that applies to all new development arising from land use changes proposed in the Green Wedge Management Plan.</li> <li>4. Considers and reviews the draft Green Wedge Management Plan (when prepared) prior to it being released for public exhibition and comment.</li> </ol> <p><b>Carried</b></p>	<p>A draft Green Wedge Management Plan was prepared by Consultants Ethos Urban in February 2019. It was the subject of a briefing to Councillors on 25 March 2019 and will be considered by Council on 23 April 2019 with a recommendation for public exhibition prior to its adoption.</p> <p>Once adopted, Council must proceed to include the GWMP in the Planning Scheme.</p>
23 July 2018	<p><b>2018/NOM45 - Greening our City</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Toms    Seconded: Councillor Aitken</p>	<p>Council is keen to apply learnings from other Councils to help deliver new green developments and green public spaces in Frankston.</p>

Date	Resolution	Comment
	<p><i>That a report be provided back to the October Ordinary Meeting on what learnings Council can take from Melbourne City Council's Policy of Greening Laneways and the implementation of a Developer Green Infrastructure Contribution fund. The report should map out the costings and options for greening three (3) of the Frankston Central Activity District (CAD) laneways.</i></p> <p><b>Carried Unanimously</b></p>	
23 July 2018	<p><b>2018/NOM47 - Environmentally Sustainable Design (ESD) Development Rating System</b></p> <p><b>Council Decision</b> Moved: Councillor Toms    Seconded: Councillor Aitken</p> <p><i>That a report be presented to Council at its meeting in October 2018 on a review of Council's current Environmentally Sustainable Design (ESD) design policy for all new development in the Frankston Metropolitan Activity Centre (FMAC) and for this to be publically advertised. This should be part of a package of new ESD requirements that are put in place to achieve superior environmental outcomes across our FMAC.</i></p> <p><b>Carried Unanimously</b></p>	<p>While Council has a number of existing policies and guidelines to promote ESD in new developments, it now wishes to move on to incorporating measurable ESD provisions into the planning scheme.</p> <p>Council recently rejoined CASBE (the Council Alliance for a Sustainable Built Environment) with a view to taking part in a group amendment to introduce mandatory ESD provisions for new development.</p>
23 July 2018	<p><b>Integrated Water Forums: Frankston Council Participation in the Dandenong Catchment IWM and Westernport Catchment IWMs and Reporting Outcomes</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack                                  Seconded: Councillor Aitken <i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Notes the participation of Council officers in the 'Integrated Water Forums' organised by the State Government for the two catchments that include parts of Frankston City within their catchment areas: Dandenong IWM Forum and Westernport IWM Forum.</li> <li>2. Supports the draft Strategic Directions Statements (SDSs) that have been developed through the IWM process for both the Dandenong and the Westernport catchments, noting that key Frankston based projects have been included among the priority projects for further development.</li> </ol>	<p>Council adopted Water Sensitive Urban Design (WSUD) Guidelines in January 2012 and a WSUD Implementation strategy (Integrated Water Action Plan) in June 2016.</p> <p>By committing to the IWM Forums and endorsing the Strategic Direction Statements for both Dandenong and Westernport catchments, Council is keen to work with other Councils to achieve better environmental outcomes for the regional community.</p>

Date	Resolution	Comment
	<p>3. Supports the continued involvement of Council in the IWM process for enhancing cooperation between water authorities and Councils on a catchment basis to advance a coordinated approach to water management initiatives.</p> <p>4. Directs that the release date for the resolution is the day following the date of Council's consideration.</p> <p>5. Notes that the content of this report, attachments and resolution are not to be released until after the State Government has approved the IWM Strategic Direction Statements for Dandenong and Westernport.</p> <p><b>Carried Unanimously</b></p>	
23 July 2018	<p><b>To brief Council on the findings and recommendations of the Panel Report for Frankston Planning Scheme Amendment C124 and to further progress Frankston Planning Scheme Amendment C124.</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Toms</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Notes the Amendment C124 Panel Report;</li> <li>2. Adopts Amendment C124 with the following changes (as recommended by the Panel Report): <ol style="list-style-type: none"> <li>a) Amends Design and Development Overlay Schedule 5 as shown in the Panel preferred version in Attachment A.</li> <li>b) Amends zoning maps to correct the incorrect application of the Residential Growth Zone and the Design and Development Overlay Schedule 12 to 35R Beach Street and the Fletcher Road Reserve.</li> <li>c) Amends the relevant requirements in Clause 2.0 Buildings and Works in the Design and Development Overlay Schedules 12 and 13 to read: <p>For buildings of more than 2 storeys above natural ground level, the wall/s of the storey/s above second storey should be setback from the floor below a minimum of 2.5 metres to the street and rear. Balconies may encroach into the setback.</p> <p>'At grade' car parking areas should be located away from street interfaces and not within the front setback. Landscaping should be incorporated within 'at grade' car parking areas.</p> <p>Utilities and services should not be located within the street frontage and should be screened.</p> </li> <li>d) Corrects any minor spelling errors within the Design and Development Overlays.</li> </ol> </li> </ol>	<p>Am C124 implements planning controls recommended by the FMAC Structure Plan.</p> <p>Am C124 is currently with the Minister for Planning for final approval and gazettal</p>

Date	Resolution	Comment
	<p>and,</p> <ol style="list-style-type: none"> <li>3. Includes a minor change to the proposed DDOS by amending Table 2: Setbacks – Sub-precinct A to remove the word ‘Rear’ from the title for the third column, and by replacing the word ‘rear’ with ‘west’ in the text of the first dot point in the third column.</li> <li>4. Authorises officers to request the Minister for Planning to adopt Amendment C124 as amended in Items 2) and 3) above and with the inclusion of the Built Form Guidelines as referenced documents in the Frankston Planning Scheme.</li> </ol> <p><b>Carried Unanimously</b></p>	
13 August 2018	<p><b>Public Open Space Contribution Rates - Review and Recommendations</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Cunial    Seconded: Councillor Toms</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Notes the Frankston Public Open Space Contribution Rates 2018 report.</li> <li>2. Authorises officers to place the Public Open Space Contributions Report on public exhibition for a period of 5 weeks.</li> <li>3. Notes that following this exhibition period, a report will be provided to Council on the submissions received and a recommended approach to introduce Frankston specific open space contributions into the Frankston Planning Scheme.</li> </ol> <p><b>Carried Unanimously</b></p>	Amendment C127 commenced public exhibition in March 2019. This amendment seeks to introduce local public open space contribution rates for new subdivision developments within Frankston City.
10 September 2018	<p><b>Response to NOM1354 - Urban Design Advisory Committee</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Bolam    Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Authorises officers to establish a Design Advisory Committee.</li> <li>2. Authorises officers to publicly advertise for expressions of interest to join the Design Advisory Committee.</li> </ol>	Council officers have implemented a range of measures to promote urban design excellence in Frankston. These range from guidelines documents, to processes to obtain specialist urban design advice for development assessment purposes. Most recently (April 2019) Council has established an

Date	Resolution	Comment
	<p>3. <i>Endorses the Design Advisory Committee Terms of Reference.</i></p> <p>4. <i>Endorses the Urban Design Advisory Committee to formally begin operating from January 2019. A Memorandum is to be provided to Councillors close to the initiation of the Urban Design Advisory Committee articulating the process for referring matters to the committee.</i></p> <p><b>Carried</b></p>	Urban Design Advisory Panel to provide advice to Council on urban design matters.
10 September 2018	<p><b>2018/NOM55 - Car Parking Provision Rates for outer suburban Melbourne</b></p> <p><b>Council Decision</b> Moved: Councillor Hampton      Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li><i>Writes to the State Premier, the Hon Daniel Andrews MP and the Victorian State Minister for Planning, the Hon Richard Wynne MP condemning the recent State Government amendment (VC148) that affects planning schemes state wide.</i></li> <li><i>Advocates to Councils that are members of the South East Melbourne regional group to consider and support Frankston's concerns on the ill-judged impact of Am VC148's reduced car parking rates on new development in outer suburban Melbourne Council areas</i></li> <li><i>Seeks the support of the MAV to have the recently introduced parking rates repealed for outer suburban Melbourne areas.</i></li> </ol> <p><b>Carried Unanimously</b></p>	Council has expressed its concern at VC148 introduced by the State Government in 2018 that reduces car parking provision rates for all development within 500 metres of a priority public transport services. Council has argued that outer suburban areas cannot be easily equated with inner city or even middle ring suburbs in terms of access to public transport. Council's lobbying has not been successful in regard to the continuing application of Am VC148 to parts of Frankston City.
1 October 2018	<p><b>Oliver's Hill Lot Restructuring Plan Extension of Time Request</b></p> <p><b>Council Decision</b> <b>Moved: Councillor Mayer Seconded: Councillor O'Reilly</b></p> <p><i>That Council authorises officers to extend the expiry time limit of the Oliver's Hill Lot Restructuring Plan December 2010 for a period of a further two (2) years until the 1 March 2021.</i></p> <p><b>Carried Unanimously</b></p>	The residential zoned land between the Nepean Highway and the Bay in the south west corner of Frankston is not yet fully developed. The Oliver's Hill Lot Restructuring Plan was included in the Planning Scheme so that the legacy subdivision pattern could be modified to better address land slip and access issues for this location. Council has agreed to further extend the life of the Restructure Plan to allow it to continue to guide new development applications

Date	Resolution	Comment
22 October 2018	<p><b>Response to 2018/NOM45 - Greening our City</b></p> <p><b>Council Decision</b> Moved: Councillor Cunial Seconded: Councillor O'Reilly</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>Notes the opportunities for providing Green Infrastructure in the Frankston Metropolitan Activity Centre.</li> <li>Supports officers in further developing the Urban Forest Action Plan to include key actions and requirements for the provision of green infrastructure in new development within the FMAC. A further report to Council for the adoption of the Urban Forest Action Plan is to be submitted by March 2019.</li> </ol> <p><b>Carried Unanimously</b></p>	The Urban Forest Policy was adopted by Council on 1 May 2017. An Action Plan will be submitted to Council in mid 2019
22 October 2018	<p><b>Response to 2018/NOM47 - Environmentally Sustainable Design (ESD) Rating System</b></p> <p><b>Council Decision</b></p> <p>That Council:</p> <ol style="list-style-type: none"> <li>Refers \$6,600 per financial year for the next two years to the mid-year budget review for a subscription to the CASBE council network to enable strategic planning policy work and subsequently ESD rating assessments; and</li> <li>Supports officers in undertaking further research for the establishment of a local Environmentally Sustainable Development Policy for inclusion in the Frankston Planning Scheme in association with further research for the adoption of an appropriate Environmentally Sustainable Development assessment tool, with a report to Council to be provided within the next six (6) months.</li> <li>Notes that should Council endorse the recommendations, an additional Band 6 planner will be required in due course to undertake the rating assessments at an approximate cost of \$82K plus on costs.</li> </ol> <p><b>Carried</b></p>	Council has joined CASBE (January 2019), with a view to participating in a group amendment with other Councils to introduce ESD standards for new development. This will include measures to ensure that reduction in emissions is supported by the design and materials used in new development.
22 October 2018	<p><b>Response to 2018/NOM31 - Improvements to the Planning Process - Establishing a Frankston Native Vegetation Offsets Program</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor Aitken</p>	This report on the process for establishing a Frankston Native Vegetation Offsets Policy was submitted and supported by Council.



Date	Resolution	Comment
	<p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Notes this report in response to item 6 of 2018/NOM31, and</li> <li>2. Supports the development of a business case for a Frankston City Council native vegetation offsets program through employment of a temporary part-time project officer at a cost of \$20,000.</li> <li>3. Supports this local offsets program to be programmed for completion after Council's adoption of the Green Wedge Management Plan expected in mid-2019 and therefore is referred to Council's normal budget build process for 2019-20.</li> <li>4. Upon the inception of the policy and program, a report is to be provided to Council annually on the status and parameters of both the policy and program.</li> </ol> <p><b>Carried Unanimously</b></p>	The new Offsets Policy should be completed by July 2020. Once adopted it should be included in the Frankston Planning Scheme by amendment.
19 November 2018	<p><b>Public Open Space Contribution Rates - Report on public exhibition feedback and recommended planning scheme amendment approach.</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Toms    Seconded: Councillor O'Connor</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. Notes the Frankston Public Open Space Contribution Rates 2018 report submissions.</li> <li>2. Adopts the Frankston Public Open Space Contribution Rates 2018 report.</li> <li>3. Notes the Department of Environment, Land, Water and Planning's recommended approach to introduce Frankston-specific open space contributions into the Frankston Planning Scheme.</li> <li>4. Authorises officers to commence preparation of a planning scheme amendment to introduce the recommended public open space contribution rates in a schedule to Clause 53.01 of the Frankston Planning Scheme.</li> </ol> <p><b>Carried Unanimously</b></p>	Am C127 to introduce a local public open space contribution rate for new developments was placed on public exhibition in February/March 2019.  It is yet to be finalised
19 November 2018	<p><b>Response to 2018/NOM44 - Green Space in the CAD</b></p> <p><b>Council Decision</b></p> <p>Moved: Councillor Mayer    Seconded: Councillor Cunial</p> <p><i>That Council:</i></p>	Council reaffirmed its commitment to ensure that additional green public space is provided as the FMAC develops.

Date	Resolution	Comment
	<ol style="list-style-type: none"> <li>1. <i>Receives and notes the report.</i></li> <li>2. <i>Supports the utilisation of the open space development assessment tool as outlined in the Open Space Strategy 2016-2036, to evaluate land suitability in respect of potential new open space.</i></li> </ol> <p><b>Carried</b></p>	
29 January 2019	<p><b>Response to NOM1316 - Frankston Ambassador Site Status Report</b></p> <p><b>Council Decision</b> Moved: Councillor Bolam Seconded: Councillor O'Connor</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the status report.</i></li> <li>2. <i>Notes that Council officers will continue to monitor and investigate any issues and/or breaches of relevant Acts and Regulations emanating from the Frankston Ambassador site.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has taken an ongoing interest in the future of the former Ambassador Motel complex as it lies at the gateway to the central commercial area of Frankston and has been used illegally as a place of permanent residence similar to unregistered boarding houses with associated residential amenity conflicts. Council has found that its existing regulatory powers are not sufficient to adequately control the situation for a positive outcome for all stakeholders. This is a challenge that extend beyond the reach of normal planning controls.</p>
18 February 2019	<p><b>Update on the response to NOM 1340 - Homelessness Count</b></p> <p><b>Council Decision</b> Moved: Councillor McCormack Seconded: Councillor Mayer</p> <p><i>That Council:</i></p> <ol style="list-style-type: none"> <li>1. <i>Notes the update provided in this report on the response to NOM 1340 – Frankston Homelessness Count;</i></li> <li>2. <i>Notes the Victorian Government funding committed to Frankston City to establish two new rough sleeper response teams (Assertive Outreach and Housing Support) as part of the delivery of Victoria's Homelessness and Rough Sleeping Action Plan; and</i></li> <li>3. <i>Notes Council's ongoing collaboration, advocacy and coordination with the homelessness sector in the municipality, including the establishment of the Frankston City Strategic Homelessness Alliance.</i></li> </ol> <p><b>Carried Unanimously</b></p>	<p>Council has maintained a strong interest in the provision of affordable and social housing in Frankston, with a particular focus on addressing homelessness.</p> <p>Council's Housing Strategy 2018 sets out the multiple roles of Council in housing provision including as a regulator and an advocate. (The Frankston Housing Strategy was adopted by Council on 6 June 2018) In 2018, Council was successful in winning a substantial SHIP Grant, which</p>

Date	Resolution	Comment
		will support the development of housing feasibility projects for affordable and social housing on three Government owned sites in Frankston

**Executive Summary****11.2 July 2019 Planning and Environment Progress Report**

*Enquiries: (Michael Papageorgiou: Community Development)*

Council Plan

Community Outcome:	4. A Well Managed City
Strategy:	4.2 Systems
Priority Action	4.2.3 Facilitate informed decision making through informed reporting and data management

**Purpose**

To provide Council with an update on the exercise of planning delegations by Council officers for the month of July 2019.

**Recommendation (Director Community Development)**

That Council receives and notes the July 2019 Planning and Environment Progress Report.

**Key Points / Issues**

This report provides Council with an update on the exercise of planning delegations by Council officers on the following items:

- Planning applications received;
- Planning decisions;
- Subdivision applications received;
- Subdivision decisions;
- Planning scheme amendments;
- VCAT appeal register; and
- VCAT decisions.

In July 2019, 84 applications for planning permits or amendments to permits were received, and 92 applications determined. A total of 66% of permit decisions were made within 60 statutory days.

Eleven decisions related to multi-dwelling applications. All of these applications complied with the Multi-Dwelling Visitor Car Parking Guidelines.

Four VCAT decisions were handed down during the month.

**Financial Impact**

The Victorian Government introduced the "Fair Go Rates" system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.50 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

**11.2 July 2019 Planning and Environment Progress Report****Executive Summary**

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

**Consultation**

This report provides details of all planning applications and decisions that are required to be considered in accordance with the Frankston Planning Scheme and the Planning and Environment Act (1987).

Consultation occurs with the community as part of the planning process of each application that requires public advertising.

**Analysis (Environmental / Economic / Social Implications)**

This report will not result in any identified environmental, economic or social impacts.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no conflict of interest in this matter.

**Risk Mitigation**

There are no identified risks noted in relation to the preparation of this report.

**Conclusion**

This report provides Council with an overview of the activities and decisions made on planning applications in the month of July 2019.

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**ATTACHMENTS**

Attachment A: [↓](#) Planning and Environment Progress Report - July 2019

<b>Progress Report – Planning Applications Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
278/2019/P	North-East	5 Mintbush Terrace, Langwarrin 3910	To construct a veranda in a Bushfire Management Overlay Schedule 1 (BMO1)	3/07/2019
281/2019/P	North-East	37 William Road, Carrum Downs 3201	To construct buildings and work for one (1) single storey dwelling within the tree protection zone a tree listed in the Significant Landscape Overlay Schedule 5 (SLO5)	3/07/2019
280/2019/P	North-East	58 Long Street, Langwarrin 3910	To construct one (1) single storey dwelling to the rear of the existing dwelling (two (2) dwellings)	3/07/2019
75/2019/P/VS	North-East	4 Jack Street, Carrum Downs 3201	To construct sixteen (16) storage units and a reduction to the car parking requirements of Clause 52.06 of the Frankston Planning Scheme	3/07/2019
74/2019/P/VS	North-East	74 Southgateway, Langwarrin 3910	Two (2) lot subdivision	3/07/2019
285/2019/P	North-East	16 Moorhen Crescent, Carrum Downs 3201	Two (2) lot subdivision	4/07/2019
292/2019/P	North-East	42 Progress Drive, Carrum Downs 3201	To use the land for a Section 2 Use (Place of Assembly) in an Industrial 1 Zone	5/07/2019
295/2019/P	North-East	2/55 Union Road, Langwarrin 3910	Five lot (5) subdivision	8/07/2019
304/2019/P	North-East	19 Sutton Crescent, Carrum Downs 3201	To construct one (1) double storey dwelling	18/07/2019
309/2019/P	North-East	81 Luscombe Avenue, Carrum Downs 3201	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	19/07/2019
319/2019/P	North-East	9 Whimbrel Crescent, Carrum Downs 3201	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	24/07/2019
316/2019/P	North-East	41 Quarrion Drive, Carrum Downs 3201	To construct two single storey dwellings to the rear of the existing dwelling (three (3) dwellings) and a three (3) lot subdivision	24/07/2019
321/2019/P	North-East	73 Jacana Drive, Carrum Downs 3201	To construct one (1) single storey dwelling to the rear of the existing dwelling (two (2) dwellings)	29/07/2019



<b>Progress Report – Planning Applications Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Date</u>
84/2019/P/VS	North-East	150 Centre Road, Langwarrin 3910	To construct an outbuilding within 10.0 metres of a side/rear boundary and with an area over 100.0 square metres in a Design and Development Overlay Schedule 4 (DDO4)	30/07/2019
322/2019/P	North-East	6/2 Malibu Circuit, Carrum Downs 3201	To construct buildings and works for mezzanines in an Industrial 1 Zone (IN1Z)	30/07/2019
323/2019/P	North-East	29 Barnett Avenue, Carrum Downs 3201	To lop vegetation listed in Table 1 to the Significant Landscape Overlay Schedule 5 (SLO5)	30/07/2019
<b>North-East Ward Total - 16</b>				
277/2019/P	North-West	111 East Road, Seaford 3198	Three (3) lot subdivision	1/07/2019
283/2019/P	North-West	6 Fellowes Street, Seaford 3198	To construct three (3) double storey dwellings	3/07/2019
298/2019/P	North-West	29 Hadley Street, Seaford 3198	Two (2) lot subdivision	3/07/2019
287/2019/P	North-West	59 Kareela Road, Frankston 3199	Liquor license	4/07/2019
291/2019/P	North-West	Kananook Reserve 33R Kirkwood Avenue, Seaford 3198	To construct a shed and carry out works in a Public Park and Recreation Zone	4/07/2019
284/2019/P	North-West	41 Frank Street, Frankston 3199	Two (2) lot subdivision	4/07/2019
76/2019/P/VS	North-West	34 Kareela Road, Frankston 3199	Two (2) lot subdivision	4/07/2019
302/2019/P	North-West	18 Henry Crescent, Seaford 3198	To construct two (2) double storey dwellings	15/07/2019
307/2019/P	North-West	35 Kananook Avenue, Seaford 3198	To construct four (4) double storey dwellings and to carry out buildings and works in a Special Building Overlay (SBO)	18/07/2019
310/2019/P	North-West	2 Marion Street, Seaford 3198	Five (5) lot subdivision	19/07/2019
314/2019/P	North-West	2 Catron Street, Seaford 3198	To construct two (2) double storey dwellings	24/07/2019
318/2019/P	North-West	72 Seaford Grove, Seaford 3198	To construct three (3) double storey dwellings and to construct a building and construct or carry out works in a Special Building Overlay (SBO)	26/07/2019

<b>Progress Report – Planning Applications Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Date</u>
<b>North-West Ward Total - 12</b>				
282/2019/P	South	58 McMahon's Road, Frankston 3199	To construct eight (8) double storey dwellings, to construct buildings and construct and carry out works in a Special Building Overlay (SBO) and to create/alter access to a road in a Road Zone Category 1	3/07/2019
279/2019/P	South	81 Nursery Avenue, Frankston 3199	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	3/07/2019
289/2019/P	South	2 Parkside Grove, Frankston South 3199	Extension to existing dwelling	4/07/2019
288/2019/P	South	72 Young Street, Frankston 3199	To display a floodlit, above-verandah promotion sign	4/07/2019
290/2019/P	South	21 McComb Boulevard, Frankston South 3199	Two (2) Lot Subdivision	4/07/2019
303/2019/P	South	20 Cliff Road, Frankston 3199	To construct a habitable outbuilding in an Erosion Management Overlay Schedule 3 (EMO3)	5/07/2019
294/2019/P	South	1 Merrigal Court, Frankston South 3199	To construct one (1) double storey dwelling in a Design and Development Overlay Schedule 1, buildings and works within the Tree Protection Zone of a substantial tree and removal of substantial trees in a Significant Landscape Overlay Schedule 3	8/07/2019
293/2019/P	South	21A & 21B Hillcrest Road, Frankston 3199	Two (2) lot subdivision	8/07/2019
300/2019/P	South	74 Victoria Road, Langwarrin South 3911	To construct a habitable outbuilding in a Rural Conservation Zone Schedule 1 (RCZ1) and to construct a building associated with the use of the land for accommodation in a Bushfire Management Overlay (BMO)	9/07/2019
297/2019/P	South	5 Beach Street, Frankston 3199	To construct a front fence in a Land Subject to Inundation Overlay (LSIO)	10/07/2019
296/2019/P	South	9 Spring Lane, Frankston 3199	To construct one (1) double storey dwelling over 7.0 metres in height in a Design and Development Overlay Schedule 6 (DDO6)	11/07/2019
299/2019/P	South	214 North Road, Langwarrin 3910	Six (6) lot subdivision	12/07/2019

<b>Progress Report – Planning Applications Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
77/2019/P/VS	South	19 Bembridge Avenue, Frankston South 3199	To carry out buildings and works for a domestic swimming pool in a Design and Development Overlay Schedule 9 (DDO9)	15/07/2019
301/2019/P	South	10 Donald Road, Langwarrin 3910	To undertake buildings and works to an existing dwelling and to construct an outbuilding	15/07/2019
306/2019/P	South	42 Margate Avenue, Frankston 3199	Three (3) lot subdivision	18/07/2019
305/2019/P	South	23 Hillcrest Road, Frankston 3199	To construct five (5) double storey dwellings	18/07/2019
308/2019/P	South	119 Franciscan Avenue, Frankston 3199	To construct one (1) single storey dwelling to the rear of the existing dwelling (two (2) dwellings)	18/07/2019
78/2019/P/VS	South	6 Martlesham Drive, Langwarrin South 3911	To carry out works and extend an existing outbuilding in a Design and Development Overlay Schedule 4 (DDO4)	19/07/2019
311/2019/P	South	25 Donald Road, Langwarrin 3910	To construct buildings and works for outbuildings and a carport within a Design and Development Overlay Schedule 4 (DDO4) and a Bushfire Management Overlay (BMO) and to construct buildings and works within the tree protection zone of substantial trees in a Significant Landscape Overlay Schedule 1 (SLO1)	19/07/2019
312/2019/P	South	39 Grange Road, Frankston South 3199	To construct buildings and works to an existing dwelling (extension and verandah) within the Design and Development Overlay Schedule 8 and Erosion Management Overlay Schedule 2	19/07/2019
79/2019/P/VS	South	21 Violet Street, Frankston South 3199	To construct a front fence in a Significant Landscape Overlay Schedule 6 (SLO6)	22/07/2019
80/2019/P/VS	South	555 Baxter-Tooradin Road, Langwarrin South 3911	To carry out works to an existing dwelling (Section 2 Use) in a Rural Conservation Zone Schedule 1 (RCZ1)	23/07/2019
315/2019/P	South	4 Elizabeth Street, Frankston 3199	To construct two (2) double storey dwellings	24/07/2019
313/2019/P	South	18A Beach Street, Frankston 3199	To use the land to sell and consume liquor (Restaurant and Cafe Licence)	24/07/2019

<b>Progress Report – Planning Applications Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
81/2019/P/VS	South	94 Overport Road, Frankston South 3199	To remove a substantial tree in a Significant Landscape Overlay Schedule 3 (SLO3)	26/07/2019
82/2019/P/VS	South	43 Woolston Drive, Frankston South 3199	To construct a fence in a Significant Landscape Overlay Schedule 4 (SLO4)	29/07/2019
83/2019/P/VS	South	19 Willora Court, Frankston South 3199	To construct an outbuilding in a Design and Development Overlay Schedule 1 (DDO1)	29/07/2019
320/2019/P	South	8 Roberts Street, Frankston 3199	To create an easement	29/07/2019
South Ward Total - 28				
Total New Applications - 56				

<b>Progress Report – Amendments to Planning Permits Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Date</u>
836/2004/P/D	East	145 Union Road, Langwarrin 3910	Section 72 - Thirty-four dwellings	17/07/2019
<b>East Ward Total - 1</b>				
408/2011/P/H	North-East	46 McCormicks Road, SKYE 3977	Section 72 - To construct ten (10) dwellings (nine (9) double storey and one (1) single storey) and alterations to access to a Road Zone Category 1	1/07/2019
375/2018/P/B	North-East	67 Southgateway, Langwarrin 3910	Section 72 - To construct one (1) double storey dwelling to the rear of the existing dwelling (two dwellings); alterations to the existing dwelling and subdivide the land into two (2) lots. Amendments: - Reduction in floor area of proposed dwelling - Reduced floor levels from four split levels to a two storey dwelling - Increased setback to east boundary to 3.840 metres - Increased excavation to create a minimum surface level of 71.30 metres above Australian Height Datum - Alterations to the materials and colours of Dwelling 2 - Alterations to window proportions - Alterations to approved landscaping	3/07/2019
121/2017/P/B	North-East	Brotherhood of St Laurence Common Property 1195 Frankston-Dandenong Rd Carrum Downs	Secondary Consent - To construct twelve (12) single storey dwellings comprising two (2) dwellings located on each of six (6) lots	5/07/2019
197/2017/P/B	North-East	37 Cedar Street, Langwarrin 3910	Extension of Time - Two (2) lot subdivision	18/07/2019
480/2016/P/C	North-East	40 Hall Road, Carrum Downs 3201	Extension of Time - To construct eight (8) double storey dwellings, create access to and carry out works in a Road Zone, Category 1.	23/07/2019
<b>North-East Ward Total - 5</b>				

<b>Progress Report – Amendments to Planning Permits Received For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
2/2017/P/VS	North-West	53 Kananook Avenue, Seaford 3198	Extension of time - The construction of one (1) single storey dwelling	3/07/2019
556/2015/P/B	North-West	34 East Road, Seaford 3198	Secondary Consent - To construct two (2) double storey dwellings in front of the existing dwelling (three (3) dwellings)	4/07/2019
91/2017/P/A	North-West	151 Nepean Highway, Seaford 3198	Extension of Time - Alterations to an existing dwelling on a lot less than 300m2	5/07/2019
595/2015/P/D	North-West	21 Frank Street, Frankston 3199	Secondary Consent - To construct four (4) double storey dwellings and to construct buildings and works within a Special Building Overlay	9/07/2019
565/2014/P/D	North-West	14 Queen Street, Frankston 3199	Extension of Time - To construct one (1) single storey dwelling to the rear of the existing dwelling (two (2) dwellings)	15/07/2019
292/2018/P/B	North-West	36 Nabilla Avenue, Seaford 3198	Secondary Consent - To construct two (2) double storey dwellings	16/07/2019
103/2018/P/C	North-West	6-10 Govan Street, Seaford 3198	Secondary Consent - To use the land for a Child Care Centre in an Industrial 1 Zone (Section 2 Use) and construct buildings and works within an Industrial 1 Zone and Special Building Overlay	16/07/2019
632/2016/P/E	North-West	38 Moreton Street, Frankston North 3200	Secondary consent - To construct one (1) double storey dwelling to rear of the existing dwelling (two (2) dwellings)	23/07/2019
700/2010/P/E	North-West	19 Sheridan Avenue, Frankston 3199	Section 72 amendment - To construct eight (8) dwellings within a four (4) storey building, including basement car parking.	29/07/2019
668/2016/P/C	North-West	35-37 Sheridan Avenue, Frankston 3199	Extension of Time - The use and development of land for thirteen (13) three storey dwellings	30/07/2019
59/2014/P/D	North-West	13 Lewis Street, Frankston 3199	Extension of Time - To construct two (2) single storey dwellings	30/07/2019
502/2016/P/B	North-West	1/5 David Street, Frankston 3199	Extension of Time - To construct two (2) double storey dwellings	31/07/2019
<b>North-West Ward Total - 12</b>				

<b>Progress Report – Amendments to Planning Permits Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
820/2004/P/A	South	27 Wells Street, Frankston 3199 27 Central Park, Frankston 3199	Section 72 - Liquor licence	4/07/2019
576/2011/P/B	South	1-3 Golf Links Road, Frankston 3199	Section 72 Amendment - Use of the site for a restricted recreation facility (twenty four (24) hour gymnasium) in accordance with the endorsed plans. Amendments - To include a 2.1 metre fence/gate on the southern side of the building to create a break out area, increased landscaping and the installation of two shade sails on the southern side of the building.	10/07/2019
122/2019/P/B	South	7 Fontayne Court, Frankston South 3199	Secondary consent - To undertake buildings and works to an existing dwelling (extension, pergola and deck) in a Design and Development Overlay Schedule 1 and undertake works within the tree protection zone of a significant tree in a Significant Landscape Overlay Schedule 3.	15/07/2019
169/2019/P/B	South	7 Cambridge Street, Frankston 3199	Section 72 - Two (2) Lot Subdivision	17/07/2019
363/2017/P/A	South	2 Diosma Court, Frankston South 3199	Section 72 - To construct one (1) double storey dwelling to the side of the existing dwelling (two dwellings) and a two (2) lot subdivision	19/07/2019
97/2011/P/H	South	108 Kars Street, Frankston South 3199	Secondary Consent - To construct four (4) double storey dwellings	22/07/2019
635/2012/P/E	South	8 Catherine Parade, Frankston 3199	Extension of Time - To construct one (1) double storey dwelling to the rear of the existing dwelling (two dwellings)	23/07/2019
326/2016/P/C	South	171 Humphries Road, Frankston South 3199	Extension of Time - To construct one (1) double storey dwelling	25/07/2019
543/2011/P/C	South	43 Denbigh Street, Frankston 3199	Secondary Consent - To construct four (4) dwellings	26/07/2019
344/2014/P/D	South	4 George Street, Frankston 3199	Secondary Consent - To construct three (3) double storey dwellings	26/07/2019
South Ward Total - 10				



Total Amendments - 28

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
170/2019/P	North-East	5 Edward Street, Langwarrin 3910	Eighteen (18) Lot Subdivision	Permit Approved	2/07/2019
102/2019/P	North-East	33 Quarry Road, Langwarrin 3910	To construct two (2) single storey dwellings on a lot	Permit Approved	2/07/2019
216/2019/P	North-East	1 Corella Court, Carrum Downs 3201	Two (2) lot subdivision	Permit Approved	4/07/2019
186/2019/P	North-East	151 Hall Road, Carrum Downs 3201	Ten (10) Lot Subdivision	Permit Approved	9/07/2019
278/2019/P	North-East	5 Mintbush Terrace, Langwarrin 3910	To construct a veranda in a Bushfire Management Overlay Schedule 1 (BMO1)	No Permit Required	9/07/2019
145/2019/P	North-East	150 Taylors Road, Skye 3977	Buildings and works in association with a Section 2 use - Extension of an existing building ancillary to the existing plant nursery.	Permit Approved	10/07/2019
248/2019/P	North-East	18 Sutton Crescent, Carrum Downs 3201	To construct buildings and works for one (1) dwelling within the tree protection zone of a tree listed in the Significant Landscape Overlay - Schedule 5	Permit Approved	10/07/2019
74/2019/P/VS	North-East	74 Southgateway, Langwarrin 3910	Two (2) lot subdivision	Permit Approved	10/07/2019
179/2019/P	North-East	260-280 Quarry Road, Langwarrin 3910	To use the land for a Section 2 Use (Refuse Disposal) in a Special Use Zone - Schedule 2; to construct buildings and works in a Special Use Zone - Schedule 2; to construct buildings and works associated with Industry in a Bushfire Management Overlay	Application Lapsed	15/07/2019
232/2019/P	North-East	10 Bayport Drive, Langwarrin 3910	Two (2) lot subdivision	Permit Approved	16/07/2019
249/2019/P	North-East	29 Barnett Avenue, Carrum Downs 3201	To construct buildings and work for one (1) single storey dwelling within the tree protection zone of trees listed in the Significant Landscape Overlay Schedule 5 (SLO5)	Permit Approved	17/07/2019

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
241/2019/P	North-East	5 Sutton Crescent, Carrum Downs 3201	To construct buildings and works for one (1) double storey dwelling within the tree protection zone of a tree listed in the Significant Landscape Overlay - Schedule 5 (SLO5)	Permit Approved	17/07/2019
243/2019/P	North-East	3/544 Frankston-Dandenong Road, Carrum Downs 3201	To use the land for a restricted retail premises (sale of animal supplies) and a waiver of the requirements of Clause 52.34-5 (bicycle facilities) of the Frankston Planning Scheme	Permit Approved	17/07/2019
245/2019/P	North-East	20 Currawong Drive, Carrum Downs 3201	Two (2) lot subdivision	Permit Approved	18/07/2019
671/2018/P	North-East	101 Boundary Road, Carrum Downs 3201	Use and development of the land for fifty-two (52) warehouses with ancillary offices, removal of native vegetation and a reduction in carparking requirements under clause 52.06 -5	Permit Approved	29/07/2019
244/2019/P	North-East	100-106 Colemans Road, Carrum Downs 3201	To construct a warehouse and to use the land for a retail premises (trade supplies)	Permit Approved	30/07/2019
117/2019/P	North-East	1/72 Beech Street, Langwarrin 3910	To construct one (1) single storey dwelling on a lot less than 300.0 square metres	Permit Approved	30/07/2019
199/2019/P	North-East	317 Ballarto Road, Carrum Downs 3201	To use the site for sale of packaged liquor	Permit Approved	30/07/2019
275/2019/P	North-East	46 Anthony Street, Langwarrin 3910	Two (2) lot subdivision	Permit Approved	31/07/2019
<b>North-East Ward Total - 19</b>					
117/2018/P	North-West	73 Seaford Grove, Seaford 3198	To construct three (3) double storey dwellings	Permit Approved	2/07/2019
161/2019/P	North-West	11 Sir Laurence Drive, Seaford 3198	Three (3) Lot Subdivision	Permit Approved	4/07/2019
217/2019/P	North-West	1/101 Fortescue Avenue, Seaford 3198	To construct a dwelling in a Special Building Overlay (SBO)	Permit Approved	4/07/2019

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
534/2018/P	North-West	1 Lewis Street, Frankston 3199	To construct three (3) triple storey dwellings and construct buildings and works within a Special Building Overlay (SBO)	Permit Approved	4/07/2019
146/2019/P	North-West	42 Fortescue Avenue, Seaford 3198	To construct two (2) double storey dwellings, undertake buildings and works within the Tree Protection Zone of a significant tree and remove one (1) significant tree within the Environmental Significance Overlay (Schedule 4)	Permit Approved	4/07/2019
191/2019/P	North-West	39 Johnstone Street, Seaford 3198	Two (2) Lot Subdivision	Permit Approved	4/07/2019
357/2018/P	North-West	27 Havana Crescent, Frankston 3199	Development of three (3) two (2) storey dwellings	Permit Approved	5/07/2019
172/2019/P	North-West	10 Frawley Street, Frankston 3199	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings on a lot)	Permit Approved	9/07/2019
219/2019/P	North-West	20 Raymond Road, Seaford 3198	Two (2) Lot subdivision	Permit Approved	10/07/2019
76/2019/P/VS	North-West	34 Kareela Road, Frankston 3199	Two (2) lot subdivision	Permit Approved	10/07/2019
72/2019/P/VS	North-West	58 Fortescue Avenue, Seaford 3198	Two (2) lot subdivision	Permit Approved	10/07/2019
680/2018/P	North-West	8 Lorna Street, Seaford 3198	Construction of three (3) double storey dwellings	Permit Approved	17/07/2019
417/2018/P	North-West	1 Inglis Avenue, Frankston 3199 18 Overton Road, Frankston 3199	To use the land as a Childcare Centre in a Commercial 1 Zone (Section 2 use), construct buildings and works within a Commercial 1 Zone and Special Building Overlay and alteration to access to a Road Zone Category 1	Permit Approved	17/07/2019
276/2019/P	North-West	1A Keppler Circuit, Seaford 3198	To construct or carry out works within an existing factory for a mezzanine in an Industrial 1 Zone	Permit Approved	18/07/2019
284/2019/P	North-West	41 Frank Street, Frankston 3199	Two (2) lot subdivision	Permit Approved	19/07/2019

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
138/2019/P	North-West	147-149 Beach Street, Frankston 3199	Ten (10) Lot Subdivision	Permit Approved	22/07/2019
251/2019/P	North-West	184 Old Wells Road, Seaford 3198	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings); construct a front fence over 1.5 metres in height and associated with two or more dwellings; to construct a building and carry out works associated with accommodation within a BMO	Permit Approved	23/07/2019
231/2019/P	North-West	10 Klauer Street, Seaford 3198	Twenty (20) lot subdivision and subdivide adjacent to a Road Zone Category 1	Permit Approved	23/07/2019
233/2019/P	North-West	5 & 7 Bragge Street, Frankston 3199	Twenty six (26) lot subdivision	Permit Approved	30/07/2019
<b>North-West Ward Total - 19</b>					
427/2018/P	South	18 Argyle Street, Frankston 3199	To construct six (6) dwellings and reduction of car parking requirements of Clause 52.06 of Frankston Planning Scheme.	Permit Approved	2/07/2019
152/2019/P	South	3 Banyule Court, Frankston South 3199	To construct a double storey extension to an existing dwelling in a Design and Development Overlay - Schedule 9 (DDO9)	Permit Approved	4/07/2019
193/2019/P	South	14 Leisureland Drive, Langwarrin 3910	To construct an extension to an outbuilding where the total floor area of all outbuildings exceeds 100 square metres in a Design and Development Overlay Schedule 4 (DDO4)	Permit Approved	4/07/2019
190/2019/P	South	33 Genista Street, Frankston South 3199	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	Permit Approved	10/07/2019
566/2018/P	South	17 Peter Chance Crescent, Langwarrin 3910	Four (4) lot subdivision and vegetation removal	Permit Approved	11/07/2019
210/2019/P	South	81 Frankston-Flinders Road, Frankston 3199	Two (2) Lot Subdivision	Permit Approved	11/07/2019

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
26/2018/P	South	77 Humphries Road, Frankston South 3199	Three (3) lot subdivision and vegetation removal	Permit Approved	17/07/2019
67/2019/P/VS	South	5 Kirkstall Close, Frankston South 3199	To construct or carry out buildings and works to an existing dwelling in a Design and Development Overlay Schedule 1 (DDO1)	Permit Approved	17/07/2019
267/2019/P	South	3 Brooklyn Avenue, Frankston 3199	Three (3) lot subdivision	Permit Approved	18/07/2019
164/2019/P	South	2 Fenton Crescent, Frankston South 3199	To construct a double storey dwelling over 9.0 metres in height and within 2.0 metres of a side boundary in a Design and Development Overlay Schedule 9 (DDO9) and to carry out works within the Tree Protection Zone of substantial trees in a Significant Landscape Overlay Schedule 4 (SLO4)	Permit Approved	18/07/2019
110/2019/P	South	81 Fleetwood Crescent, Frankston South 3199	To construct buildings and works for a domestic swimming pool and extension to an existing dwelling in a Design and Development Overlay Schedule 8 and Erosion Management Overlay Schedule 2 and to construct and carry out works in the Tree Protection Zone of substantial trees and to remove substantial trees in a Significant Landscape Overlay Schedule 4.	Permit Approved	23/07/2019
173/2019/P	South	439 Nepean Highway, Frankston 3199	To use the land for sale and consumption of liquor (Restaurant and Cafe Licence)	Permit Approved	25/07/2019
79/2019/P/VS	South	21 Violet Street, Frankston South 3199	To construct a front fence in a Significant Landscape Overlay Schedule 6 (SLO6)	Permit Approved	26/07/2019
77/2019/P/VS	South	19 Bembridge Avenue, Frankston South 3199	To carry out buildings and works for a domestic swimming pool in a Design and Development Overlay Schedule 9 (DDO9)	Permit Approved	29/07/2019

<b>Progress Report – Planning Application Decisions</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
78/2019/P/VS	South	6 Martlesham Drive, Langwarrin South 3911	To carry out works and extend an existing outbuilding in a Design and Development Overlay Schedule 4 (DDO4)	Permit Approved	29/07/2019
205/2019/P	South	13 George Street, Frankston 3199	Five (5) Lot Subdivision	Permit Approved	30/07/2019
642/2018/P	South	35 Playne Street, Frankston 3199	The Construction of a 14 storey mixed use building for leisure and recreation facility (gym), accommodation (11 student rooms and 77 apartments), office, retail (cafe, hairdresser, restaurant and motor vehicle sales) and a reduction in car parking requirements of Clause 52.06	Application Refused	30/07/2019
111/2019/P	South	66A Cliff Road, Frankston South 3199	To construct two (2) double storey dwellings on a lot and to construct and carry out buildings and works and a domestic swimming pool in a Design and Development Overlay Schedule 9	Application Refused	30/07/2019
South Ward Total - 18					
Total Decisions - 56					



<b>Progress Report – Amendments to Planning Application Decisions For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
489/2018/P/A	North-East	471 Ballarto Road, Skye 3977	Secondary consent - To undertake buildings and works for a pergola associated with a Section 2 Use under the Green Wedge Zone (dwelling)	Secondary Consent Approved	2/07/2019
49/2019/P/A	North-East	39 Darnley Drive, Skye 3977	Secondary Consent - To construct one (1) single storey dwelling in a Bushfire Management Overlay (BMO)	Secondary Consent Approved	3/07/2019
554/2018/P/B	North-East	1M Rossiter Road, Carrum Downs 3201	Section 72 - Bulk earthworks and associated removal of native vegetation	Permit Approved	5/07/2019
364/2018/P/B	North-East	75 Boundary Road, Carrum Downs 3201	Section 72 - Construction of a warehouse and associated office	Permit Approved	9/07/2019
419/2016/P/D	North-East	28 McCormicks Road, SKYE 3977	Section 72 - The construction of seven (7) double storey and one (1) single storey dwelling (eight dwellings)	Permit Approved	9/07/2019
217/2016/P/B	North-East	27 Jarman Drive, Langwarrin 3910	Secondary Consent - To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	Secondary Consent Approved	11/07/2019
81/2018/P/C	North-East	58 Luscombe Avenue, Carrum Downs 3201	Secondary Consent - To construct one (1) single storey dwelling to the rear of an existing dwelling (Two (2) dwellings) and a two (2) lot subdivision	Secondary Consent Approved	16/07/2019
331/2017/P/D	North-East	52 Edward Street, Langwarrin 3910	Secondary Consent - To construct two (2) dwelling to the rear of the existing dwelling (three (3) dwellings)	Secondary Consent Approved	16/07/2019
456/2016/P/B	North-East	1195 Frankston-Dandenong Road, Carrum Downs 3201	Secondary Consent - To construct eight (8) dwellings (4 side by side dwellings)	Secondary Consent Approved	18/07/2019
526/2014/P/C	North-East	74 McCormicks Road, Skye 3977	Section 72 - Use and building and works to extend the existing medical centre, alter access to a Road Zone Category 1 and display of business identification signage	Permit Approved	22/07/2019

<b>Progress Report – Amendments to Planning Application Decisions For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
526/2014/P/C	North-East	80 McCormicks Road, Skye 3977	Section 72 - Use and building and works to extend the existing medical centre, alter access to a Road Zone Category 1 and display of business identification signage	Permit Approved	22/07/2019
668/2013/P/B	North-East	114 Wedge Road, Carrum Downs 3201	Secondary Consent - To construct two (2) double storey dwellings to the side and rear of the existing single storey dwelling (three (3) dwellings)	Secondary Consent Approved	30/07/2019
480/2016/P/C	North-East	40 Hall Road, Carrum Downs 3201	Extension of Time - To construct eight (8) double storey dwellings, create access to and carry out works in a Road Zone, Category 1.	Extension of Time Approved	31/07/2019
<b>North-East Ward Total - 13</b>					
254/2015/P/A	North-West	22 – 24 Sheridan Avenue, Frankston 3199	Extension of time - Use and development of the land for 23 dwellings in a 4 storey apartment style building in the Commercial 1 Zone, Design and Development Overlay Schedule 6 and Special Building Overlay in accordance with the endorsed plans	Extension of Time Approved	2/07/2019
296/2014/P/C	North-West	5 Devon Court, Frankston 3199	Extension of time - To construct one (1) double storey dwelling to the front of the existing dwelling (two (2) dwellings)	Extension of Time Approved	3/07/2019
556/2015/P/B	North-West	34 East Road, Seaford 3198	Secondary Consent - To construct two (2) double storey dwellings in front of the existing dwelling (three (3) dwellings)	Secondary Consent Approved	10/07/2019
2/2017/P/VS	North-West	53 Kananook Avenue, Seaford 3198	Extension of time - The construction of one (1) single storey dwelling	Extension of Time Approved	15/07/2019
91/2017/P/A	North-West	151 Nepean Highway, Seaford 3198	Extension of Time - Alterations to an existing dwelling on a lot less than 300m2	Extension of Time Approved	18/07/2019

<b>Progress Report – Amendments to Planning Application Decisions For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
565/2014/P/D	North-West	14 Queen Street, Frankston 3199	Extension of Time - To construct one (1) single storey dwelling to the rear of the existing dwelling (two (2) dwellings)	Extension of Time Approved	22/07/2019
262/2016/P/C	North-West	5 & 7 Bragge Street, Frankston 3199	Section 72 - To use and construction of a four (4) storey building containing twenty six (26) apartments	Permit Approved	23/07/2019
292/2018/P/B	North-West	36 Nabilla Avenue, Seaford 3198	Secondary Consent - To construct two (2) double storey dwellings	Secondary Consent Approved	25/07/2019
54/2017/P/D	North-West	58 Fortescue Avenue, Seaford 3198	Section 72 - To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	Permit Approved	30/07/2019
632/2016/P/E	North-West	38 Moreton Street, Frankston North 3200	Secondary consent - To construct one (1) double storey dwelling to rear of the existing dwelling (two (2) dwellings)	Secondary Consent Approved	31/07/2019
<b>North-West Ward Total - 10</b>					
535/2016/P/C	South	671 Nepean Highway, Frankston South 3199	Extension of time - To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings) and create access (vehicle crossover) to a road in Road Zone Category 1	Extension of Time Approved	3/07/2019
736/2013/P/E	South	114 Gould Street, Frankston 3199	Section 72 - Development of two additional dwellings on a lot and modifications to an existing dwelling in the General Residential Zone - Schedule 1 (GRZ1); Building and works in a Design and Development Overlay (DDO6) in accordance with the endorsed plans.	Permit Approved	4/07/2019

<b>Progress Report – Amendments to Planning Application Decisions For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
300/2014/P/E	South	55 West Road, Langwarrin South 3911	Extension of Time - Two (2) lot subdivision and removal of vegetation	Extension of Time Approved	8/07/2019
605/2008/P/E	South	8 Robinsons Road, Frankston South 3199	Section 72 - Demolish one hundred and seventeen (117) units and an amenities building and construct eighty two (82) new units and a croquet club	Permit Approved	9/07/2019
383/2012/P/E	South	79 Cranhaven Road, Langwarrin 3910	Section 72 - To subdivide the land into forty nine (49) lots, in two stages, and removal of native vegetation	Permit Approved	9/07/2019
485/2017/P/C	South	23 Mount View Court, Frankston 3199	Secondary Consent -To construct three (3) double storey dwellings.	Secondary Consent Approved	10/07/2019
300/2014/P/F	South	55 West Road Langwarrin South 3911	Section 72 - Two (2) lot subdivision and removal of vegetation	Permit Approved	10/07/2019
363/2017/P/A	South	2 Diosma Court, Frankston South 3199	Section 72 - To construct one (1) double storey dwelling to the side of the existing dwelling (two dwellings) and a two (2) lot subdivision	Permit Approved	23/07/2019
122/2019/P/B	South	7 Fontayne Court, Frankston South 3199	Secondary consent - To undertake buildings and works to an existing dwelling (extension, pergola and deck) in a Design and Development Overlay Schedule 1 and undertake works within the tree protection zone of a significant tree in a Significant Landscape Overlay Schedule 3.	Secondary Consent Approved	25/07/2019
169/2019/P/B	South	7 Cambridge Street, Frankston 3199	Section 72 - Two (2) Lot Subdivision	Permit Approved	25/07/2019
97/2011/P/H	South	108 Kars Street, Frankston South 3199	Secondary Consent - To construct four (4) double storey dwellings	Secondary Consent Approved	29/07/2019

<b>Progress Report – Amendments to Planning Application Decisions For The Application Date: From 1/07/2019 To 31/07/2019</b>					
<u>Application</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
312/2018/P/C	South	15 West Road, Langwarrin South 3911	Section 72 amendment - To construct an extension to an existing dwelling, two (2) outbuildings ( shed and horse stables) , use of horse stables and remove one (1) native tree. Amendment - proposed to include an upper storey extension to the existing dwelling and an additional outbuilding	Permit Approved	30/07/2019
635/2012/P/E	South	8 Catherine Parade, Frankston 3199	Extension of Time - To construct one (1) double storey dwelling to the rear of the existing dwelling (two dwellings)	Extension of Time Approved	31/07/2019
South Ward Total - 13					
Total Amendment Decisions - 36					

<b>Progress Report – Subdivision Application Received</b> <b>For The Application Date: From 1/07/2019 To 31/07/2019</b>				
<b><u>Application No</u></b>	<b><u>Ward</u></b>	<b><u>Property Address</u></b>	<b><u>Application Description</u></b>	<b><u>Date</u></b>
88/2019/S	North-East	46 Anthony Street, Langwarrin 3910	Two (2) lot subdivision	1/07/2019
91/2019/S	North-East	74 Southgateway, Langwarrin 3910	Two (2) lot subdivision	3/07/2019
92/2019/S	North-East	16 Moorhen Crescent, Carrum Downs 3201	Two (2) lot subdivision	4/07/2019
95/2019/S	North-East	87A Clifton Grove, Carrum Downs 3201	Nine (9) lot subdivision	9/07/2019
98/2019/S	North-East	McClelland Link 350M Cranbourne Road, Frankston 3199	Two (2) lot subdivision	15/07/2019
89/2019/S	North-West	111 East Road, Seaford 3198	Three (3) lot subdivision	1/07/2019
90/2019/S	North-West	19 Riviera Street, Seaford 3198	Two (2) lot subdivision	1/07/2019
93/2019/S	North-West	34 Kareela Road, Frankston 3199	Two (2) lot subdivision	4/07/2019
96/2019/S	North-West	65F McMahons Road, Frankston 3199	Two (2) lot subdivision	10/07/2019
100/2019/S	North-West	2 Marion Street, Seaford 3198	Five (5) lot subdivision	22/07/2019
94/2019/S	South	21A & 21B Hillcrest Road, Frankston 3199	Two (2) lot subdivision	8/07/2019
97/2019/S	South	214 North Road, Langwarrin 3910	Six (6) lot subdivision	12/07/2019
99/2019/S	South	42 Margate Avenue, Frankston 3199	Three (3) lot subdivision	18/07/2019
101/2019/S	South	8 Roberts Street, Frankston 3199	To create an easement	29/07/2019
<b>Subdivision Application Total - 14</b>				

Progress Report – Subdivision Decisions					
For The Application Date: From 1/07/2019 To 31/07/2019					
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Status</u>	<u>Date</u>
81/2017/S	North-East	27 Jarman Drive, Langwarrin 3910	Two (2) lot subdivision	SOC Issued (M)	15/07/2019
56/2019/S	North-East	151 Hall Road, Carrum Downs 3201	Ten (10) Lot Subdivision	SOC Issued (M)	23/07/2019
104/2016/S	North-East	3 Kirribilli Close, Langwarrin 3910	Two (2) lot subdivision	Certification and SOC Issued	24/07/2019
82/2018/S	North-West	2/27 Robinsons Road, Seaford 3198	Re-Subdivision of lot 2 and part of common property, creating lot 3	Certification and SOC Issued	10/07/2019
126/2018/S	North-West	95 Rosslyn Avenue, Seaford 3198	Two (2) lot subdivision	SOC Issued (M)	15/07/2019
107/2017/S	North-West	116 Austin Road, Seaford 3198	Two (2) lot subdivision	SOC Issued (M)	23/07/2019
153/2016/S	North-West	17 Galway Street, Seaford 3198	Two (2) lot subdivision	SOC Issued (M)	23/07/2019
100/2018/S	North-West	4 Gladwyn Avenue, Frankston 3199	Three (3) lot subdivision	Certification and SOC Issued	24/07/2019
96/2019/S	North-West	65F McMahons Road, Frankston 3199	Two (2) lot subdivision	Certified	26/07/2019
116/2014/S	South	140 Cranbourne-Frankston Road, Langwarrin 3910	Six (6) lot subdivision	Certified	4/07/2019
110/2016/S	South	93 Fleetwood Crescent, Frankston South 3199	Two (2) lot subdivision	SOC Issued (M)	5/07/2019
84/2013/S	South	25 Lloyd Street, Langwarrin 3910	Two (2) lot subdivision	Certified	5/07/2019
4/2018/S	South	3 Silas Avenue, Frankston 3199	Two (2) lot subdivision	SOC Issued (M)	10/07/2019
16/2018/S	South	16 Gweno Avenue, Frankston 3199	Three (3) lot subdivision	SOC Issued (M)	15/07/2019
72/2019/S	South	110 Kars Street, Frankston South 3199	Two (2) lot subdivision	Certified	23/07/2019
41/2019/S	South	42 Lardner Road, Frankston 3199	Two (2) Lot Subdivision	Certification and SOC Issued	25/07/2019
149/2016/S	South	46 Bondi Avenue, Frankston 3199	Two (2) lot subdivision	SOC Issued (M)	26/07/2019
127/2018/S	South	84 Heatherhill Road, Frankston 3199	Three (3) lot subdivision	Certified	30/07/2019



Subdivision Decision Total = 18

Town Planning Applications – Direction To Advertise Issued July 2019				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Application Date</u>
135/2019/P	North-East	471 North Road, Langwarrin 3910	To construct buildings and works in a Design and Development Overlay and to use the land for a Section 2 Use (Horse Stables) in a Low Density Residential Zone	1/04/2019
65/2016/P/A	North-East	35 Grassmere Road, Langwarrin 3910	Section 72 - Amendment to existing permit to construct a carport extension to the existing outbuilding in an Environmental Significance Overlay and a Design and Development Overlay.	8/02/2019
243/2019/P	North-East	3/544 Frankston-Dandenong Road, Carrum Downs 3201	To use the land for a restricted retail premises (animal supplies)	11/06/2019
159/2019/P	North-East	8 The Grove, Langwarrin 3910	To construct three (3) double storey dwellings	12/04/2019
227/2019/P	North-West	19 Boonong Avenue, Seaford 3198	To construct two (2) double storey dwellings and to construct or carry out building and works in a Special Building Overlay (SBO)	4/06/2019
551/2016/P/A	North-West	224 Cranbourne Road, Frankston 3199	Section 72 Amendment - To display business identification signage  Amendment - To display additional business identification signage (V board) at the road frontage to the site	12/03/2019
99/2019/P	North-West	17 Railway Parade, Seaford 3198	To construct three (3) double storey dwellings on a lot	13/03/2019
251/2019/P	North-West	184 Old Wells Road, Seaford 3198	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	13/06/2019
198/2019/P	North-West	25 Kareela Road, Frankston 3199	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	15/05/2019
446/2017/P/A	North-West	325A Nepean Highway, Frankston 3199	Section 72 - Use and development of the land for a service station and car wash and advertising signage - construct part of the building underneath existing first floor apartments.	16/05/2019

Town Planning Applications – Direction To Advertise Issued July 2019				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Application Date</u>
446/2017/P/A	North-West	323 Nepean Highway, Frankston 3199	Section 72 - Use and development of the land for a service station and car wash and advertising signage - construct part of the building underneath existing first floor apartments.	16/05/2019
107/2019/P	South	8-12 Davey Street, Frankston 3199	To demolish heritage buildings in a Heritage Overlay	14/03/2019
110/2019/P	South	81 Fleetwood Crescent, Frankston South 3199	To construct buildings and works for a domestic swimming pool and extension to an existing dwelling in a Design and Development Overlay Schedule 8 and Erosion Management Overlay Schedule 2 and to construct and carry out works in the Tree Protection Zone of substantial trees and to remove substantial trees in a Significant Landscape Overlay Schedule 4.	15/03/2019
157/2019/P	South	10 Gowrie Avenue, Frankston South 3199	To construct one (1) double storey dwelling to the rear of the existing dwelling (two (2) dwellings)	15/04/2019
258/2019/P	South	3 Mary Street, Frankston 3199	To carry out buildings or works to an existing dwelling over 7.0 metres height in a Design and Development Overlay Schedule 6 (DDO6)	18/06/2019
312/2018/P/C	South	15 West Road, Langwarrin South 3911	Section 72 amendment - To construct an extension to an existing dwelling, two (2) outbuildings ( shed and horse stables) , use of horse stables and remove one (1) native tree. Amendment - proposed to include an upper storey extension to the existing dwelling and an additional outbuilding	21/06/2019
536/2018/P	South	211 Heatherhill Road, Frankston 3199	To construct Two (2) double storey dwellings	31/10/2018
162/2019/P	South	9 The Ridge, Frankston South 3199	To construct a habitable outbuilding with a gross floor area of 38.35 square metres and a maximum height of 6.47 metres in a General Residential Zone	15/04/2019
469/2018/P	South	179 - 181 Overport Road, Frankston South 3199	Re-subdivision of two (2) lots into three (3) lots and vegetation removal (13 trees under SLO3 and Clause 52.17)	24/09/2018

Town Planning Applications – Direction To Advertise Issued July 2019				
<u>Application No</u>	<u>Ward</u>	<u>Property Address</u>	<u>Application Description</u>	<u>Application Date</u>
173/2019/P	South	439 Nepean Highway, Frankston 3199	To use the land to sell and consume liquor	30/04/2019

Legend

10 or more dwellings:	Yellow
3 or more lot subdivisions:	Blue
3 or more storey development:	Green
Applications in the CAA:	Pink

Progress Report – Current VCAT Appeals July 2019									
<u>Appeal No</u>	<u>Application Number</u>	<u>Address</u>	<u>Proposal</u>	<u>Lodged at VCAT</u>	<u>Council Decision</u>	<u>Appeal Type</u>	<u>Date of Appeal</u>	<u>VCAT Decision</u>	<u>Date of VCAT Decision</u>
P2306/2018	26/2018/P	77 Humphries Road Frankston South	Three (3) lot subdivision	3/12/2018	Approval	Appeal against conditions	20-May-19	Approved	15-Jul-19
P2292/2018	357/2018/P	27 Havana Crescent Frankston	To construct three (3) double storey dwellings	19/11/2018	Refusal on 23/11/18	Failure to determine	06-Jun-19	Approved	3-Jul-19
P258/2019	156/2014/P	6 Davey Street Frankston	Extension of time - To construct a seventeen (17) storey building containing sixty three (63) dwellings and offices	13/02/2019	Refusal Ext of time	Refusal to time extension	25-Jul-19	Withdrawn	24-Jul-19
P2182/2018	143/2018/P	24 Centenary Street Seaford	To Construct eight (8) dwellings		Not yet Determined	Failure to determine	13-May-19		
P2572/2018	4/2018/P	88 Young Street, Frankston 3199	Use of land for accommodation, construction of a six (6) storey building containing fourteen (14) apartments and retail (shop) at ground floor; and reduction in car parking	8/01/2019	Refusal	Refusal to grant a permit	03-Jul-19		
P141/2019	378/2018/P	7 James Street Seaford	To construct two (2) dwellings on a lot	25/01/2019	Refusal	Refusal to grant a permit	24-Jul-19		
P96/2019	369/2018/P	314 Skye Road Frankston	To construct one (1) single storey and two (2) double storey dwellings (three (3) dwellings)	18/01/2019	Refusal	Refusal to grant a permit	01-Aug-19		
P82/2019	151/2017/P	105 Taylors Road Skye	To use and develop the land for a place of worship and to remove substantial and native vegetation	18/01/2019	Notice of Decision	Decision to grant a permit	23,25,26/07/2019		

Progress Report – Current VCAT Appeals July 2019									
<u>Appeal No</u>	<u>Application Number</u>	<u>Address</u>	<u>Proposal</u>	<u>Lodged at VCAT</u>	<u>Council Decision</u>	<u>Appeal Type</u>	<u>Date of Appeal</u>	<u>VCAT Decision</u>	<u>Date of VCAT Decision</u>
P314/2019	283/2018/P	490-504 Nepean Highway Frankston	Use and development of the land for retail, food and drink premises, office and accommodation (108 apartments) in a 10 storey building plus basement and reduction in car parking requirements	19/02/2019	Not yet Determined	Failure to determine	22-Jul-19		
P298/2019	382/2018/P	22 Nursery Avenue Frankston	To construct three (3) double storey dwellings including retention of the existing dwelling (four (4) dwellings)	20/02/2019	Notice of Decision	Decision to grant a permit	22-Aug-19		
P386/2019	405/2018/P	111 Cranbourne Road Frankston	Use of an existing building as a supermarket and shops, alterations to an existing building and associated works and a reduction in the car parking requirements	8/03/2019	Refusal	Refusal to grant a permit	04-Sep-19		
P433/2019	445/2018/P	72 Williams Street Frankston	Two (2) lot subdivision	18/03/2019	Refusal	Refusal to grant a permit	11-Sep-19		
P280/2019	211/1998/P/B /C/D	1075 Dandenong-Hastings Road Langwarrin	Retail plant nursery and caretakers residence	18/02/2019	Notice of Decision	Decision to grant a permit	20-Aug-19		
P164/2019 Enforcement order	211/1998/P	1075 Dandenong-Hastings Road Langwarrin	Retail plant nursery and caretakers residence	1/02/2019	Notice of Decision	Decision to grant a permit	28-Jun-19	Struck out	28-Jun-19
P598/2019	523/2018/P	5 Kerry Street Seaford	To construct six (6) double storey dwellings to the rear of the existing single storey dwelling (seven (7) dwellings)	4/04/2019	Approved	Appeal against conditions	12-Aug-19		

Progress Report – Current VCAT Appeals July 2019									
<u>Appeal No</u>	<u>Application Number</u>	<u>Address</u>	<u>Proposal</u>	<u>Lodged at VCAT</u>	<u>Council Decision</u>	<u>Appeal Type</u>	<u>Date of Appeal</u>	<u>VCAT Decision</u>	<u>Date of VCAT Decision</u>
P656/2019	321/2017/P	310 Centre Road Langwarrin	Four (4) lot subdivision	15/04/2019	Notice of Decision	Decision to grant a permit	11-Oct-19		
P650/2019	511/2018/P	11 Pratt Avenue Frankston South	To construct Three (3) dwellings	17/04/2019	Notice of Decision	Decision to grant a permit	28-Aug-19		
P757/2019	508/2018/P	47 Hunt Drive Seaford	To construct four (4) double storey dwellings	17/04/2019	Refusal	Refusal to grant a permit	24-Oct-19		
P732/2019	436/2018/P	113 Gould Street Frankston	To carry out buildings and works for a dwelling over 7.0 metres in height in a Design and Development Overlay Schedule 6 and to construct a building or to construct or carry out works in a Land Subject to Inundation Overlay	21/04/2019	Refusal	Refusal to grant a permit	28-Aug-19		
P755/2019	301/2018	314C Centre Road Langwarrin	To construct one (1) outbuilding to be used as a store	18/04/2019	Refusal	Refusal to grant a permit	12-Sep-19		
P819/2019	468/2018/P	6 Blair Avenue Frankston South	To construct one (1) double storey dwellings to the rear of the existing dwelling (two (2) dwellings) and removal of trees.	4/05/2019	Refusal	Refusal to grant a permit	20-Nov-19		
P1079/2019	345/2018/P	13 Bembridge Avenue Frankston South	Two (2) lot subdivision and removal of vegetation	24/05/2019	Approved	Appeal against conditions	24-Oct-19		
P1106/2019	254/2018/P	475 Baxrter-Tooradin Road Langwarrin South	To change the use of the land to Intensive animal production (production of free range eggs) under the existing use provisions of Clause 63 of the Frankston Planning Scheme	6/06/2019	Refusal	Refusal to grant a permit	29-Nov-19		



Progress Report – Current VCAT Appeals July 2019									
<u>Appeal No</u>	<u>Application Number</u>	<u>Address</u>	<u>Proposal</u>	<u>Lodged at VCAT</u>	<u>Council Decision</u>	<u>Appeal Type</u>	<u>Date of Appeal</u>	<u>VCAT Decision</u>	<u>Date of VCAT Decision</u>
P1149/2019	146/2018/P	8 Brighton Street Frankston South	Two (2) lot subdivision	13/06/2019	Refusal	Refusal to grant a permit	06-Dec-19		
P1436/2019	205/2018/P	531 Nepean Highway, Frankston 3199	To construct eight (8) double storey dwellings	19/07/2019	Not yet Determined	Failure to grant a permit	16-Dec-19		

Progress Report – VCAT Determination – Policy Implications July 2019			
<u>Appeal No</u>	<u>Application No</u>	<u>Address</u>	<u>VCAT Determination – Policy Implications</u>
P164/2019	N/A	1075 Dandenong-Hastings Road, Langwarrin	A neighbour brought an application for an enforcement order against an existing nursery use. The neighbour failed to comply with the VCAT's order the further and better particulars of the application were supplied. The VCAT struck out the application.
P2292/2018	357/2018/P	27 Havana Crescent, Frankston	The applicant sought permission to construct three double storey dwellings. Council did not support the application for reasons related to neighbourhood character and ResCode compliance. Two neighbours participated in the hearing and opposed the proposed development. The VCAT noted that the development would contribute to urban consolidation and housing diversity policy objectives, and that the building heights, forms, setback and construction details were all acceptable when considered against policies relating to neighbourhood character and ResCode objectives.
P206/2018	26/2018/P	77 Humphries Road, Frankston South	Council had issued a planning permit to enable the subdivision of the land into three lots and removal of vegetation. The applicant sought review of conditions contained in the permit. Amongst various contested conditions, the applicant sought reduction of the Public Open Space contribution requirement of 5% imposed by Council to 1%. After careful analysis, the VCAT adjusted the requirement to 2%, reflecting the recommendation of the supporting report to Amendment C127 to the Frankston Planning Scheme.
P258/2019	156/2014/P	6 Davey Street Frankston	The applicant had applied to VCAT to review Council's refusal to extend the time of the permit initially issued in 2014 to allow the construction of a large mixed use building on the land. Prior to the hearing the application for review was withdrawn.

Strategic Unit - Planning Scheme Amendments – July 2019				
<u>Amendment</u>	<u>Address</u>	<u>Description</u>	<u>Status</u>	<u>Status Date</u>
C105	Health & Education precinct	Student Accommodation Policy	Deferred. Will do a following on project after the Housing Strategy Amendment Exhibition. Will discuss with DELWP.	6 August 2019
C120	Frankston City Council Wide	Implements the recommendations of the Frankston Housing Strategy 2018	Authorised by Council at its 4 June 2018 Ordinary meeting. Officers sent Authorisation application to DELWP to exhibit the Amendment. DELWP have requested further time to review.	6 August 2019
C123	Frankston MAC	Implements the recommendations of the Frankston MAC Structure Plan	Adopted at 3 April 2018 Council Meeting. Submitted to the Minister for Planning for Approval with Council's recommendations. Minister will not make a decision due to the VCAT appeal. Hearing was on 6 and 7 June 2019. No decision from VCAT has been determined yet.	6 August 2019
C124	Frankston MAC (balance)	Implements the recommendations of the Frankston MAC Structure Plan for areas other than city centre.	Adopted at 23 July 2018 Council Meeting. Was submitted to the Minister for Planning for Approval with Council's recommendations on 10 August 2018. Planners met with DELWP on 4 April 2019 to discuss the progression of the C124. Approval will be considered shortly.	6 August 2019
C127	Frankston City Council Wide	Public Open Space Contributions	Adopted at 22 July 2019 Council Meeting. Was submitted to the Minister for Planning for Approval with Council's recommendations on 29 July 2019.	6 August 2019

C131	Frankston City Council Wide	Removal of Development Plan Overlays	Authorised by Council at its 1 April 2019 Ordinary meeting. Officers sent Authorisation application to DELWP to exhibit the Amendment. DELWP have authorised the Amendment on 31 July 2019.	6 August 2019
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**Executive Summary****12.1 Notice of Motion and Deferred Report Status Update for 2 September 2019**

*Enquiries: (Phil Cantillon: Chief Executive Office)*

Council Plan

Community Outcome:	3. A Well Governed City
Strategy:	3.1 Accountable Governance
Priority Action	3.1.1 The elected representatives will provide clear and unified direction, transparent decision makers and good governance

**Purpose**

To update and brief Council on the current status of resolutions.

**Recommendation (Chief Executive Office)**

That Council:

1. Receives the Notices of Motion Report as at 2 September 2019.
2. Notes and accepts that there is one Notice of Motion that has been reported as being complete.
  - 2019/NOM23 – Evelyn Street Park
3. Notes that the reports listed below will not be presented back to Council by its advised date and that a detailed explanation is provided in the body of the report:
  - New Signature Event – Research Results
  - Response to 2019/NOM15 – Consultancy Fees Report

**Key Points / Issues**

- At the Ordinary Council Meeting OM295 held on 19 December 2016, Council resolved that:

*“That the Chief Executive Officer is directed to provide regular updates to Council on the progress or status of Council’s resolutions resulting from Notices of Motion raised by Councillors. In order to facilitate this, a brief progress report (detailing the status of each outstanding resolution) is required to be presented to Council at each of its Ordinary Meetings in future commencing with Ordinary Meeting 296 (scheduled for the 30 January 2017).”*
- Additionally, at the Ordinary Council Meeting 2019/OM9, held on 22 July 2019, Council resolved that:

*“4. a) Includes in the attached monthly report (Notice of Motion Cost Summary), the number of Urgent business items per councillor*  
*b) Includes the updates of the status of Urgent Business items in the attached monthly report (Notice of Motion Report)”*
- The Notices of Motion Report as at 2 September 2019 is attached and will continue to be updated and reported at each Ordinary Council Meeting. Note that there are no items listed under confidential, as such this report has not been attached.
- There is 1 Notice of Motion actions that have been reported as ‘complete’:
  - 2019/NOM23 - Evelyn Street Park

**12.1 Notice of Motion and Deferred Report Status Update for 2 September 2019****Executive Summary**

- Due to various factors, it is sometimes not possible for reports to be brought back before Council in accordance with the time frames resolved. There are 2 reports listed as being delayed for this meeting. Progress updates have been supplied for the items set out below:
  - New Signature Event – Research Results

Officers are investigating concepts and timelines of the signature event and it is expected that a report will be presented to Council at its meeting on 23 September 2019.
  - Response to 2019/NOM15 – Consultancy Fees Report

In order to align with the quarterly timeframe, this report will be presented in October, January, April and July of each year. The first report will be presented to Council at its 14 October 2019 Ordinary Meeting and then quarterly thereafter.

**Financial Impact**

The Victorian Government introduced the “Fair Go Rates” system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council’s major source of income, Council’s capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications associated with this report.

**Consultation****1. External Stakeholders**

Nil.

**2. Other Stakeholders**

Nil.

**Analysis (Environmental / Economic / Social Implications)**

Making the written records available may provide some confidence regarding transparency in decision making, and is in keeping with best practice advice from the Victorian Ombudsman.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

Nil.

**12.1 Notice of Motion and Deferred Report Status Update for 2 September 2019****Executive Summary**Policy Impacts

There is no impact on Council policies.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no conflict of interest in this matter.

**Risk Mitigation**

There is no risk associated with this report.

**Conclusion**

The purpose of this report is to brief and update Council on the implementation and status of resolutions including Notices of Motion and Urgent Business. Council Officers are continuously working to implement a range of Council resolutions and in addition to noting the work completed, it is recommended that the Notices of Motion as listed within this report now be archived.

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**ATTACHMENTS**

Attachment A:[↓](#) Notices of Motion Cost Summary as at 2 September 2019

Attachment B:[↓](#) Notices of Motion as at 2 September 2019

Attachment C:[↓](#) Urgent Business Status Report as at 2 September 2019



Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

**Notice of Motions Estimated Costs  
By Councillor  
2016 – 2020 Term**

Councillor	Number	Primary Cost	Ongoing Cost	Outcome Cost	2019/20 Budget Cost *	Urgent Business
Cr Cunial	11	\$0	\$128,800	\$257,500	\$35,000	1
Cr McCormack	15	\$17,025	\$11,300	\$238,000	\$140,000	2
Cr Toms	34	\$7,240	\$70,000	\$259,158	\$87,000	1
Cr Aitken	36	\$7,115	\$0	\$69,750	\$85,000	10
Cr Bolam	87	\$61,978	\$842,392	\$588,800	\$1,005,000	4
Cr O'Connor	18	\$2,600	\$4,000	\$25,163	\$80,000	0
Cr Mayer	3	\$200	\$66,000	\$0	-	6
Cr Hampton	28	\$6,565	\$4,200	\$35,300	\$190,000	1
Cr O'Reilly	3	\$0	\$0	\$0	-	1
<b>TOTAL</b>	<b>249</b>	<b>\$ 102,723</b>	<b>\$ 1,126,692</b>	<b>\$ 1,473,671</b>	<b>\$ 1,622,000</b>	<b>26</b>

NOTE: There may be occasions when the Ongoing Cost is ALSO reported under Outcome costs: this is on the occasions when the ongoing cost has a KNOWN FINITE total. This is to note for budgeting purposes (for eg: \$121,000 total over 11 years = \$11,000 budgeted per year). Notes/comments are provided in the report when this occurs

\* 2019/20 Budget Cost: these are totals reflective of costs associated with project requests that Councillors have submitted as part of the 2019/2020 Budget Process and not associated with the outcomes of Notices of Motion submissions.

## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
16-Oct-17	14.1	NOM 1376 - Inconsistencies of Clause 52.48 - Bushfire Protection Exemptions (Known as the 10/30 Right)  Cr Aitken	Council Decision: That Council make representations through all local Members of Parliament with reference to the inconsistencies of the Clause 52.48 – Bushfire Protection Exemptions (otherwise known as the 10/30 Right) The introduction of a uniform ability for residents to remove trees without any impediment when located within 10 metres of their house (if constructed or approved prior to September 2009), entirely negates the recognition particularly of highly important or heritage trees that contribute greatly to the streetscape. The irreparable damage to the character of local communities by the provision of this exemption as it currently stands means that vast numbers of trees are being removed throughout the greater Melbourne area in situations that are at either very low or negligible fire risk because of the blanket status of this provision. This is entirely against widely upheld state policy of greening our suburbs and represents an administrative measure which was taken at a moment of understandably high public emotion following the devastating bushfires of 2009. However, as outlined above the unfortunate nett effect is that vegetation has been removed from locations where it cannot be reasonably justified.  C/U	Michael Papageorgiou	20 August 2019 - Still no response from DELWP in this matter. 30 July 2019 - There is still no response from DELWP on Council's numerous proposals to the State Government to date to review the application of the Bushfire vegetation clearing exemptions to Frankston. 9 July 2019 - There is as yet no response from DELWP on Council's requested changes. 18 June 2019 - Council officers met on 24/5 with officers from Casey, Cardinia and Morning Peninsula Councils to consider a joint submission to the State Government on this matter. 21 May 2019 - No further update 29 April 2019 - No further update from DELWP on progress with Council's requested changes. 8 April 2019 - No further news from DELWP on progress with their review of these exemptions. 18 March 2019 - Following Council's submission to DELWP on Clause 52.12 - Bushfire Protection: Exemptions made in February we have been advised that DELWP is considering a similar change for a number of other Councils. We are hoping that the outcome of the exemption review by DELWP will be a group planning scheme amendment. We do not have a date for when DELWP will complete its deliberations. No further updates to report. 25 February 2019 - DELWP has advised that it is reviewing the provisions (now contained in Clause 52.12 rather than 52.48). Officers have provided information for DELWPs consideration in respect of the impact of the provisions in Frankston, including in respect of vegetation removal. Council will need to await the outcome of DELWPs review. Revised Target Date changed by: Craig, Tenille From: 30 Jan 2019 To: 31 Jul 2019 Reason: To allow DELWP to undertake its review. 4 February 2019 - We are now awaiting DELWP advice on the best way forward. Council may sponsor a GC amendment with neighbouring Councils that have the same issue with the exemptions. Council officers met with DELWP officer in January 2019 to advise of the urging of removing the exemption and the impact on the progress of the planning scheme initiative such as the update for the Significant Tree Register. 14 January 2019 - Revised Target Date changed from: 27 Nov 2018 To: 30 Jan 2019 26 November 2018 - As the State Government is now in caretaker period, there will be no news of any further progress on changes to the current bushfire exemption provisions until early next year (2019). Council Officers will pursue a meeting with DELWP officers prior to the end of January 2019.	Primary Cost:
16-Oct-17	14.6	NOM 1381 - Committee for the Future Occupancy of Linen House  Cr Hampton	Council Decision: That a committee of interested Councillors, Chief Executive Officer and appropriate Council officers be formed to oversee the future occupancy of Linen House including the Expressions of Interest (EOI) that go out to organisations interested in participating. That this committee meet on a monthly basis and report back to Council on the issues covered.  C/U	Tim Bearup	20 August 2019 - Further extensive negotiation have been undertaken with StKilda, along with updates to Council. A delegation of Councillors (with officer support) are meeting with SKFC representatives on 19/8/19. 30 July 2019 - Council has continued to work closely with St Kilda Football Club to identify potential future uses and achieve broader community use of the Belvedere Precinct in a long-term arrangement. SKFC have confirmed their support to achieve greater community use of the site, and the planning discussions for a Registration of Interest process are progressing. 9 July 2019 - Legal obligations and all options are being reviewed to enable an ROI to proceed. 18 June 2019 - Council Officers have been working with St Kilda on the relinquishment of their lease and licences and discussions are ongoing with the expectation that St Kilda will relinquish their existing rights in return for limited access to the facility. Once this has been completed then Council Officers will begin the Expression of Interest process with the community. CEO noted - Council to discuss further at a briefing on 24 June 2019. Action reassigned to Bearup, Tim by: Hall-davis, Tracee for the reason: Transferred to new Manager 21 May 2019 - No further update 29 April 2019 - Revised Target Date changed by: Hall-davis, Tracee From: 29 Apr 2019 To: 10 Jun 2019 8 April 2019 - A walkthrough of Linen House for Councillors and EMT was held on 29 March 2019 at 3pm. Councillors were given a walk through of the facility and highlighted the area that the AFL would like to use for office space. Council Officers are working with the AFL and key stakeholders to develop surrender documents for St Kilda. Revised Target Date changed by: Hall-davis, Tracee From: 18 Mar 2019 To: 29 Apr 2019 18 March 2019 - A report was presented to Councillors at 4 March Briefing. The CEO and Mayor have met with St Kilda to further discussions and action of St Kilda relinquishing their lease to Linen House and licence to car park and oval so that the registration of interest process can proceed. A walkthrough for Councillors is being organised and a date will be finalised shortly. 25 February 2019 - A report on the progress and way forward for Linen House will be brought to the 4 March Councillor briefing to seek Councillor guidance. An update will be provided on negotiations with St Kilda to assist with clearing the way for the registration of interest process. 4 February 2019 - The committee has met recently on Tuesday 18 December 2018. Information on all communications between council and the St Kilda FC over the past six months was provided to Councillors at the meeting and also distributed in Councillor pigeon holes for those who were unable to	Primary Cost: \$350 (meetings held) Year 1: \$10,000
19-Feb-18	14.3	2018/NOM6 - Letter to the Minister regarding Level Crossing Removal Projects  Cr Bolam	Council Decision: That in light of the fact that no funding packages have been made available to communities and businesses affected by the Level Crossing Removal at Skye/Overton Road, the closure of Eel Race Road, and the government's decision to locate a new train stabling facility at Kananook, that Council write to the Minister for Public Transport, the Hon. Jacinta Allan MP, to call for a consistent approach to the provision of funding to communities and businesses affected by Level Crossing Removal Projects (defined community benefit/compensation). The letter should also include a request that all crossing removal projects should incorporate a common protocol for asset ownership and maintenance to ensure consistency and equity for all local government areas impacted by Level Crossing Removal.  Carried Unanimously	Doug Dickins	20 August 2019 - This matter is ongoing. Discussions are currently underway regarding asset management responsibility. 30 July 2019 - No change from previous update 9 July 2019 - No change to the status. 18 June 2019 - Ongoing negotiations about funding and ownership of assets. An update Memo was provide to Councillors on 10 April 2019. The expected cost burden of assuming asset ownership has been raised with the LCRP on a number of occasions and formally communicated to the Minister for Public Transport. The Mayor has requested a meeting with the Minister to discuss this and other key matters. Council has to date refused to accept these assets pending a better deal for Council. This position is not dissimilar to that taken by the many other Council impacted by level crossing removal works. Other than ongoing Memo update, this matter will not likely be brought to Council for a decision until a response is received from the Minister's office. 21 May 2019 - No further update 29 April 2019 - A Memo to Councillors was distributed on 10 April 2019. No further update at this time. 8 April 2019 - A Memo to Councillors is currently being prepared and will shortly be provided to the Councillors. 18 March 2019 - The next update for Councillors is planned via Memo in April 2019. 25 February 2019 - No change to the status. 4 February 2019 - No change to the status. 14 January 2019 - Discussions have been held with both Transport for Victoria (ED Asset Management) and CEO of LXRA in relation to Council's advocacy for funding to compensate for any gifted assets handed over to Council. Councillors have also been briefed on this as part of a wider LXRA presentation. Any decision to accept assets will be determined by Council and after further negotiation on costs. Presentation provided to EMT on 10 December 2018 outlining projected cost impact. Discussions with TfV have confirmed draft code of practice is potentially two years away and will not provide any relief in the short term. The last wider update for Councillors on the wider LXRA issues was on 29 October 2018. A further update on wider LXRA issues is planned for the Councillors in March 2019. 26 November 2018 - Officers are following up on this matter. No update at this time. 5 November 2018 - Action reassigned to Cantillon, Phil	Primary Cost: \$820 (letters sent & large meeting held)



## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
2-Jul-18	14.1	2018/NOM35 - Proposed Downs Estate Business Case  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Cunial It is noted that the University of Melbourne is engaging with the Friends of the Downs Estate community group to prepare a business case on the future sustainability of the site as food security demonstration site. The business case will cost between \$80k to \$100k and subject to Council approval, the University of Melbourne is seeking \$25k contribution from Council. Should Council support the proposal, \$25k will be referred for consideration to the mid-year budget review. A report is to be provided to 10 September Ordinary Meeting outlining the proposal and considerations that will be detailed in the business case  Carried Unanimously	Michael Papageorgiou / Kim Jaensch	20 August 2019 - No change in status. 30 July 2019 - University of Melbourne (UOM) contacted Council last week to advise they are very advanced with the \$25,000 UOM cash commitment to match the \$25,000 from Frankston City Council. UOM have been working to align a multi-faculty contribution that will be matched by the DVC research - therefore the contribution may exceed the \$25,000. A couple of weeks are needed to finalise to ensure involvement of key stakeholders to assist. Significant progress has been achieved on the project with \$100,000 already mobilized for the Indigenous bush food aspect of the work from a philanthropy which will really allow to kick start work while completing the business case. It is still expected that this project will proceed as planned and that the \$25,000 from Council will be required. 9 July 2019 - CEO noted - funding allocated but awaiting advice from U.O.M. 18 June 2019 - CEO noted - funding allocated but awaiting advice from U.O.M. 21 May 2019 - No change to status 29 April 2019 - No change to status 8 April 2019 - No change to status. 18 March 2019 - University of Melbourne (UoM) have advised that they have commitment from one and possibly two government agencies outside of Frankston City Council with the UoM willing to make up any cash deficit in the \$25K remaining. Council will not release its \$25K until evidence of other government commitments have been provided as this was a condition in the resolution. 25 February 2019 - Council has not received any notification through the Planning and Environment Department of a Business Case from Melbourne University. An amount of \$25,000 has been considered and committed during the budget review process. These funds will be quarantined until such time as the Melbourne University business case has been received and approved. Comment added on behalf of Manager, Financial and Corporate Planning: no change to status 4 February 2019 - No further update 14 January 2019 - An amount of \$25,000 has been considered and committed during the budget review process. These funds will be quarantined until such time as the Melbourne University business case has been approved. 26 November 2018 - This item has been noted and a provisional amount of \$25,000 has been flagged for consideration at the Mid-Year Budget review on the condition that the business case is approved.	Primary Cost:
22-Oct-18	14.4	2018/NOM65 - New Bylaws  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Toms That the next review of Council's 2016 General Local Law No 8 pending legal advice is to consider the following bylaws for adoption: 1. Brimbank City Council's bylaw offence: participating (including bystanding) in 'hoon events'; 2. Melton City Council's bylaw offence: noise from vehicle sound equipment; and 3. City of Onkaparinga (SA) bylaw offence: flying a drone aircraft in an unsafe manner and/or (by flying a drone aircraft) detracting from another person's lawful use and enjoyment of public land.  Carried	Leonie Reints / Brianna Alcock	20 August 2019 - Officers are currently reviewing General Local Law 2016 No 8. As part of the review officers will consider the 3 options put forward by Councillors in NOM65. Officers will present the draft Local Law at the Councillor Briefing on 30 September 2019. 30 July 2019 - Officers across the organisation are continuing to review the General Local Law No. 8 with a view to having first draft finalised later in 2019. 9 July 2019 - No further update 18 June 2019 - Officers have commenced the review of General Local Law No. 8 2016 with a view of presenting to Council in April 2020. 21 May 2019 - No further update 29 April 2019 - A review of the local law is due to commence in April 2020 and a report will be provided to Council in June 2020 with the outcome of this review. Also noting that a new local law is to be created for short stay accommodation and this is due in December 2019. The short stay accommodation local law will be undertaken independently of the whole local law review. Revised Target Date changed by: Hall-davis, Tracee From: 4 Nov 2019 To: 06 Apr 2020 8 April 2019 - Revised Target Date changed by: Hall-davis, Tracee From: 12 Nov 2018 To: 04 Nov 2019 Reason: Review of Local Law late 2019 18 March 2019 - Officers will be reviewing Frankston City Council General Local Law No. 8, 2016 in late 2019 and the items raised in this NOM will be investigated at the time of the review. 25 February 2019 - The next review date for the General Local Law is being considered. No further action as yet. <del>14 February 2019 - The next review date for the General Local Law is being considered.</del>	
10-Dec-18	14.1	2018/NOM67 - Kananook Railway Station Improvements  Cr Bolam	Moved: Councillor Bolam Seconded: Councillor Aitken That Council: 1. Writes to The Hon. Jacinta Allan MP, Minister for Public Transport seeking a meeting to discuss the current changes underway to Kananook Railway Station and surrounds as a result of the Level Crossing Removal Authority projects. In particular to discuss the impacts of these projects and opportunities available to better enhance the public use of the precinct such as improving disability access, landscaping and urban design improvements (e.g. lighting). 2. Offers to work with the relevant State Government Departments to develop a Kananook Railway Station Precinct Plan. C/U	Doug Dickins/ Michael Papageorgiou	20 August 2019 - A further letter was sent to Hon Jacinta Allan, Minister for Public Transport in relation to issues at Kananook Stabling Facility (2019/NOM17) which also referred to this outstanding matter. (A4013947). 30 July 2019 - No change to the status. 9 July 2019 - no further update. 18 June 2019 - Director Community Assets - "no meeting obtained as yet but project proceeding. Follow up calls about a meeting to be organised made via CEO's office on 5 February, 13 February, 26 February, 21 March, 9 April and 17 April 2019." 21 May 2019 - CEO commented, "no meeting obtained as yet but project proceeding." Follow up calls about a meeting to be organised made via CEO's office on 5 February, 13 February, 26 February, 21 March, 9 April and 17 April 2019. 29 April 2019 - A response is yet to be received to the letters sent. 8 April 2019 - A response is yet to be received to the letters sent 18 March 2019 - Letters have been sent to the Hon. Jacinta Allan MP, Minister for Public Transport, Shadow Minister for Public Transport and Ms Sonya Kilkenney (State Member for Carrum) 25 February 2019 - A letter has been sent to Minister for Transport Infrastructure (ref A3787569). 4 February 2019 - No further update <del>14 January 2019 - Council Officers are currently drafting the letter to MP and likely to be forwarded next week.</del>	Primary cost: \$600 (letters sent)

## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
10-Dec-18	14.3	2018/NOM69 - White Street Mall Revitalisation  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Toms That: 1. Council notes the recent comments made by Mr Paul Edbrooke MP, Member for Frankston to Councillors and Council officers with respect to his commitment to working with Council on the revitalisation of the White Street Mall in Central Frankston, including accepting a design from Council. 2. On the basis, Council submits a revitalisation plan for the White Street Mall to Mr Paul Edbrooke MP, Member Frankston and ask that he provides, in writing, confirmation of the State Government's funding for this project, subject to Council making application for the funding. 3. A meeting with Mr Paul Edbrooke, MP, Member for Frankston and Council officers be held to discuss the White Street Mall in Central Frankston. 4. A report be provided to Council at the April Ordinary Meeting 2019 detailing the response from Mr Paul Edbrooke MP, Member for Frankston and potential funding to the 2019/2020 Annual Budget for White Street Mall upgrade design works. Carried Unanimously	Vishal Gupta	20 August 2019 - A report will be presented to 23 September Ordinary Meeting. 30 July 2019 - No change to the status. 9 July 2019 - On behalf of CEO: The report to Council has been delayed pending a presentation by external stakeholders, scheduled for August, which could have a potential to impact on the current proposals for White Street Mall. The report will be rescheduled after this presentation, likely in September 2019. 18 June 2019 - A further update was presented at the May 29th MPAC meeting. Several Councillors were apologies at this meeting so meetings with individual Councillors to provide an update on concepts are underway. Currently awaiting confirmation of a meeting opportunity with Paul Edbrooke before reporting to Council on 22 July 2019. 21 May 2019 - Initial presentation was provided to MPAC on 27 March on ideas for White Street Mall revitalisation. Further discussion occurred with key stakeholders including Bayside Shopping Centre, to refine options. Concepts are being developed for discussion with Paul Edbrooke through May. A further update to be presented at the May 29th MPAC meeting before reporting to Council in July 2019. 29 April 2019 - No change to the status. 8 April 2019 - Presentation was provided to MPAC on 27 March on ideas for White Street Mall revitalisation. Further discussion with key stakeholders including Bayside Shopping Centre, to refine options and then develop concept options for discussion with Paul Edbrooke through May, with an update on the preferred options to be presented at the May 27th MPAC meeting before reporting to Council in June. 18 March 2019 - Consultation and options underway. Presentation to March Major Projects meeting 25 February 2019 - Officers are currently consulting with key internal and external stakeholders and preparing options for Councillors to consider in April 2019. Meetings are being arranged with Ward Councillors. 4 February 2019 - No change to status 14 January 2019 - Action reassigned to Prideaux, Sally by: Gupta, Vishal for the reason: This is part of CAA initiatives which is managed by Sally Prideaux	Primary Cost: \$620.00 (meetings held) 2x officer time (stakeholder discussions and prep for concepts x4hrs) Concept cost to be added when known
23-Apr-19	14.2	2019/NOM8 - Local Law to regulate Short Stay Rental Accommodation  Cr McCormack	Council Decision Moved: Councillor McCormack Seconded: Councillor Toms 1. That Frankston Council develops and implements a Local Law to provide clear guidelines on the required standards for the operation of Short Stay Rental Accommodation within the municipality. 2. That the objectives of the Local Law, replicate those of the Mornington Peninsula Shire Council, namely: a) Regulate and control the use of Short Stay Rental Accommodation within the municipality of Frankston; b) Ensure an appropriate standard of management and presentation of such accommodation; c) Minimise the risk of such accommodation affecting neighbouring properties and the peace of neighbours; d) Implement a registration requirement; and e) Provide for a Code of Conduct under the Local Law. 3. The local law be implemented by December 2019. Carried Unanimously	Leonie Reints	20 August 2019 - The draft Short Term Rental Accommodation Local Law feedback was received from Maddocks Lawyers 13 August. Officers continue to work towards implementing this by December 2019. 30 July 2019 - The draft Short Term Rental Accommodation Local Law is still with Maddocks Lawyers. Officers continue to work to have this implemented by December 2019. 9 July 2019 - No further update 18 June 2019 - The draft Short Term Rental Accommodation Local Law has been forwarded to Maddock's Lawyers for feedback. Revised Target Date changed by: Hall-davis, Tracee From: 14 May 2019 To: 20 Dec 2019 21 May 2019 - A meeting was held with Mornington Peninsula Shire to better understand the requirements of implementing the Local Law. The draft local law and code of conduct are currently being compiled by officers using Mornington's as a basis to work from. It is expected this will be completed by December 2019	Direct Cost (once-off) - \$14,000 Direct Cost (recurring) - \$11,300 Coming back to Council in December 2019 Costs for officer time to investigate, develop and implement the new local law; legal advice and initial set up costs with BNB Guard. Ongoing Annual costs - monthly BNB Guard reports and administrative support.
1-Jul-19	14.1	2019/NOM12 - Legal Advice  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Mayer That: 1a. Councillors be provided a quarterly report on consultancy expenditure relating to obtained legal advice. The confidential closed council report should provide an itemised description of the advice sought and is to include the YTD accumulative total expended by Frankston City Council on legal advice; 1b. Councillors be provided a retrospective internal report on sought legal advice particulars (cost and description specifics) since 2016. This confidential closed council report is to be provided by September 2019. 2. A report be provided to Council at the September Ordinary Meeting on governance, resourcing and financing relating to potential in-house legal counsel to: a) reduce external reliance on sought legal advice; and b) provide greater legal guidance to the organisation and Council on legal considerations 3. A report be provided to Council on a new process to seek legal advice. The process is to apply to both staff and councillors and should seek to implement controls on the type of information sought and the level of approvals required. The report should look at templates and checks-and-balances that are practiced externally (both inside and outside of the sector) to ensure accountability and the best use of public monies. The report is to be provided at the September Ordinary Meeting.  Carried Unanimously	Brianna Alcock	20 August 2019 - A response to the September Meeting will be delayed due to a meeting being requested with the Councillor seeking clarification. 30 July 2019 - A quarterly report will be prepared on consultancy expenditure relating to obtained legal advice. This report will be presented at the September 2019 Ordinary Council Meeting. The report will also include the expenditure since 2016. The same report will also discuss governance, resourcing and financing relating to potential in-house legal counsel and a Policy or Protocol that will be developed detailing the process for legal requests. 9 July 2019 - A quarterly report will be prepared on consultancy expenditure relating to obtained legal advice. This report will be presented at the September Ordinary Council Meeting. The report will also include the expenditure since 2016. The same report will also discuss governance, resourcing and financing relating to potential in-house legal counsel and a Policy or Protocol that will be developed detailing the process for legal requests.	



## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
1-Jul-19	14.2	2019/NOM15 - Consultancy Fees Report  Cr Bolam	Council Decision Moved: Councillor Aitken Seconded: Councillor Mayer 1. That a quarterly report be provided to open Council on organisational consultancy expenditure. The report should provide both an overall and departmental analysis. At the completion of twelve months, the report should juxtapose overall and departmental consultancy expenditure against the previous year's expenditure. The first report should be provided to Council in September with quarterly reports thereafter; and 2. Where a respective department incurs a variation in consultancy expenditure - specifically 20% above the median average for departments - reference must be made in the report with explanations from both the CEO and relevant Director about such variations.  Carried Unanimously	Kim Jaensch	20 August 2019 - No change in status. 30 July 2019 - 1. A quarterly report will be provided at the next available open Ordinary Meeting held on 14 October 2019, after the 30 September 2019 quarter close off period. The report will provide both an overall and departmental analysis of Council's organisational consultancy expenditure. At the completion of twelve months, a report will be developed comparing financial year results i.e. 2019-2020 against 2018-2019 results . 2. The above report will include details of departments incurring a variation in 20% above the median average for departments - reference will be made in the report with explanations from both the CEO and relevant Director about such variations. 9 July 2019 - A report will be prepared in due course.	
22-Jul-19	14.1	2019/NOM17 - Kananook Rail Stabling Facility  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Aitken That Council writes to the Hon. Jacinta Allan MP, Minister for Public Transport, the Hon. David Davis MLC, Shadow Minister for Public Transport and Ms Sonya Kilkenny MP (State Member for Carrum) requesting that the current design and construction of the Kananook Rail Stabling Facility incorporate: 1. Effective noise mitigation measures to attenuate noise disturbance from the operation of the facility to adjoining residential areas with relevant project team staff that are delivering the facility to be available to consult and appropriately explain the noise testing data and design measures to residents and interest groups; 2. A permanent security presence to deter inappropriate behaviour and activities attributable to the facility; 3. Work sheds to house operating rail infrastructure to improve the overall aesthetics of the facility.  Carried Unanimously	Doug Dickins	20 August 2019 - Letters were signed by the Mayor and sent to Hon Jacinta Allan, Minister for Public Transport - David Davis, Shadow Minister and Sonya Kilkenny MP on 14 August 2019 (A4013947). 30 July 2019 - A letter is currently being prepared.	
22-Jul-19	14.2	2019/NOM19 - CCTV in Frankston CAA  Cr Toms	Council Decision Moved: Councillor Toms Seconded: Councillor Aitken That Council: 1. Notes 2018/NOM25 which resolved: "Should grant funding not be awarded in 19/20 the full list of CCTV cameras will be presented for consideration as part of each year's capital works budget process"; 2. Notes Priority 11 (Excelsior Drive) at \$10K was approved by Council at its 1 July 2019 Ordinary Meeting; 3. Supports Priority 1 (foreshore park opposite South East Water) at \$54K and Priority 2 (Nepean Highway between Wells St and Fletcher Rd) at \$63K, noting there is a \$27K shortfall in available budget; and 4. Refers \$27K for consideration at the 2019-2020 mid-year budget review.  Carried Unanimously	Cam Arullanantham / Leonie Reints / Kim Jaensch	20 August 2019 - Action reassigned to Ure, Luke as the matter will be referred to mid-year budget review for consideration. The implications for the Capital Works program cited in the Notice of Motion have been processed in the Long term Infrastructure Plan (LTIP) database and documented in a register of adjustments for the 2019/20 Mid-Year Budget Review (MYBR). The adjustments will be presented to Council at its Ordinary Meeting for the MYBR. 30 July 2019 - Noted. The matter will be referred to mid year budget review for consideration. Grant application has been submitted and outcome and report will be presented to council in November 2019. Officers are currently working with property owners in Excelsior Drive Frankston North to install CCTV. Some additional negotiations will apply as CCTV needs to be fixed to private property.	
22-Jul-19	14.3	2019/NOM20 - Re-Affirmation of Victorian Local Government Women's Charter  Cr McCormack	Council Decision Moved: Councillor McCormack Seconded: Councillor Cunial That Council: 1. Reaffirms its status as a signatory to the Victorian Local Government Women's Charter. 2. Develops and implements an action plan, incorporating the Charter aims, that supports the progress of gender equality, diversity and active participation in Council. 3. Refers an amount of \$20,000 to the 2019-2020 mid-year budget review for a community event in support of International Women's Day 2020, recognising the centenary of the first ever woman elected to local government in December 2019.  Carried Unanimously	Brianna Alcock / Kim Jaensch	20 August 2019 - Work is currently underway to determine the requirements for an action plan for Council on the Victorian Local Government Women's Charter. The Events team will organise a community event which will include key messaging and promotion on the topic. 30 July 2019 - Reaffirmation of Council's status as a signatory to the Victorian Local Government Women's Charter will be undertaken. An action plan will be developed with input from key stakeholders to incorporate the Victorian Local Government Women's Charter aims to support active participation in Council. It will be noted with the relevant officers to undertake a community event and the referral of \$20,000 to the Mid-year budget review process. Council officers have listed an amount of \$20,000 to the 2019-2020 mid-year budget review for a community event in support of International Women's Day 2020, recognising the centenary of the first ever woman elected to local government in December 2019. It is requested that this action is closed.	

## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
22-Jul-19	14.5	2019/NOM22 - Save our Red Gums  Cr Aitken	Council Decision Moved: Councillor Aitken Seconded: Councillor Toms That Council makes representation to the Premier, the Hon. Daniel Andrews MP, Minister for Energy, Environment & Climate Change, Minister for Planning, Minister for Aboriginal Affairs and all local members of Parliament requesting a special significant classification be placed over the native Red Gum (Eucalyptus Camaldulensis) population in the municipality of Frankston City. Of particular importance are the more mature trees ranging in age between 100 years and in excess of 500 years. We also note that, given the life span of this species (around 1000 years), the older trees occupy a highly significant place in both landscape and history, pre-dating European settlement, and therefore are an irreplaceable living link with traditional owners of this land to the present day and, as such, should be enshrined as part of the national heritage. Supporting information can be sought at <a href="https://www.nationaltrust.org.au/treeoftheyear/">https://www.nationaltrust.org.au/treeoftheyear/</a> To support the basis of this Motion, other examples of strict legislation on the protection of native trees include: • Sequoiadendron Giganteum, United States • Quercus Robur, United Kingdom  Carried Unanimously	Michael Papageorgiou	20 August 2019 - A submission to the State Council is currently in preparation consistent with the Council resolution. 30 July 2019 - Officers have received the recent resolution by Council and are commencing the research required to support a case for enhanced regulatory protection for red gums in Frankston City.	
22-Jul-19	14.6	2019/NOM23 - Evelyn Street Park  Cr Aitken	Council Decision Moved: Councillor Aitken Seconded: Councillor Mayer Council calls for a report to the August 2019 Ordinary Meeting on the option to formalise Evelyn Street as a public park.  Carried Unanimously	Michael Papageorgiou	20 August 2019 - A report to Council was presented at its OM10 12 August 2019 meeting. Council to commence the preparation of a planning scheme amendment to rezone to a Public Park and Recreation zone. This is now requesting closure. 30 July 2019 - A report on options for rezoning the Evelyn St Frankston open space property will be considered by Council at its meeting to be held on 12 August 2019.	
12-Aug-19	14.1	2019/NOM25 - Recycled Water Scheme Projects  Cr Hampton	Council Decision Moved: Councillor Hampton Seconded: Councillor Mayer That Council: 1. Reviews the outcomes achieved following completion of the Stage 1 Robinson Recycled Water Scheme Project that connected Baxter and Robinsons Parks; 2. Uses this analysis to complete the feasibility study of potential future projects, including a continuation of the pipeline from Robinsons Park to Lawton Reserve; and 3. Provides a report to Council by the March 2020 Ordinary Meeting.  Carried Unanimously	Luke Ure	20 August 2019 - Officers to commence a review of the outcomes of the Stage 1 Robinson Recycled Water Scheme, including a cost benefit analysis and feasibility study of future recycled water projects, including continuation of the pipeline (Stage 2) from Robinsons Park to Lawton Reserve.	
12-Aug-19	14.2	2019/NOM26 - Lawton Park Master Plan  Cr Hampton	Council Decision Moved: Councillor Hampton Seconded: Councillor Toms That a report on the cost of updating the master plan for Lawton Park and adjoining Council land be presented to the November 2019 Ordinary Meeting for assessment by the Council for possible funding allocation in the 2019/20 mid-year budget review. Carried Unanimously	Tim Bearup	20 August 2019 - Officers are undertaking investigations in order to provide a report to Council on costs and scope for the requested master-plan.	
12-Aug-19	14.3	2019/NOM27 - Sandfield Reserve Fenced-off Leash-free area  Cr Hampton	Council Decision Moved: Councillor Hampton Seconded: Councillor Mayer That Council prepare a report for the 18 November 2019 Ordinary Meeting for the feasibility and costings to establish a fenced dog leash-free area on Sandfield Reserve.  Carried Unanimously	Tim Bearup	20 August 2019 - Officers are undertaking investigations in order to provide a report to Council in November regarding the feasibility of a dog off leash area at Sandfield Reserve.	
12-Aug-19	14.4	2019/NOM28 - Council Based Grants  Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Aitken 1. That a new grant category – 'Local Heritage Retention' - be considered for creation. The grant, which will duplicate facets of Lake Macquarie City Council's 'Local Heritage Places' grant process, seeks to encourage owners and community groups to nominate buildings or areas within the municipality with either symbolic and/or historical value. The proviso for funding is that the owner or community groups must be undertaking such works at a cost that is greater than the sought contribution from Council. The owner/s or groups, if successful in being awarded this grant, will then receive capped funding to conduct restorative works at respective locations. It is envisaged that grant recipients will be recommended by Heritage and Assets Promotion Committee. 2. A report is to be provided at the second September Ordinary Meeting on the proposed annual funding pool for the grant (\$10k-\$15k annually), the capped amount per grant (up to, but no more than \$2k) and general governance considerations.  Carried Unanimously	Michael Papageorgiou / Kim Jaensch / Tim Bearup	20 August 2019 - 1) Noted 2) A report will be scheduled for September OM.	

## Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

Meeting Date	Item No	NOM Title and Councillor	Council Resolution	Responsibility	Comments	Cost Summary
12-Aug-19	14.5	2019/NOM29 - Public Art Murals Cr Bolam	Council Decision Moved: Councillor Bolam Seconded: Councillor Aitken That Council: 1. Notes the cost to create two high quality art pieces under the Fletcher Road overpass is strictly capped at \$60K; 2. Ensures adherence to the prescribed budget with a local and regarded artist to undertake the mural works; 3. Ensures that the selected artist works with the Frankston Arts Board on the proposed imagery for the two locations; and 4. Refers the sought funding be considered at the 2019/2020 Midyear Budget for consideration. Carried Unanimously	Andrew Moon / Kim Jaensch	20 August 2019 - 1) Noted 2) Noted 3) Noted 4) Manager A & C to liaise with Manager Finance	
12-Aug-19	14.6	2019/NOM30 - Investigation of Major Projects Cr Aitken	Council Decision Moved: Councillor Aitken Seconded: Councillor Toms Officers are to create a register for all major projects to monitor incremental loss or impact and replacement of environmental attributes. The register must record and also enable a red flag system on any of the elements listed below: The register must record: 1. Loss of green space 2. Loss of vegetation 3. Increase of bitumen, which actively increases the heat bank effect 4. Replacement of any vegetation loss with an increase of canopy cover trees in car parks which must also: a. take into account safety risks for pedestrians and vehicles in storm events b. enhance the visual appeal of an urban forest Carried Unanimously	Michael Papageorgiou		



**Item 12.1 Attachment C: Urgent Business Status Report as at 2 September 2019**

Notice of Motion Report - 2019 - for the 2 September Council Meeting (A4029721).XLSX

**Urgent Business**

Meeting Date	NOM Title and Councillor	Council Resolution	Responsibility	Comments
3-Jun-19	Urgent Business - Evelyn Street Site Sale  Moved: Cr Aitken	Council Decision Moved: Councillor Aitken Seconded: Councillor Toms 1. That Council resolves the Evelyn Street site 17R and 19R-21R will not be sold and is to be retained as open space for the people of Frankston both now and into the future. 2. That a report be provided at the August Ordinary Meeting on options for planting and landscape improvements to the Evelyn Street open space as a value added public area. Carried	Vishal Gupta	20 August 2019 - Plans are currently being refined for Council consideration and decision at its meeting on 23 September 2019. 30 July 2019 - Council officers met with Cr Toms and Cr Aitken to discuss options for the proposed redevelopment of the site as public open space. Concept plans are now being refined and will be presented to Council at its September meeting. 10 July 2019 - Works are currently underway to develop concept plans for the site. A report will be presented on this matter to Council at its August meeting. 27 June 2019 - Council officers are currently investigating options for planting and landscape improvements to the Evelyn Street open space as a value added public area. A report will be presented to Council in August as per Council resolution.

**Executive Summary****12.2 Renewal of Council membership subscription to the Mornington Peninsula and Western Port Biosphere Reserve Foundation Ltd**

*Enquiries: (Michael Papageorgiou: Community Development)*

Council Plan

Community Outcome:	1. Planned City
Strategy:	1.3 Natural and sustainable environment
Priority Action	1.3.1 Protect the natural and coastal environment whilst maximising the use and enjoyment of the foreshore

**Purpose**

To update Council on the current status and future directions of the Mornington Peninsula and Westernport Biosphere Reserve Foundation and recommend that Council renew its membership of the 'Biosphere' for the 2019/20 Financial Year.

**Recommendation (Director Community Development)**

That Council:

1. Notes the Biosphere has appointed a new Executive Officer and a number of new board members.
2. Notes that all member Councils have signed the MOU with the Biosphere and committed to renewing their membership of the Mornington Peninsula and Westernport Biosphere Reserve Foundation for the 2019/20 noting membership for this Financial Year is \$23,057.38 (including GST).
3. Renews its membership to the Biosphere Foundation for 2019/20.

**Key Points / Issues**

- At the Ordinary Meeting of 13 August 2018, Council resolved to renew its financial membership to the Biosphere for a period of 12 months at \$25,000.
- During the last financial year all member Councils have signed a four year Memorandum of Understanding incorporating agreed KPIs.
- The Biosphere has appointed a new Executive Officer, rejuvenated its Board and is in the process of renewing its strategies and programs.
- As part of the Biosphere's governance structure a Council Liaison Committee has been established for the member Councils. The purpose of the Council Liaison Committee is to provide a forum for open communication and two way engagement between the Western Port Biosphere Foundation and the member Councils. Cr McCormack represents Frankston City Council and Chairs this Committee.
- The Council Liaison Committee meets regularly and continues to provide a means for member Councils to communicate with the Board and convey the expectations and ideas of member Councils.
- Cr McCormack also represents member Councils on the Biosphere Board.
- The revitalisation of the Biosphere Board and appointment of a new Executive Officer with the skills and experience to lead and promote the Biosphere to government and philanthropic trusts and to lead the development of an effective work program is expected to result in the Biosphere successfully meeting its KPIs as articulated in the MOU.

**12.2 Renewal of Council membership subscription to the Mornington Peninsula and Western Port Biosphere Reserve Foundation Ltd****Executive Summary****Financial Impact**

The State Government has introduced the “Fair Go Rates” system, placing a cap on Council rates which has restricted the level of increases that Council can apply to its rate revenue. Rate revenue constitutes 63 per cent of all Council revenue.

The rate cap over the past two financial years has been 2.5 per cent and 2.0 per cent respectively and will be 2.25 per cent in 2018-2019.

The rate cap percentages are based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services. The cost of providing Council services has been increasing well in advance of the rate cap applied by State Government.

Over time this trend may lead to a reduction in the levels of service provided to the community and in Councils ability to fund both new facilities and the ongoing renewal of existing facilities.

Council will continue to evaluate the impacts of rate capping annually and needs to be mindful of these outcomes in all Council decisions.

The cost of renewal of financial membership of the Biosphere Foundation is \$23,057.38 (GST inclusive). Council has approved this allocation for renewal of Biosphere membership in the 2019/20 Budget.

Financial contributions from the 5 local governments within the ‘Biosphere’ make up the core funding that has supported the ‘Biosphere’ since its inception in 2003. Additionally, the ‘Biosphere’ competes for grant funding from philanthropic organisations as well as Federal and State Governments. In the past this has been project based and does not fund the operational needs of the organisation.

From 2003 to 2016, \$229,092 grant funding has been expended by the ‘Biosphere’ on activities within the Frankston municipality. Frankston Council contributions directly to the ‘Biosphere’ amounted to \$124,450 from 2003-2013.

**Consultation****1. External Stakeholders**

Officers and Councillors of Mornington Peninsula and Western Port Biosphere Foundation member councils have contributed information in the preparation of the report.

**2. Other Stakeholders**

Officers from the Planning & Environment Department have been consulted during the preparation of this report.

**Analysis (Environmental / Economic / Social Implications)**

The ‘Biosphere’ provides an opportunity for connecting organisations across government, the private sector, research and academia. It is uniquely placed to address issues that are difficult for communities to manage alone, in the current environment, by fostering collaboration in the delivery of desirable outcomes for the region.

The Foundation has operated for sixteen years and has achieved significant biodiversity benefits within its region including \$229,092 grant funding expended on activities within the Frankston municipality.

**12.2 Renewal of Council membership subscription to the Mornington Peninsula and Western Port Biosphere Reserve Foundation Ltd****Executive Summary**

As noted with the rejuvenation of the Board, signing of the MOU by all member Councils and appointment of a new Executive Officer, the Biosphere is in a position to proactively seek funding and develop a series of projects that provide social and environmental benefits to all member Councils.

With the successful operation of the Biosphere Council Liaison Committee, member councils now have a direct input into the Foundation's strategic direction and operational plans and can participate fully in and contribute to shaping the Biosphere's program.

As noted, Frankston City Council has allocated \$23,057.38 in the 2019/20 Budget for renewal of membership.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

All matters relevant to the Charter of Human Rights and Responsibilities have been considered in the preparation of this report and are consistent with the standards set by the Charter.

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

Council has no statutory obligations in this matter.

Policy Impacts

Supporting the 'Biosphere' assists Council to deliver key actions from 'Greening our Future – Frankston City's Environment Strategy 2014-2024'.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no conflict of interest in this matter.

**Risk Mitigation**

Funding has been allocated in the current financial year Budget. Should the Biosphere not deliver a satisfactory outcome Council risks not receiving a return for its investment.

**Conclusion**

It is recommended that Council renews its membership of the Mornington Peninsula and Westernport Biosphere Reserve Foundation for the 2018/19 financial year noting that membership for this Financial Year is \$23,057.38

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**ATTACHMENTS**

- Attachment A: ➡ Biosphere MoU (*Under Separate Cover*)  
Attachment B: ➡ Biosphere MoU KPI tracking (*Under Separate Cover*)  
Attachment C: ➡ Biosphere Strategic Plan (*Under Separate Cover*)

**Executive Summary****12.3 Draft Letter under Seal Policy**

*Enquiries: (Brianna Alcock: Corporate Development)*

Council Plan

Community Outcome:	3. A Well Governed City
Strategy:	3.1 Accountable Governance
Priority Action	3.1.1 The elected representatives will provide clear and unified direction, transparent decision makers and good governance

**Purpose**

To seek Council's support for publicly exhibiting the draft Letter under Seal Policy for consultation with the community.

**Recommendation (Director Corporate Development)**

That Council:

1. Notes the draft Letter under Seal Policy (Policy) and agrees for it to be publicly exhibited for a period of four (4) weeks; and
2. Seeks a report back to Council no later than the November 2019 Ordinary Meeting to endorse the Policy, taking into account any feedback received by the community.

**Key Points / Issues**

- At its meeting on 12 August 2019, Council resolved to defer this matter to the 2 September 2019 Ordinary Council Meeting.
- A Councillor Briefing (Briefing) was held on Monday 27 May 2019 to review the draft Council Meeting Agenda for the 3 June 2019 Council meeting.
- A Notice of Motion (NOM) was proposed for a Letter under Seal to be presented to an individual within the community. Concerns were expressed by some Councillors that this type of acknowledgement could set a precedent and that a Policy should be developed to provide a clear set of guidelines for determining and recognising individuals or community organisations.
- The draft Letter under Seal Policy (Policy), attached as **Appendix A**, establishes procedures for recognising:
  - individuals and/or community organisations;
  - the service provided by Mayors and Deputy Mayors; and
  - Councillors who have completed significant years of service to Local Government.

This will take the form of a Letter under Seal and be presented formally at an Ordinary Council Meeting or at a function determined by the Mayor.

- It is recommended that the Policy be placed on public exhibition for a period of four (4) weeks. A report, including feedback that may be received by members of the community, will be presented to Council for consideration at its meeting in November 2019 to formally endorse the Policy.

**Financial Impact**

The Victorian Government introduced the "Fair Go Rates" system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

**12.3 Draft Letter under Seal Policy****Executive Summary**

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications associated with this report.

**Consultation****1. External Stakeholders**

Members of the public will be provided with the opportunity to make a written submission after Council has considered the Policy at its meeting in August 2019. The Policy will be placed on public exhibition for a period for 4 weeks.

**2. Other Stakeholders**

Internal consultation has occurred with the Councillors Office who will be preparing Letters under Seal and a maintaining a Register.

**Analysis (Environmental / Economic / Social Implications)**

A clear Policy minimises the potential for confusion and disputes to arise in relation to matters that relate to Letters under Seal.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

There are no legal or statutory obligations associated with this report.

Policy Impacts

There are no Policies or Protocols that affect the decision of this report.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

A clear and detailed Policy reduces the potential for disputes to arise on matters relating to Letters under Seal.

**Conclusion**

The attached Policy has been drafted to provide direction for determining and recognising individuals and/or community organisations, the service provided by Mayors and Deputy Mayors and for Councillors who have completed significant years of service to Local Government.

**12.3 Draft Letter under Seal Policy****Executive Summary**

It is recommended that the Policy be publicly exhibited for a period of four (4) weeks prior to returning to Council for formal endorsement.

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**ATTACHMENTS**

Attachment A: [↓](#) Draft Letter under Seal Policy



# Letter under Seal Policy

Council Policy

A4001507



opportunity » growth » lifestyle

## 1. Policy statement

This Policy establishes procedures for recognising:

- Mayors and Deputy Mayors at the end of their tenure during their term of **Council**;
- Councillors upon completing significant years of service to Local Government; and
- Individuals and/or community groups for an **outstanding achievement** or **outstanding service** to the community.

## 2. Reason for Policy

This Policy aims to provide a set of guidelines for determining and recognising individuals and/or community organisations for an **outstanding achievement** or **outstanding service** which has achieved benefits for the Frankston Community, the service provided by Mayors and Deputy Mayors to the Frankston community during their tenure at **Council** and the years of service provided by a Councillor.

## 3. Scope

Recognition will take the form of a Letter under Seal which will be presented formally at an Ordinary Council Meeting or at a function determined by the Mayor or Chief Executive Officer.

This Policy applies to:

Mayors and Deputy Mayors	for the contribution they have made to the City during their tenure at <b>Council</b> .
Councillors	for the completion of any significant terms of extended service to Local Government i.e. 10, 15, 20, 25 or 30 years, after their anniversary dates.
Individuals and/or community groups (i.e. all residents and persons closely associated with Council)	for an outstanding service that has achieved benefits for the Frankston community or for an outstanding achievement in a particular area i.e. sporting, environmental etc.

This Policy does not consider Citizen of the Year, Young Citizen of the Year, Senior Citizen of the Year and Community Event of the Year Awards as they are separate awards run in auspice with the National Australia Day Council and are given each year on Australia Day. Nor does this Policy address employee service awards, which are administered internally through the Human Resource Department.



#### 4. Authorisation

This Policy is managed by the Governance and Information Department, and is approved by Frankston City's Mayor and Council's Chief Executive Officer (CEO):

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Mayor, Frankston City

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CEO, Frankston City Council

in accordance with Frankston City Council resolution at its Ordinary Council meeting of xxxx.

#### 5. Revision date

This Policy will be reviewed and presented to **Council** within the first 12 months of a General Council Election or earlier as deemed necessary by **Council**, and therefore once within each subsequent **Council** term.

#### 6. Principles

##### *Mayors and Deputy Mayors*

1. A Letter under Seal will be awarded to an outgoing Mayor and Deputy Mayor in recognition of their service to the community during their tenure.
2. A report will be prepared and considered by **Council** at its Special Statutory Meeting in November to award a Letter under Seal to an outgoing Mayor and Deputy Mayor in recognition of their service to the community. Where a Councillor has been Mayor or Deputy Mayor in their final term of **Council**, a report will be prepared and considered by **Council** at its Ordinary Council Meeting in September to award a Letter under Seal.
3. After **Council** resolves to award a Letter under Seal to an outgoing Mayor and Deputy Mayor, the Mayor and Councillors office will be prepare the letter and the **Council's** common seal will be affixed. This will be presented by the incoming Mayor at a function determined by the Mayor or Chief Executive Officer.
4. The Register will be updated by the Councillors Office.

##### *Councillors*

1. A Letter under Seal will be awarded to a Councillor in recognition of their years of service to Local Government.
2. A report will be prepared and considered by **Council** at its Ordinary Council Meeting in September to award a Letter under Seal to a Councillor who has served as a Councillor for 10, 15, 20, 25 or 30 years.
3. After **Council** resolves to award a Letter under Seal to a Councillor, the Mayor and Councillors Office will prepare the letter and the **Council's** common seal will be affixed.

Policy:	Date approved:
Approved by:	Last revision:

4. This will be presented by the Mayor either at an Ordinary Council Meeting or a function determined by the Mayor or Chief Executive Officer.
5. The Register will be updated by the Councillors Office.

#### *Individual / Community Groups*

1. A Letter under Seal may be awarded to an individual or community group in recognition of an **outstanding achievement** or **outstanding service** that has achieved great benefits to the Frankston municipality.
2. The Councillor who is wanting to submit a nomination for an individual or community group, will need to provide material to support their nomination, to enable Councillors to make a well informed decision on whether to award a Letter under Seal to an individual or community group.
3. This material will need to be provided to the Mayor and Councillors Office so a preliminary assessment, including background checks, can be made.
4. Following the preliminary assessment, nominations will be informally discussed by Councillors at a briefing and must be agreed by the majority, prior to any Notice of Motion being put to **Council**.
5. Up to four (4) nominations for a Letter under Seal to an individual or community group can be issued during each Mayoral term year. It will be at the Mayor's discretion if further nominations will be considered.
6. After **Council** resolves to award a Letter under Seal to an individual or community group, the Mayor and Councillors office will prepare the letter and the **Council's** common seal will be affixed. This will be presented by the Mayor at the next scheduled Ordinary Council Meeting or a function determined by the Mayor or Chief Executive Officer.
7. The Register will be updated by the Councillors Office.

## 7. Roles and responsibilities

Chief Executive Officer	will be responsible in determining the nominations of an individual or community group submitted by a Councillor through a Notice of Motion to ensure it complies with this Policy.
Manager Governance and Information	will be responsible for ensuring the Policy is implemented and maintained.
Mayor and Councillor Support	will be responsible for: <ul style="list-style-type: none"> <li>conducting a preliminary assessment on all nominations;</li> <li>preparing Letters under Seal and making arrangements for the individual(s) and/or community group(s) to attend a Council Meeting to receive their Letter under Seal; and</li> <li>maintaining a Register of all Letters under Seal.</li> </ul>

Policy:	Date approved:
Approved by:	Last revision:

## 8. Policy non-compliance

**Council** reserves the right to withdraw a Letter under Seal to an individual and/or community group if it is considered that they have not complied with the spirit of the Policy.

## 9. Related documents

There are no other related documents that will need to be read in conjunction with this Policy.

## 10. Administrative updates

It is recognised that, from time to time, circumstances may change leading to the need for minor administrative changes to this Policy.

Where an update does not materially alter this Policy, such a change may be made administratively. Examples of this may include a change to the name of a **Council** department as a result of a restructure or change in management, a change to the name of a Federal or State Government department or minor updates to legislation which does not have a material impact.

Any substantial changes will require a resolution of **Council**.

## 11. Implementation of the Policy

This Policy will be published on **Council's** website and intranet so it can be used by **Council** officers when responding to queries in relation to the award of a Letter under Seal.

## 12. Definitions

**Council:** means Frankston City Council

**Outstanding achievement:** means recognising outstanding performance by an individual or community group who are known for their continued commitment to excellence in endeavours of sport, environmental, economic or leadership. Leadership will have been demonstrated by the individual or community group as an achievement and/or commitment to enhancing the City of Frankston in the best interests for the community.

**Outstanding service:** means recognising an individual or community group who has made a significant contribution to the community for a period of 20 years or more, through their time, actions, talents and dedication. The individual or community group will have a passion for helping others in their community outside any volunteer work done for their employer.

Policy:	Date approved:
Approved by:	Last revision:

**Executive Summary****12.4 Election "Caretaker" Period Policy**

*Enquiries: (Brianna Alcock: Corporate Development)*

**Council Plan**

Community Outcome:	3. A Well Governed City
Strategy:	3.1 Accountable Governance
Priority Action	3.1.1 The elected representatives will provide clear and unified direction, transparent decision makers and good governance

**Purpose**

To review and amend the Election Period Policy, as required by section 93B(2)(b) of the *Local Government Act 1989*.

**Recommendation (Director Corporate Development)**

That the Election Period Policy 2020 (Attachment A) be adopted, as required by section 93B(2)(b) of the *Local Government Act 1989*.

**Key Points / Issues**

- The next general council elections are due to be held throughout Victoria on Saturday 24 October 2020. During the 32 day election period leading up to the general council elections, councils must operate in “caretaker mode” – this involves complying with a series of obligations and restrictions intended to safeguard the integrity of the election process, and to prevent the incumbent council from making any decisions that would unduly impact upon the new council.
- Section 93B(2)(b) of the *Local Government Act 1989* (‘Act’) requires each council to review and make any required amendments to its election period policy “not later than 12 months before the commencement of (the next) election period”. With the election period due to commence on Tuesday 22 September 2020, Council has until 22 September 2019 to review and make any required amendments to its existing election period policy.
- There has been no change to the legislative provisions dealing with the conduct of Council during an election period, nor to the prescribed content of an election period policy.
- The draft Election Period Policy 2020 was prepared and circulated to Councillors for feedback on 12 August 2019. A briefing was held on 19 August 2019, with Mayor O’Reilly and Councillors Hampton, Mayer and Bolam in attendance. A summary of the outcomes from the briefing was circulated to Councillors on 20 August 2019, together with an invitation to provide any additional feedback.
- The resulting draft Election Period Policy 2020 (Attachment A) is based on the existing Election Period Policy 2016, with the following amendments:
  - New policy template, and minor formatting changes throughout;
  - The definition of a “major policy decision” in clause 6.1.2 has been updated with the figure of \$1,222,110 (representing 1% of Council’s total revenue from rates and charges in the 2018/19 financial year);

**12.4 Election "Caretaker" Period Policy****Executive Summary**

- Content regarding election signage has been largely removed, and replaced with reference to the Election Signs and Events Policy which was adopted by Council on 1 October 2018;
  - Election Period Certification Procedure has been removed, and will become a separate administrative document;
  - Extracts from the Local Government Act have been removed and relevant section numbers are still referenced in the "related documents" section;
  - In response to feedback obtained at the Councillor briefing, clause 6.4.1 of the policy has been amended so that Council officers could prepare a basic speech for the Mayor or the Mayor's representative to deliver at a function staged by an external body during the election period.
- The document is now presented to Council for adoption.

**Financial Impact**

The Victorian Government introduced the "Fair Go Rates" system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications associated with this report.

**Consultation****1. External Stakeholders**

Once adopted, the Election Period Policy 2020 will be published on Council's website, made available for inspection by the public, and a copy will be given to each Councillor (as required by section 93B(4)).

The Policy will also be presented to Council's Audit and Risk Committee for noting.

**2. Other Stakeholders**

The draft Election Period Policy 2020 was prepared and circulated to Councillors for feedback on 12 August 2019. A briefing was held on 19 August 2019, with Mayor O'Reilly and Councillors Hampton, Mayer and Bolam in attendance. A summary of the outcomes of the briefing was circulated to Councillors on 20 August 2019, together with an invitation to provide any additional feedback.

**Analysis (Environmental / Economic / Social Implications)**

Adoption of the attached draft Election Period Policy 2020 will demonstrate Council's commitment to probity in its elections.



**12.4 Election "Caretaker" Period Policy****Executive Summary****Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

All matters relevant to the Charter of Human Rights and Responsibilities have been considered in the preparation of this report and are consistent with the standards set by the Charter.

Legal

Section 93B(2) of the Act requires Council to review and make any necessary amendments to its election period policy no later than 12 months before the commencement of the election period. Thus, the amended policy must be adopted by 22 September 2019.

Section 93B(3) of the Act prescribes certain content that must be included in an election period policy, as follows:

*An election period policy must include the following –*

- (a) procedures intended to prevent the Council from making inappropriate decisions or using resources inappropriately during the election period before a general election;*
- (b) limits on public consultation and the scheduling of Council events;*
- (c) procedures to ensure that access to information held by Council is made equally available and accessible to candidates during the election.*

The attached draft policy meets these requirements.

Policy Impacts

The Election Period Certification Procedure will become a separate administrative document.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no direct or indirect interests in relation to this matter.

**Risk Mitigation**

The attached draft Election Period Policy includes all of the prescribed content, plus some additional material that has been included to provide guidance to election candidates, Councillors, staff and the community about the particular requirements and expectations that apply during the election period, and thereby mitigate possible risks to the integrity of the election process.

**Conclusion**

The attached draft Election Period Policy 2020 has been prepared to meet the requirements set out in section 93B of the Act. Councillors' feedback has been incorporated into the document. The amended policy must be adopted by 22 September 2019 in order to comply with section 93B(2). It is recommended that Council resolves to adopt the Election Period Policy 2020.

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**ATTACHMENTS**

Attachment A: [↓](#) Draft Election Period Policy 2020



# DRAFT Election Period Policy 2020

(A4026459)



*Lifestyle Capital of Victoria*

## 1. Policy statement

Frankston City Council is committed to probity in its elections.

Special statutory restrictions apply during the 32 day period leading up to a general Council election; a Council must avoid actions and decisions that could be seen to influence voters or which would have a significant impact on the incoming Council. These requirements are often referred to as election "caretaker" requirements.

The Local Government Act 1989 ("the Act") requires a Council to have an election period policy. Section 93B of the Act stipulates that an election period policy must include:

- a. procedures to prevent the Council from making inappropriate decisions or using resources inappropriately during the election period before a general election;
- b. limits on public consultation and the scheduling of Council events; and
- c. procedures to ensure that access to information held by Council is made equally available and accessible to candidates during the election.

## 2. Reason for Policy

This policy has been prepared to satisfy the requirements of section 93B of the Act, and to provide guidance to candidates, Councillors, staff and the community about the particular requirements and expectations that apply during the election period.

## 3. Scope

### 3.1 Election period start and finish dates

This policy applies during the election period which:

- STARTS at midnight at the end of the last day of nominations, being Tuesday 22nd September 2020; and
- FINISHES at 6:00pm on election day, Saturday 24th October 2020.



### 3.2 What does this policy cover?

This policy applies to:

- a. all material published by Council (excluding any document that is required by the Act to be published, for example the annual report);
- b. decisions made by Council, a special committee of the Council, or a delegate of the Council;
- c. the use of Council resources;
- d. public consultation;
- e. the scheduling of Council events and functions;
- f. attendance at and participation in functions and events;
- g. access to Council information;
- h. communication services;
- i. equity in assistance to candidates; and
- j. other matters related to elections.

## 4. Authorisation

This policy was adopted by Council at Ordinary Meeting 2019/OM11 on 2 September 2019.

## 5. Revision date

This policy will be reviewed and presented to Council by September 2024, or earlier if deemed necessary by Council or the CEO.

## 6. Principles

This policy covers the following principles:

- 6.1 Decisions during the election period
- 6.2 Council publications during the election period
- 6.3 Public consultation during the election period
- 6.4 Events and functions during the election period
- 6.5 Preventing misuse of Council resources
- 6.6 Access to Council information
- 6.7 Communication services
- 6.8 Equity in assistance to candidates
- 6.9 Staff member standing for election
- 6.10 Election signage



## 6.1 Decisions during the election period

### 6.1.1 Who does this part of the policy apply to?

This section of the Election Period Policy applies to decisions made by the Council, a special committee of the Council, or a delegate of the Council.

### 6.1.2 What decisions are prohibited during the election period?

Section 93A of the Act prohibits a Council from making major policy decisions during the election period, unless extraordinary circumstances apply and a Ministerial exemption from the prohibition has been granted.

**Major policy decisions** include:

- the appointment or dismissal of a Chief Executive Officer, or the remuneration of a Chief Executive Officer;
- approval of contracts with a total value exceeding \$1,222,110 (ie 1% of Council's total revenue from rates and charges levied under s.158 in the 2018/19 financial year); and
- the exercise of any entrepreneurial power under s.193.

### 6.1.3 Preventing inappropriate decisions

In the interests of good governance, and to preserve the integrity of the election process and the authority of the incoming Council, Council will not make inappropriate decisions during the election period.

**Inappropriate decisions** during the election period are decisions that would affect voting in an election; or may unreasonably bind an incoming council, and could reasonably be made after the election, including:

- approval of contracts that require significant funding in future financial years or are regarded as politically sensitive;
- decisions that have significant impacts on Council's income or expenditure or that relate to expenditure on politically sensitive matters;
- changes to strategic objectives and strategies in the Council Plan;
- policy or strategy decisions;
- allocation of community grants or other direct funding to community organisations;
- major planning scheme amendments; and
- decisions of a politically sensitive nature.

### 6.1.4 Scheduling the consideration of decisions

The Chief Executive Officer will ensure that any matters that would constitute an inappropriate decision during the election period are either considered by Council prior to the election period, or scheduled for determination by the incoming Council.



No Council meetings will be held during the election period, unless exceptional circumstances require a Council decision (ie. a decision is absolutely necessary for Council operational purposes, or pursuant to a statutory or legal requirement).

In deciding whether exceptional circumstances warrant the consideration of an item by Council during the election period, the Chief Executive Officer will have regard to a number of factors including:

- whether a decision is necessary to enable the continuation of an essential Council service or operation;
- the urgency of the issue (that is, can it wait until after the election?);
- the possibility of financial or other repercussions if the decision is deferred;
- whether a decision is likely to be controversial; and
- whether a decision is in the best interests of the municipality.

#### **6.1.5 Council meeting reports and agendas**

If extraordinary circumstances necessitate the consideration of an item by Council during the election period, the Chief Executive Officer will ensure that an “election period statement” is included in the officer’s report.

The following are examples of an “election period statement”:

- a. The recommended decision is not a “major policy decision”, as defined in section 93A of the *Local Government Act 1989*, or an “inappropriate decision” as defined in section 93B (5) of the *Local Government Act 1989*.
- b. The recommended decision is to seek an exemption from the Minister because the circumstances require the making of a “major policy decision” (as defined in section 93A of the *Local Government Act 1989*) during the election period.
- c. The recommended decision is a “major policy decision”, as defined in section 93A of the *Local Government Act 1989*, but an extraordinary circumstances exemption was granted by the Minister for Local Government on [insert date].

#### **6.1.6 Announcement of decisions made prior to the election period**

The election period restrictions apply to the actual making of decisions, rather than to the announcement of decisions that have been made prior to the election period. However, as far as practicable such announcements should be made before the commencement of the election period.



## 6.2 Council publications during the election period

### 6.2.1 Prohibition on publishing materials during election

It is prohibited under section 55D of the Act for Council to print, publish or distribute; or to cause, permit or authorise others to print, publish or distribute on behalf of the Council, any advertisement, handbill, pamphlet or notice that contains electoral matter during the election period.

The Act also requires that all Council publications during the election period must be certified in writing by the Chief Executive Officer. An Election Period Certification Procedure has been developed as a related document.

Publications should be read broadly to include all documents that are produced for the purpose of communicating with people in the community, including Council newsletters, advertisements and notices, media releases, leaflets and brochures, emails and mailouts to multiple addresses, electronic information and web based productions including Council's website, Facebook account and Twitter page.

The controls do not cover advertisements that simply announce the holding of a meeting or about the election process itself.

Electoral matter is any matter that is "intended or likely to affect voting in an election" and this includes (but is not limited to) material that deals with the election, candidates or issues of contention in the election.

Material is definitely electoral matter if it:

- publicises the strengths or weaknesses of a candidate;
- advocates the policies of the Council or of a candidate;
- responds to claims made by a candidate; or
- publicises the achievements of the elected Council.

Councillors may publish campaign material on their own behalf, but cannot purport for that material to be originating from, or authorised by, Council or Frankston City Council i.e. by use of Council logos.

The prohibition does not apply to documents published before the election period, or documents that are published in accordance with a requirement of the Act (eg. the Annual Report, rate notices, food premises registrations, parking fines).

### 6.2.2 Council publications

Any Council material that is required to be published during the election period will be reviewed by Council's Governance department, and then (if appropriate) sent to the Chief Executive Officer to be certified in writing in accordance with the Election Period Certification Procedure, prior to publication.



### 6.2.3 Considerations in granting publication approval

In considering whether to grant approval for the publication of material during the election period, in accordance with the provisions in the Act, the Chief Executive Officer:

- must not permit any materials to be published which include reference to:
  - the election;
  - a candidate in the election;
  - a current Councillor; or
  - an issue before the voters in connection with the election.
- may approve publication of material which only contains information about:
  - the election process itself; or
  - Council services (as long as the material does not include any reference to a current Councillor, an issue before the voters in connection with the election, or any content that is otherwise precluded by this policy).

### 6.2.4 Frankston City Council website and social media

During the election period Council's corporate website will not contain material precluded by this policy. Any references to the election will only relate to the election process. Information about Councillors will be restricted to titles, names and contact details. Other information will be removed for the duration of the election period.

The ability for members of the public to post comments on Council's social media sites will be removed for the duration of the election period.



### 6.3 Public consultation during the election period

Public consultation is an integral part of Council's policy development, process and operations. However, public consultation undertaken in the lead up to an election has the potential to become an election issue in itself, and can influence voting.

For the purposes of this policy, public consultation means a process that involves an invitation or invitations to individuals, groups or organisations or the community generally to comment on an issue, proposed action or proposed policy.

It is prohibited under this policy for public consultation (new or ongoing) to be commissioned or undertaken during the election period on an issue that is contentious unless prior approval has been given by the Council or the Chief Executive Officer.

In considering whether to grant approval for public consultation during the election period, the Council or Chief Executive Officer will have regard to a number of factors including:

- whether special circumstances make it necessary for the consultation to occur during the election period;
- the possibility of financial or other repercussions if the consultation is deferred; and
- whether the risks of influencing the election can be mitigated or avoided.

This clause does not apply to public consultation that is required to be undertaken in accordance with section 223 of the Act, or under the Planning and Environment Act 1987. However, consideration will be given to whether such statutory processes can be delayed until after the election period.





## 6.4 Events and functions during the election period

The scheduling of Council events and functions during the period leading up to an election can create issues due to a perception that such events and functions have the potential to be used by sitting Councillors for electioneering purposes.

For the purposes of this policy, **events** and **functions** include any gathering of internal and external stakeholders to discuss, review, acknowledge, communicate, celebrate or promote a program, strategy or issue which is of relevance to the Council and its community. An event or function may take the form of a conference, workshop, forum, Annual General Meeting, launch, promotional activity or a social occasion such as a dinner, reception, ball or similar.

### 6.4.1 Public events and functions staged by external bodies

Councillors may continue to attend events and functions staged by external bodies during the election period. However, Council resources cannot be used to facilitate attendance or participation in such events. Any speeches prepared by Council officers for the Mayor or the Mayor's representative for events during the election period will include only basic material, and will not include any content that could be construed as **electoral matter** (see definitions).

### 6.4.2 Council events and functions

Where possible, public Council events and functions will be scheduled outside the election period. Council organised events and functions held during the election period will be reduced to only those essential to the operation of the Council. This may be varied by a Council resolution or where the Chief Executive Officer has given prior approval.

In considering whether to grant approval for a Council event or function to be held during the election period, the Council or Chief Executive Officer will have regard to a number of factors including:

- whether special circumstances make it necessary for the event or function to occur during the election period;
- the possibility of financial or other repercussions if the event or function is deferred; and
- whether the risks of influencing the election can be mitigated or avoided.

### 6.4.3 Accords and community meetings

Meetings of accords, local area community working groups and committees will not be held during the election period.



## 6.5 Preventing misuse of Council resources

Council is committed to ensuring that due propriety is observed in the use of all Council resources.

During the election period, additional measures will be implemented to prevent the use of Council resources by candidates for electioneering purposes.

For the purposes of this policy, **Council resources** include Council officers and support staff, hospitality services, vehicles, property, equipment and stationery.

### 6.5.1 Use of Council resources

Council resources will be used exclusively for normal Council business during the election period, and will not be used in connection with an election campaign. Some specific examples of Council's commitment to this principle are set out below:

- a. The use of resources including bulk paper, photocopying and printing, will be monitored.
- b. Photographs and images taken by or on behalf of Council will not be used for the purposes of electioneering.
- c. Equipment and facilities provided to Councillors for the purpose of conducting normal Council business will not be used for election campaign purposes.
- d. Council email addresses will not be used for election campaign purposes.
- e. Where a Councillor has an existing Council funded service (mobile phone, smart phone, land line or internet connection) and it is impractical to discontinue use of the service during the election period, the Councillor will reimburse Council for any usage of the service during the election period that exceeds normal usage levels.

It is acknowledged that certain improper actions during the election period can have serious consequences; for example, the use of Council resources for private purposes such as electioneering can be a criminal misuse of a Councillors' position, in breach of section 76D of the Act.

### 6.5.2 Council officers

Council staff should avoid assisting Councillors or candidates in any way that could create a perception that they are being used for electoral purposes.

The Mayor and Councillors' support staff must not be asked to undertake any tasks connected directly or indirectly with an election campaign.

In any circumstances where the use of Council resources might be construed as being related to a candidate's election campaign, advice will be sought from the Chief Executive Officer.



### **6.5.3 Mayor and Councillors' correspondence**

General correspondence addressed to the Mayor and/or Councillors will be answered in accordance with Council's usual administrative procedures. However, the Mayor and Councillors will sign only the necessary minimum of correspondence during the election period. Correspondence in respect to significant, sensitive or controversial matters will be signed by the Chief Executive Officer. All correspondence will be prepared so as to protect Council staff from perceptions of political bias.

### **6.5.4 Expenses incurred by Councillors**

Section 75 of the Act provides that Councillors are entitled to be reimbursed for any reasonable out-of-pocket expenses incurred in performing their duties as a Councillor.

A claim for payment or reimbursement of a Councillor's out-of-pocket expenses incurred during the election period should only relate to necessary costs that have been incurred in the performance of normal Council duties. Reimbursement will not be paid for any expenses that are connected with campaigning, or that could be perceived as supporting or being connected with a candidate's election campaign.

In the case where a Councillor's expenses claim covers a combination of Council and election-related business, the Chief Executive Officer may approve a partial reimbursement to cover Council activities.

### **6.5.5 Council branding and stationery**

Items bearing Frankston City Council's logo, letterhead or other Frankston City Council branding will not be used for, or linked in any way to, a candidate's election campaign.



## 6.6 Access to Council information

All candidates have equal rights to access public information relevant to their election campaigns from the Council administration. Neither Councillors nor candidates will be provided with information or advice from Council staff that might be perceived to support election campaigns, and there shall be transparency in the provision of all information and advice during the election period.

### 6.6.1 Councillor briefings

Councillor briefings are informal gatherings of Councillors at which the Council administration provides advice to Councillors on items of a complex nature or of significant community impact.

Councillor briefings will not be held during the election period, except in relation to urgent matters.

### 6.6.2 Information and briefing material

Information and briefing material prepared or secured by staff for a Councillor during the election period must be necessary to the carrying out of the Councillor's role, and must not be related to election issues or to issues that might be perceived to be of an electoral nature.

### 6.6.3 Candidate information request register

The Governance team will maintain a register of candidate information requests during the election period. The register will include all requests made by Councillors and candidates for information (including requests that were unable to be met) and the responses given to those requests. The register will be available for public inspection.

### 6.6.4 Candidate information file sharing site

To facilitate the secure, swift and efficient sharing of information with candidates, a candidate information file sharing site will be established for use during the election period. Documents that the Council administration has supplied to a candidate will be uploaded to the candidate folder on the FTP site wherever practicable, so that they can be viewed by all candidates. The login credentials will be supplied to candidates as soon as possible after the close of nominations.



## 6.7 Communication services

Council's communication services are intended to promote Council activities or initiatives and must not be used in any way that might favour a candidate.

### 6.7.1 Media advice

Any requests for media advice or assistance from Councillors during the Election Period will be channelled through the Chief Executive Officer or his delegate. No media advice or assistance will be provided in relation to election issues or in regard to publicity that involves specific Councillors.

### 6.7.2 Media releases and spokespersons

Media releases during the election period will not refer to specific Councillors. Where it is necessary to identify a spokesperson in relation to an issue the Chief Executive Officer will determine the appropriate person.

### 6.7.3 Publicity campaigns

During the election period publicity campaigns (other than for the purpose of conducting the election) will be avoided wherever possible. Where a publicity campaign is deemed necessary for a Council activity, the Chief Executive Officer or his delegate must approve it. Council publicity during the election period will be restricted to communicating normal Council activities and initiatives.

### 6.7.4 Restriction on Councillors

Councillors will not use their position as an elected representative or their access to Council staff and other Council resources to gain media attention in support of an election campaign.

### 6.7.5 Public statements by Council employees

During the election period no Council employee may make any public statement that relates to an election issue unless the statement has been approved by the Chief Executive Officer.



## 6.8 Equity in assistance to Candidates

Council affirms that all candidates will be treated equally.

### 6.8.1 Candidate assistance and advice

Any assistance and advice provided to candidates as part of the conduct of the elections will be offered equally to all candidates.

### 6.8.2 Election process enquiries

All election process related enquiries from candidates, whether sitting Councillors or not, will be directed to the Returning Officer or, where the matter is outside the responsibilities of the Returning Officer, to the Chief Executive Officer.

## 6.9 Staff member standing for election

In the event that a member of Council's staff is contemplating standing for election as a Councillor for Frankston City Council, they would need to:

- take leave to stand for election to the office of Councillor (with leave commencing, at the latest, from the time of nominating as a candidate); and
- if elected, resign from the Council staff immediately upon being declared elected.

These requirements are set out in section 29(1)(d) and (3) of the Act.

## 6.10 Election signage

The rules which apply to signs that promote candidates in an election, or that relate to election issues, are set out in Council's Election Signs and Events Policy. This document can be accessed on Council's website.



## 7. Roles and responsibilities

This policy will be managed by the Governance and Information Department.

## 8. Policy non-compliance

Non-compliance with this policy has the potential to compromise the integrity of the election process and the authority of the incoming Council.

It is acknowledged that certain improper actions during the election period can have serious consequences; for example, the use of Council resources for private purposes such as electioneering can be a criminal misuse of a Councillors' position, in breach of section 76D of the Act.

## 9. Related documents

- Local Government Act 1989 and in particular:
  - section 55D *Prohibition on Council*;
  - section 76D *Misuse of position*;
  - section 93A *Conduct of Council during election period*;
  - section 93B *Council to adopt an election period policy*.
- Election Period Certification Procedure.
- Register of Candidates' Requests for Information.
- Election Signs and Events Policy.

## 10. Implementation of the Policy

In accordance with section 93B(4) of the Act, the Chief Executive Officer will ensure that a copy of the election period policy is:

- given to each Councillor as soon as possible after it is adopted; and
- available for inspection by the public at the Civic Centre; and
- published on Council's website.

As soon as possible and no later than 30 days prior to the commencement of the election period, the Chief Executive Officer will ensure that all staff are informed of the requirements of this policy.





## 11. Definitions and notes

Relevant definitions from various sources including some Acts of Parliament have been consolidated below. In this policy:

<b>document</b>	<p>includes, in addition to a document in writing—</p> <p>(a) any book, map, plan, graph or drawing;</p> <p>(b) any photograph;</p> <p>(c) any label, marking or other writing which identifies or describes anything of which it forms part, or to which it is attached by any means whatsoever;</p> <p>(d) any disc, tape, sound track or other device in which sounds or other data (not being visual images) are embodied so as to be capable (with or without the aid of some other equipment) of being reproduced therefrom;</p> <p>(e) any film (including microfilm), negative, tape or other device in which one or more visual images are embodied so as to be capable (with or without the aid of some other equipment) of being reproduced therefrom; and</p> <p>(f) anything whatsoever on which is marked any words, figures, letters or symbols which are capable of carrying a definite meaning to persons conversant with them.</p> <p><i>Interpretation of Legislation Act 1984, s.38</i></p>
<b>Chief Executive Officer</b>	means the Chief Executive Officer of Council or his/her delegate.
<b>Council resources</b>	include Council officers and support staff, hospitality services, vehicles, property, equipment and stationery.
<b>Councillor briefings</b>	are informal gatherings of Councillors at which the Council administration provides advice to Councillors on items of a complex nature or of significant community impact.
	Part D of the <i>Frankston City Council Governance Local Law .1</i>
<b>election period</b>	<p>in relation to an election, means the period that –</p> <p>starts on the last day on which nominations for that election can be received; and</p> <p>ends at 6 p.m. on election day.</p> <p><i>Local Government Act 1989, s.3</i></p>

<b><i>electoral matter</i></b>	<p>means matter which is intended or likely to affect voting in an election but does not include any electoral material produced by or on behalf of the returning officer for the purposes of conducting an election.</p> <p>Matter is taken to be intended or likely to affect voting in an election if it contains an express or implicit reference to, or comment on –</p> <ul style="list-style-type: none"> <li>- the election; or</li> <li>- a candidate in the election; or</li> <li>- an issue submitted to, or otherwise before, the voters in connection with the election.</li> </ul> <p><i>Local Government Act 1989, s.3 (1A) and (1B)</i></p>
<b><i>event</i></b>	<p>includes a gathering of internal and external stakeholders to discuss, review, acknowledge, communicate, celebrate or promote a program, strategy or issue which is of relevance to the Council and its community. An event may take the form of a conference, workshop, forum, Annual General Meeting, launch, promotional activity or a social occasion such as a dinner, reception, ball or similar.</p>
<b><i>function</i></b>	<p>includes a gathering of internal and external stakeholders to discuss, review, acknowledge, communicate, celebrate or promote a program, strategy or issue which is of relevance to the Council and its community. A function may take the form of a conference, workshop, forum, Annual General Meeting, launch, promotional activity or a social occasion such as a dinner, reception, ball or similar.</p>
<b><i>inappropriate decisions</i></b>	<p>made by a Council during an election period includes decisions that would affect voting in an election; and decisions that could reasonably be made after the election.</p> <p><i>Local Government Act 1989, s.93B(5)</i></p>

<b>major policy decision</b>	<p>means any decision</p> <p>(a) relating to the employment or remuneration of a Chief Executive Officer under section 94, other than a decision to appoint an acting Chief Executive Officer;</p> <p>(b) to terminate the appointment of a Chief Executive Officer under section 94;</p> <p>(c) to enter into a contract the total value of which exceeds whichever is the greater of—</p> <p>(i) \$100 000 or such higher amount as may be fixed by Order in Council under section 186(1); or</p> <p>(ii) 1% of the Council's revenue from rates and charges levied under section 158 in the preceding financial year;</p> <p>(d) to exercise any power under section 193 if the sum assessed under section 193(5A) in respect of the proposal exceeds whichever is the greater of \$100 000 or 1% of the Council's revenue from rates and charges levied under section 158 in the preceding financial year.</p> <p><i>Local Government Act 1989, s.93A(6)</i></p>
<b>public consultation</b>	<p>means a process that involves an invitation or invitations to individuals, groups or organisations or the community generally to comment on an issue, proposed action or proposed policy.</p>
<b>publish</b>	<p>means including by publication on the internet.</p> <p><i>Local Government Act 1989, s.3</i></p>
All references to <b>Councillors</b> should be read as including the <b>Mayor</b> .	

**Executive Summary****12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19***Enquiries: (Luke Ure: Community Assets)*Council Plan

Community Outcome:	4. A Well Managed City
Strategy:	4.3 Resources
Priority Action	4.3.2 Undertake an ongoing review of Council's assets to ensure they meet community needs

**Purpose**

To brief Council on the final quarter progress (April – June 2019) and end of financial year result for the 2018/19 Capital Works Program.

**Recommendation (Director Community Assets)**

That Council:

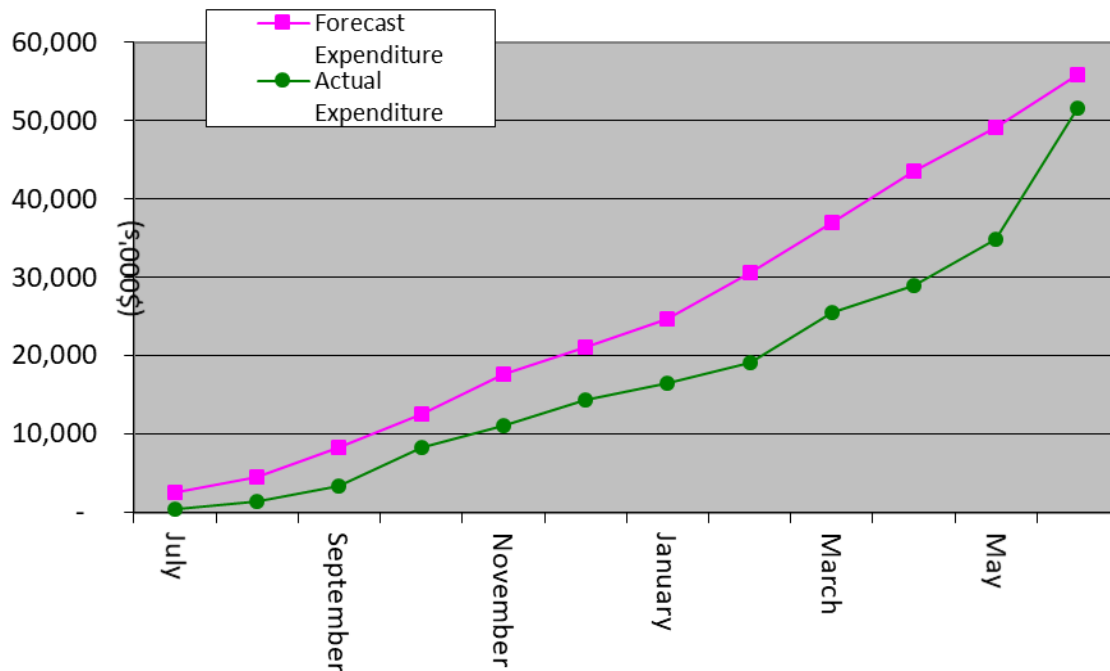
1. Receives and notes the quarterly progress report (April – June 2019) for the 2018/19 Capital Works Program;
2. Notes that \$51.643M of expenditure was achieved in 2018/19 against a total Adjusted Capital Works Program budget of \$55.945M which equates to an outstanding 92.3% program expenditure rate exceeding the Council Plan performance measure of 90%; and
3. Approves the list of project funding proposed to be carried forward into the 2019/20 Capital Works Program (Attachment D), an amount which totals \$4.927M.

**Key Points / Issues**

- The Capital Works Program for 2018/19 comprised 227 projects with an adjusted budget allocation of \$55.945M at the End of Financial Year. The adopted budget at the start of the year and at the Mid-Year Budget Review (MYBR) are detailed in the table below:

Total Adopted Budget	\$ 50.857M (prior to MYBR)
MYBR Adjustment	\$ 9.108M (Council OM 10/12/18)
Total Revised Budget (MYBR)	\$ 59.965M
Adjusted Budget at EOFY	\$ 55.945M
Actual Expenditure	\$ 51.643M
Carry Forward ( Rates)	\$ 4.927M

- The Council Plan (2017-2021) Key Performance Indicator for financial delivery of the Capital Works Program in 2018/19 is 90% of the capital budget expended.
- Council achieved a very strong program delivery rate of 92.3% for the financial year 2018/19, a result that has not been achieved in the last five years.
- Refer to Graph below which shows the status of capital expenditure against the Adjusted Budget.

**12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19****Executive Summary**

- The strong organisational performance in 2018/19 is underpinned by excellent work by Council's delivery managers who were tasked with a Capital Works Budget of almost \$56M comprising 227 active projects.
- Inclusive in the 227 active projects, 24 projects are classified as multi-year (ongoing) projects.
- Of the 203 projects expected to be delivered in 2018/19, 182 projects have been successfully completed equating to a project delivery rate of 85%.

**2018/19 Capital Works Program Review**

Key projects completed in the 2018/19 Capital Works Program include:

- Valley Road Reconstruction
- McClelland Reserve Car Park
- Beauty Park Toilet
- Downs Estate Compost Toilet
- Homeless Shower
- Frankston Arts Centre bird deterrent system and main foyer lift upgrades
- Frankston Waterfront Playground redevelopment
- George Pentland Botanic Gardens Playground redevelopment works
- Installation of Solar Arrays on Council Facilities
- Special Charge Scheme - Newton Avenue and Weeroona Road, Langwarrin South
- Seaford North Reserve Change Rooms
- Belvedere Reserve Upgrade

**12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19****Executive Summary**

The status of Key projects referred to Major Projects Advisory Committee (MPAC) throughout the year are as follows:

- 4217 - Ballam Park Soccer Pavilion – Construction works are progressing with project completion forecast for October 2019.
- 4194 - Coastal Breakwater & Frankston Coast Guard – Work is currently underway to investigate feasibility of alternate options for the proposed breakwater and safe boat refuge. A report in this matter is scheduled for Council meeting on 14 October 2019.
- 1906 - Centenary Park Sports Complex – Project is at design development stage.
- 4282 - Monterey Soccer Pavilion Upgrade - Design documentation is complete and construction is awaiting confirmation of external funding.
- 4257 - Frankston Park Oval 1 Lighting – Planning permit process is currently underway, project completion likely by May 2020.
- 4260 - Carrum Downs Synthetic Oval No 3 - Construction works are progressing, with project completion likely by November 2019.
- 4181 - New Child & Family Centre's (Langwarrin and Belvedere) – Belvedere Community Hub concept design completed. Further site investigation being undertaken at Langwarrin.
- 4358 - Pat Rollo Reserve Pavilion – Design documentation is complete. Project is awaiting confirmation on external funding before commencing construction.
- 4021 – Seaford Community Centre – Concept designs have been completed.
- 4221 - Jubilee Netball Centre – Project concept design has been completed and construction options are currently being costed.
- 4015 - Station Street Mall Upgrade – Works are underway, project completion likely by October 2019.

**Asset renewals:**

In addition to the above new and upgrade projects, the Capital Works Program resulted in the renewal of a number of assets for Frankston. The following is a summary of the assets renewed:

- Renewal of Council facilities total expenditure was \$5.5M
- 24km of local roads were resurfaced with asphalt
- Over 280m of drainage pipe and 168 drainage pits were constructed
- Approximately 6.55km of footpath and 3.38km of shared paths were constructed
- 5,809 square meters of car parking was constructed
- 16 traffic management devices have been constructed
- 84 open space and recreational assets have been installed or replaced
- Nine new pedestrian structures have been installed including boardwalks, staircases and bridges

**Key issues encountered in the delivery of the program included:**

- 17 new projects totalling \$1.675M were introduced during the course of the financial year which impacted on resources allocated to projects.

**12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19****Executive Summary**Proposed carry forward funding to 2019/20:

Project funding totaling \$4.927M is proposed to be carried forward into 2019/20 (refer to Attachment D). Amongst the projects being carried forward, there are multi-year projects amounting to \$1.8M.

The proposed carry forward is significantly down from \$9.1M in 2017/18, representing a marked improvement from the previous financial year.

The primary reasons for the carry forwards include:

- Funds carried forward to complete works;
- Delays in achieving statutory and planning approvals;
- IT Projects awaiting clear scope definition;
- Further investigation being undertaken to confirm scope of works; and
- Inclement weather conditions.

**Financial Impact**

The Victorian Government introduced the “Fair Go Rates” system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

In comparison to the previous financial year, the delivery performance of 2018/19 is significant improvement on the 2017/18 Capital Works Program results. A number of key indicators ranging from total expenditure, project delivery and carry forward funding have all markedly improved.

The end of year results are a testament to Council's improved governance structures for its Long Term infrastructure Plan (LTIP) and annual Capital Works Programs. Undoubtedly, 2018/19 has been an impressive year for capital works and the outcomes of these projects will sustain and enhance the delivery of Council services to the community.

A full comparative breakdown of the results of the past six financial years has been provided below:

ANNUAL CAPITAL WORKS PROGRAM RESULTS						
Measure	2018/19	2017/18	2016/17	2015/16	2014/15	2013/14
Adjusted Capital Works Budget	\$55.945M	\$55.012M	\$45.075M	\$59.120M	\$54.166M	\$67.596M
Projects to be Delivered	203	250	244	214	230	261
Completed	182	200	118	152	178	178



**12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19****Executive Summary**

ANNUAL CAPITAL WORKS PROGRAM RESULTS						
Measure	2018/19	2017/18	2016/17	2015/16	2014/15	2013/14
Project Delivery	85%	80%	48%	71%	77%	68%
Carried Forward	\$4.927M	\$8.003M (net Council position)	\$15.582M	\$5.496M	\$10.075M	\$4.804M
Budget Expended	\$51.643M	\$46.394M	\$27.872M	\$52.597M	\$40.570M	\$61.039M
<b>Budget Expended (%) Council Plan KPI</b>	<b>92.3%</b>	<b>84.3%</b>	<b>61.8%</b>	<b>88.9%</b>	<b>74.9%</b>	<b>90.3%</b>

**Consultation****1. External Stakeholders**

Council officers responsible for the delivery of individual projects consult with key stakeholders directly during the delivery of the projects.

**2. Other Stakeholders**Governance of Capital Works Program

The Major Project Advisory Committee comprising Councillors, Executive, Delivery Managers and required Project Managers was re-established for the commencement of 2018/19, with 6 (six) meetings held (once every two months) throughout the financial year. The meetings have proven to be very beneficial, providing information and guidance on key projects to their respective project teams.

Project Advisory Groups (PAGs) were also held for Major projects to assist in scope development and an oversight into the progress of the project. These groups include the Project Sponsor/ Service Manager, Delivery Manager, Project Manager, Design Consultants and Key Stakeholders.

The annual results of the 2018/19 capital works program have been communicated with the Financial Services Department, Executive Management Team and will be presented to the Audit and Risk Management Committee in September 2019.

**Analysis (Environmental / Economic / Social Implications)**

A number of Council assets underpin economic systems and provide a vehicle for economic growth and prosperity. Some Council assets seek to improve the environment and amenity of the municipality. Council assets also support services to the community. Better infrastructure asset management practices will enhance these services to the community and promote better health and wellbeing.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

**12.5 Capital Works Quarterly Report - Q4 - April - June 2018/19****Executive Summary**Legal

There are no statutory obligations or legal implications relevant to the content to the report.

Policy Impacts

At its Ordinary Meeting on 1 July 2019, Council endorsed its Long Term Infrastructure Plan (LTIP) 2019-19, a document which is available to the public online and has been widely disseminated within Council. The LTIP is the product of robust budget development processes and guides Council's capital investment for the next ten (10) years.

Council's Asset Management Policy, Capital Works Program Monitoring Framework and Project Management Protocols are relevant to this report.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

The Capital Work Program is managed in accordance with the relevant Council policies and business rules.

**Conclusion**

Delivery of Council's Capital Works Program for 2018/19 was 92.3% with \$51.643M of capital funding expended against the Adjusted Budget of \$55.945M.

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**ATTACHMENTS**

- Attachment A: [↗](#) Capital Works Program 2018/198 - Program Summary (under separate cover) *(Under Separate Cover)*
- Attachment B: [↗](#) Capital Works Program 2018/19 - Summary By Department (under separate cover) *(Under Separate Cover)*
- Attachment C: [↗](#) Detailed Capital Works Program 2018/19 Program Listing (under separate cover) *(Under Separate Cover)*
- Attachment D: [↗](#) Capital Works Program 2018/19 - Proposed Carry Forward Projects (under separate cover) *(Under Separate Cover)*
- Attachment E: [↓](#) Capital Works Program 2018/19 Program Listing - Public Release



## SCHEDULE OF CAPITAL WORKS DELIVERY - 2018/19

Project Phase	Status
Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month  
Delayed beyond 1 month but within 2 months of schedule  
Delayed beyond 2 months of schedule  
Completed

Progress status of the project at the time of assessment  
Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
<b>Aquatic Services</b>																					
Facilities	4144	Peninsula Aquatic Recreation Centre Renewal Program	PARC Asset Replacement Program	604,000																	Completed
Facilities	4303	Pines Forest Aquatics Centre Shade sails	Increase shade for life guards (2 shade sails) and install overhang on kiosk for sun protection	35,000																	Completed
Facilities	4304	Pines Forest Aquatics Centre Carnival and Regional Meets	Moveable dive blocks and sleeves installed into bulk heads	30,000																	Completed
Facilities	4305	PARC plant room access	Jib crane to access pump in plant room safely (OH&S)	25,000																	Completed
<b>Arts &amp; Cultural Services</b>																					
Arts and Culture	1446	Frankston Arts Centre - Technical Equipment Renewal	Renewal of technical equipment at the Frankston Arts Centre. Future works include: WorksNew Tables for Function Centre New PA (audio) system for Cube 37 Upgrade of Auditorium Lighting & dimming system Upgraded Foyer Audio system for announcements	300,000																	Completed
Arts and Culture	1469	Library Collection	Annual purchase of collection stock to provide access to relevant and useful information to the community, to promote life long learning opportunities across age spans, to attract increased online membership and use of innovative IT, to enhance special programs	700,000																	Completed
Facilities	3705	Arts and Culture Renewal Programme	Renewal works to be implemented across Council's Art & Library facilities.	792,832																	Completed

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Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Capital Works Delivery	3030	Open Space Renewal Programme	Rolling renewal programme of Park furniture assets across all Council Reserves and open space. Implementation of the recommendations of the Parks Assets Condition Audit undertaken during 2015/16, as per Council's Asset Management Strategy. Renewal works are undertaken in accordance with the Levels of Service Framework within reserves.	175,000																	Completed
Capital Works Delivery	3305	Fence Upgrade and Replacement Programme - Internal Fences/ S	Replace old and damaged internal fences in parks. Identification of projects based on reactive requests from residents dealing with safety and access issues on reserves including cars, playground protection and disabled access. 2018/19 works includes: Delacombe Reserve; Baxter Park - Soccer Fence	130,000																	Completed
Operations	3421	Fencing Replacement Programme - Boundary Fences - Council Re	This is an ongoing Council renewal program where residents contribute half the cost for fence replacement that abuts Council reserves. Identification of projects based on reactive requests from residents dealing with safety and access issues on reserves including cars, playground protection and disabled access.	120,000																	Completed
Capital Works Delivery	3687	Foreshore Minor Infrastructure Renewal Programme		85,000																	
Capital Works Delivery	3768	Various Reserves - Signage	Renewal of signage at various reserves and public realm spaces, implementing the outcomes of the Signage Strategy - review of park signage undertaken during 2013/14 (A1170844). Signage includes naming, regulatory and interpretive signage. Possible projects for signage implementation include Long Island Redevelopment, WSUD renewal locations, Wilton Bushland Reserve and other public realm projects.	50,000																	Completed



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Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Capital Works Delivery	4300	Kananook Creek - Dredging and Entrance Redesign	Kananook Creek dredging feasibility study as per Council resolution. Project to develop alternative approaches to dredging of Kananook Creek and redesign entrance.	81,205																	OK
Capital Works Delivery	4320	Eric Bell Reserve Rotunda	Proposal for Eric Bell Reserve Park Rotunda Design and Consultation 2018/19, Counstruction 2019/20. Councillor Submission - Cr Bolam	0																	Withdrawn
Capital Works Delivery	4323	Susona Friendship Garden - Hastings Road	Design and construction of a Susono friendship garden that was passed at the Ordinary Meeting in July 2017. Design - \$10K; Construction - \$65K	75,000																	Completed
Capital Works Delivery	4324	Shade Sails - Sandfield Reserve and Rotary Reserve	Proposal to implement 2 shade sail structures at the playground at Sandfield Reserve and at Rotary Reserve. Councillor Submission - Cr Mayer	40,000																	Completed
Capital Works Delivery	4325	Downs Estate - Infrastructure Upgrade	Proposal to audit and design park infrastructure at Downs Estate: Stage 1 - 2018/19: CCTV Installation Fencing Welcome sign and drinking fountain Barbecue & Furniture Unisex Single Compost Toilet (DDA Compliant) Downs Estate Signage Verandah (backing onto shed) Planning and Design for restoration of barn shed Joint Councillor Submission - Cr Bolam & Cr Aitken	80,000																	Completed

16/08/2019

			<div>Project Phase</div>	<div>Status</div>																	
			Planning and Scoping	OK	Ahead of schedule or within 1 month																
			Design and Documentation	Watch	Delayed beyond 1 month but within 2 months of schedule																
			Procurement	Intervene	Delayed beyond 2 months of schedule																
			Delivery	C	Completed																
			Handover and Closure		<div><div></div>Progress status of the project at the time of assessment</div>																
			Not Started		<div><div></div>Month of assessment</div>																
			Overall program 2018/19	55,944,689																	
Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Capital Works Delivery	4333	Recreational Connections - Baxter Park	Improve connection within and from Baxter Park	20,000																	Completed
Capital Works Delivery	4353	Christopher Reserve - Facilities Establishment	Establishment of cricket pitch and soccer goals, including line marking. Councillor submission in response to community request from local children. Currently no provision of any sporting equipment at the reserve. Councillor Submission - Cr McCormack	20,000																	Completed
Capital Works Delivery	4379	Nats Track Upgrade Works	To upgrade existing track to include:Signage, lighting, landscaping at entry points, fencing and maintenance. Renewal of Gravel footpaths	1,086																	Completed
Family & Youth Facilities																					
Facilities	3766	Family Support & Aged Services Facilities Renewal Programme	Renewal works to be implemented across Council's Family Support & Aged Services facilities. 2018/19 works include: - Paratea Preschool toilet compliance and office layout (\$400K) - Langwarrin Park Preschool entrance and existing playroom compliance works (\$300K) - Langwarrin Park MCH mother group meeting area renewal (\$150K)	612,546																	Completed
FMAC (CAA) Initiatives																					
Capital Works Delivery	4015	Station Street Mall Upgrade - Streetscape Upgrade Stage 1 -	Upgrade includes new street furniture, paving, tree planting, garden beds, outdoor play, feature lighting	1,198,169																	OK
Capital Works Delivery	4016	Shannon Mall - Streetscape - Upgrade	Upgrade includes new street furniture, paving, tree planting, garden beds, outdoor play, feature lighting.	31,573																	Completed
Capital Works Delivery	4176	Clyde St Mall - Upgrade	Upgrade includes new street furniture, paving, street lighting, street trees and garden beds.	97,765																	OK
Capital Works Delivery	4308	Green Wall Infrastructure - Proof of Concept	Council Resolution. \$55K for a proff of concept for green wall infrastructure in the FMAC.	55,000																	OK
Capital Works Delivery	4309	Station Street Mall - Streetscape Upgrade Stage 2	Upgrade includes improved pedestrian connections between Young St and Station St Mall with new paving, street furniture and tree planting. Design 2018/19, Construction scheduled 2019/20.	20,000																	OK
Information Services																					

Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Business & Information Technology	1309	GIS Mapping Renewal	Aerial Photography renewal \$30K, IntraMaps and MyAddress renewal \$16K	49,297																	OK
Business & Information Technology	1312	Frankston Asset Management Information System (FAMIS)	Continue to address the system requirements. Project Mgr (\$130K), Vendor support (\$35K), 4 Mobile devices (\$8K) System used to manage Council's assets, including roads, trees, footpaths, buildings, etc.	449,090																	OK
Business & Information Technology	3209	Finance system enhancements	Additional licenses \$25K	0																	Withdrawn
Business & Information Technology	3786	Spydus Software Replacement	Library system is at end of contract, required to go to tender.	28,610																	Completed
Business & Information Technology	3790	Ungerboeck Functionality Enhancements	Build on the existing functionality by adding more facilities and introducing changes to increase the benefits and integrate with Optergy BMS.	10,709																	OK
Business & Information Technology	3818	Data Management Plan Actions	Vendor assistance to expand reporting capability to enable more reliable and efficient officer self-service reporting opportunities across Council (Data warehouses are used to support Council-wide system reporting)	6,600																	Completed
Business & Information Technology	3823	Infocouncil System Enhancements	Further develop Infocouncil enhancements to include different meeting types.	0																	Completed
Business & Information Technology	3882	Eureka - Revenue and Debt Management Improvements	Review and Improve Debt Management processes throughout Council.	46,760																	OK
Business & Information Technology	3926	Microwave Network Renewal	Carrum Downs microwave renewal	18,811																	Completed



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																	<div>Project Phase</div> <div>Status</div>	
																	<div>Planning and Scoping</div> <div>OK</div>	
																	<div>Design and Documentation</div> <div>Watch</div>	
																	<div>Procurement</div> <div>Intervene</div>	
																	<div>Delivery</div> <div>C</div>	
																	<div>Handover and Closure</div> <div></div>	
																	<div>Not Started</div> <div></div>	
																	<div>Overall program 2018/19</div> <div>55,944,689</div>	
																	<div>Ahead of schedule or within 1 month</div>	
																	<div>Delayed beyond 1 month but within 2 months of schedule</div>	
																	<div>Delayed beyond 2 months of schedule</div>	
																	<div>Completed</div>	
																	<div>Progress status of the project at the time of assessment</div>	
																	<div>Month of assessment</div>	

16/08/2019

				<div>Project Phase</div>		<div>Status</div>																		
				Planning and Scoping	OK		Ahead of schedule or within 1 month																	
				Design and Documentation	Watch		Delayed beyond 1 month but within 2 months of schedule																	
				Procurement	Intervene		Delayed beyond 2 months of schedule																	
				Delivery	C		Completed																	
				Handover and Closure			<div><div></div>Progress status of the project at the time of assessment</div>																	
				Not Started			<div><div></div>Month of assessment</div>																	
				Overall program 2018/19	55,944,689																			
Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status			
Capital Works Delivery	3916	Ballarto Road Right Hand Turn Lane	Works to improve sight distance on exiting Sky Reserve carpark. Based on safety audit recommendations	151,553																	Completed			
Capital Works Delivery	3925	Minor traffic treatments.	Minor traffic treatments installed following investigation of resident complaints.	30,000																	Completed			
Operations	3958	Pathway Renewal - Council Reserves	Pathway Renewal within Council Reserves.  Projects scheduled for 2018/19: 1. Beauty Park; 2. Lavender Hill Reserve; 3. Edinburgh Reserve; 4. Darnley Reserve; 5. Ballam Park; 6. Sandfield Reserve.	500,000																	Completed			
Operations	3972	CAA Streetscape - Footpath / Pedestrian Renewal Works	Renewal Program for footpath areas throughout CAA precinct in support of priority locations identified by the Frankston Futures Team, in conjunction with the Transit Interchange redevelopment.	40,435																	Completed			
Engineering Services	3982	VicRoads Black Spot	Address Pedestrian Safety Issues on Dandenong Road West	31,070																	OK			
Capital Works Delivery	3998	Stage 2 - Warrandyte Road Widening & Reconstruction (South)	Stage 2 - Road widening and reconstruction of Warrandyte Road from 400 Warrandyte Road to Golf Links Road. Design undertaken during 2011/12, works will be completed during 2018/19.	1,277,556																	Completed			
Operations	3999	Shared Path Renewals	Safety upgrades of bicycle paths and chicanes as identified by a bicycle safety survey running from February 2016 to April 2016 across a number of Councils in Melbourne. From the survey, Council will receive a list of safety issues and suggestions from the public that will be integrated with crash history and recommendations of the Bicycle Strategy for capital works implementation.  2018/19 works priorities include: - Skye Road - McClelland Drive (between Cranbourne Road and Skye Road)	80,000																	Completed			
Capital Works Delivery	4079	Barretts Road (Robinsons Road to Golf Links Road) - Design	Special Charge Scheme - Barretts Road (Robinsons Road to Golf Links Road)	33,105																	Completed			

Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment



Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Capital Works Delivery	4082	Pathway Link - Baxter Street to the Frankston War Memorial	Construction of a new pathway to provide a link from Baxter Street to the Frankston War Memorial.	28,000																	Completed
Capital Works Delivery	4117	Seaford Precinct - LATM	New grant funding opportunity to expedite Council's Local Area Traffic Management Studies and treatment implementation. TAC dollar for dollar contribution up to \$1M. 2018/19 Works include: 4 LATM Studies & Implementation Precinct 1 - Seaford Precinct 13 - Fairway Precinct 23 - Sweetwater Precinct 35 - Dalpura (Study Complete; \$150K Implementation 2018/19)	300,000																	Completed
Capital Works Delivery	4118	Woodlands Precinct - LATM	Local Area Traffic Management study and implementation - Woodlands Precinct	85,000																	Completed
Capital Works Delivery	4128	FAC Car Park Upgrade	Car park access control works Car park signage, line marking & clean up	20,589																	Completed
Capital Works Delivery	4141	Liddesdale Ave Landslip Remediation	Design and Install measures to repair the embankment at Liddesdale Ave.	26,292																	Completed
Capital Works Delivery	4156	Hastings Road Service Lane	Road improvement works (Design only)	165,545																	Completed
Capital Works Delivery	4157	Hall Road Rehabilitation - Frankston Dandenong Road to Lyreb	Undertake road rehabilitation works along Hall Road following 2017/18 pavement investigations. Pavement stabilisation or reconstruction is required between Frankston Dandenong Road and Lyrebird Drive (eastbound direction approx 1250m) to address structural failures. Asphalt overlay required for both Frankston Dandenong Road to Lyrebird Dve (eastbound) and McCormicks Road to Lyrebird Drive (westbound) sections.	10,000																	Withdrawn
Capital Works Delivery	4159	Skye Road Rehabilitation	Investigation and design required. Design 2017/18, construction 2018/19.	525,000																	Completed

Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
Not Started	
Overall program 2018/19	55,944,689

Ahead of schedule or within 1 month

Delayed beyond 1 month but within 2 months of schedule

Delayed beyond 2 months of schedule

Completed

Progress status of the project at the time of assessment

Month of assessment

Dept	Project No	Project Title	Project Description	Adjusted Budget (EOY)	Apr-18	May-18	Jun-18	Jul-18	Aug-18	Sep-18	Oct-18	Nov-18	Dec-18	Jan-19	Feb-19	Mar-19	Apr-19	May-19	Jun-19	Jul-19	Status
Operations	4160	Street Lighting Renewal Program	Replacement of street lighting throughout the municipality in conjunction with the energy provider. Program includes re-instatement of standard lighting poles and all non-standard public lighting.	20,000																	Completed
Capital Works Delivery	4172	Ballarto Road Bicycle Facilities	Ballarto Road (from Skye Primary School to Skye Reserve -1300 metres) 2.5 m width Off Road Investigation & Design 2018/19 Construction 2019/20	0																	Withdrawn
Capital Works Delivery	4198	Robinsons Road Pathway	Penlink Trail To Baxter Trail Design in 17/18, Construct 18/19	76,249																	Completed
Capital Works Delivery	4201	McCormicks Road Pathway	Thompson Road to Sandhurst Boulevard Design in 17/18, Construct 18/19	186,000																	Completed
Capital Works Delivery	4202	Ballarto Road Pathway	Western boundary 270 Ballarto Road to Bus stop west of Flinders College Design in 17/18, Further investigation 18/19, Construct 19/20	65,000																	Completed
Capital Works Delivery	4210	Taylor's Road - Ballarto Road to Hall Road - Road Investigati		10,000																	OK
Capital Works Delivery	4211	Valley Road Upgrade	Existing road is unsealed. Reshape road and asphalt.	779,121																	Completed

Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
Delivery	C
Handover and Closure	
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Capital Works Delivery	4252	Skye Road Intersection with Inglenook Crescent	2017-18 National Black Spot Program	21,219																	Completed
Capital Works Delivery	4267	McClelland Drive - Missing Pathway Link north side of Log Ca	Construction funding for construction of missing link on northern side of Log Cabin Park to provide safe crossing point at roundabout of McClelland Drive to shared path on eastern side, and a missing link to the bus stop outside of the Park. Project scope being finalised during 2017/18 following Councillor request by Mayor Hampton following the unfortunate incident that resulted in the fatality of a pedestrian.	40,000																	Completed
Capital Works Delivery	4271	Carpark at Quality Street - PARC	Stage 2 of carpark construction at Quality Street to provide additional parking spaces for the PARC.	500,979																	Completed
Engineering Services	4275	TAC Fund for Crash Site Investigation	To commission a consultant to undertake a crash site investigation and provision of concept design/treatment for the roundabout/complex intersection at Mountain Ave/Humphries Rd intersection, Frankston South	15,000																	Completed
Capital Works Delivery	4307	Mooroduc Highway Bicycle Facilities	East Side from Margate Street to Bruce Road	40,000																	Completed
Capital Works Delivery	4334	North Road - Pathway - South side	Recurrent funding for investigation and design of pathway upgrades and missing links construction. 2018/19 Design works include: North Road (north side) - Warrandyte Rd to Union Rd North Road (north side) - Warrandyte Rd to Kuranda Rd North Road (north side) - Union Rd to east of Boggy Creek (north side)	45,000																	Completed
Capital Works Delivery	4335	Pathway Development Plan - Frankston & Karingal Missing Pat	Construction funding for missing links in Frankston as nominated via Councillor submission. Proposal for construction of pathway missing links in Manorwoods Drive, Karingal.  Joint Councillor Submission - Cr Bolam & Cr Aitken	40,000																	Completed



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Project Phase

Status

Planning and Scoping	OK
Design and Documentation	Watch
Procurement	Intervene
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Handover and Closure	
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Capital Works Delivery	3971	Drainage pits & pipes renewal & upgrade programme	Ageing drainage assets across the municipality have been identified and require further investigation of their condition and ability to provide expected level of service. An aged based condition assessment and investigation will provide a program of works for stormwater drainage asset renewal. This program will also be used for drainage renewal referrals from Council's Civil Infrastructure Maintenance (CIM) team as they undertake routine inspections across the municipality in accordance with Council's Road Management Plan (RMP). Side entry pits with throats less than 120mm will be addressed via RMP inspections. DETAILS TO BE CONFIRMED BY NOEL	208,800																	Completed
Engineering Services	3996	Seaford Drainage Strategy	Program of drainage works for Seaford (Design only)	16,561																	Completed
Capital Works Delivery	3997	Drainage Upgrade - 9 William Street - Frankston South - Fran	Stage 1 of pipe replacement to William To High Street. Works will replace failed 450mm and 600mm pipe and upgrade capacity with 2x 600mm pipes. Design 2017/18 Construction 2018/19	100,000																	Completed
Capital Works Delivery	4085	Drainage Upgrade - 13-21 Jasper Terrace - Frankston South -	Significant overland flows affecting a number of properties on the west side of Jasper Terrace extending from The Crest through to Woodlands Grove - Strategy works priority list FrankSouth3 - Design 2018/19	50,000																	Completed

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			Project Phase	Status																		
			Planning and Scoping	OK	Ahead of schedule or within 1 month																	
			Design and Documentation	Watch	Delayed beyond 1 month but within 2 months of schedule																	
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Facilities	1237	Structured Recreation Pavilions Renewal Programme	Renewal works to be implemented across Council's Structured Recreation facilities. Locations may include: Seaford Life Saving Club, Belvedere Tennis Club, Frankston Bowls, Carrum Bowls Club, Frankston Basketball Pavillion,Overport Tennis Club	1,123,342																	Completed	
Facilities	1906	Centenary Park - Sporting Complex (Major Project)	New Centenary Park Sporting Complex Pavilion Design - 2017/18 & 2018/19, Construction scheduled for 2019/20, 20/21. (Land Sales \$1.505M, Contribution from Peninsula Helath \$1.495M. Potential external funding opportunities to be sought.	437,257																		Watch List
Capital Works Delivery	2755	Sports Lighting Renewal Programme	This project includes the design and renewal of sports lighting at Council's active reserves to provide sufficient lighting to meet the needs identified in the Sports Lighting Audit of 2015. The programme will replace existing sports lighting and will provide the required lux levels for the user groups of the playing surface . 2018/19 works include: - Lloyd Park Oval 2 \$300K	301,031																		Completed
Operations	3584	Playground Minor Works Programme	Works identified through annual Australian Standards Audit (conducted annually in August), removal of treated pine play structures and major modifications. The Annual program is based on the results from the audit. This report has been ongoing for over 10 years and has produced significant improvements in the asset type across the city.	50,000																		Completed
Operations	3585	Playground Undersurfacing Renewal Programme	Playground undersurfacing renewal program.	40,000																		Completed



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Capital Works Delivery	3587	Playground Strategy Implementation - Renewal and Upgrade of	Implementation of the Playground Strategy through the design and renewal of play spaces throughout Frankston Council. This strategy is based on the categorisation of playgrounds into district, regional and local parks. Site locations include: John Monash Reserve, Edinburgh (Heritage Reserve), Lady Emily Skye, Beauty Park	1,321,369																	Completed
Capital Works Delivery	3588	Sporting Grounds - Playing Surface Renewal Programme	Rolling programme of sporting ground surface renewal, as per recommendations of condition audit of Council's playing surfaces. 2018/19 works include: - Overport Oval 2 resurfacing \$1M - Design Ballam North Oval \$25K - Design of 4 ovals following condition/ functionality assessment in 2017/18 - \$100K	1,192,951																	Completed
Capital Works Delivery	3591	Frankston BMX Track	Redevelopment of the Frankston BMX track. Project to include land acquisition to accommodate redeveloped track. Planning and Design - 2017/18 Construction - 2018/19	132,930																	Completed
Capital Works Delivery	3592	Sporting Ground - Pitch Cover Upgrade & Renewal Programme	This project is for the ongoing program of renewing and upgrading Council's sporting ground pitch covers. Locations of 2018/19 works include: - Bruce Park - Baden Powell Reserve - Lloyd Park Oval 2 - Delacombe Park  2019/20 works are likely to include: - Beledere Reserve 2 - Ballam Park Multipurpose - Skye Reserve - Lloyd Park - Victoria Park	20,000																	Completed

**Project Phase**

**Status**

Planning and Scoping	OK
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Procurement	Intervene
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Capital Works Delivery	3593	Sporting Ground - Goal Post Replacement Programme	Replacement of Goal Posts at various reserves based on age and condition assessment. This is a major risk response initiative adopted by Council. 2018/19 works includes: - Banyan Reserve - Delacombe Park (AFL) - McClelland Reserve (2 sets of soccer goals on training ground)  2019/20 works includes: - Victoria Park - Monterey Reserve	30,000																	Completed
Facilities	3633	Carrum Downs Pavilion	Carrum Downs New Multipurpose Pavilion. Construct in FY 17/18	45,178																	Completed
Capital Works Delivery	3666	Renewal of Irrigation and Drainage Systems at Council Reserv	This project includes the design and renewal of a irrigation systems at Council reserves. The programme will replace the existing ageing and defective irrigation systems and will provide an improved playing surface for user groups. Projects under this programme are driven by irrigation condition audit results. 2018/19 works include: - 2 rugby fields at Riviera Reserve \$150K - Irrigation design at Banyan Reserve \$25K - Installation of pump and tank \$25K - Design and implementation of irrigation systems following condition/ functionality assessment in 2017/18 - \$300K	500,000																	Completed
Capital Works Delivery	3777	Cricket Net Replacement Programme	Renewal of cricket net facilities as per Council's Cricket Net Guidelines, completed during 2014. 2018/19 works include: - East Seaford Reserve - Ballam Park Cricket Nets (2x facilities) Program includes \$100K grant funding from Sports and Recreation Victoria (SRV).	878,344																	Completed
Capital Works Delivery	3986	Eric Bell Reserve Netball Court	Installation of Lighting to Netball Court	10,000																	Completed



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Capital Works Delivery	4051	Shade Structures - Keast Park	Design and construct shade structure to Keast Park playground and picnic tables	70,000																	Completed
Facilities	4102	Overport Park - Pavilion Upgrade	New Overport Park Pavilion. Grant anticipated Design 17/18, Construct 18/19. Grant Funds from State - Sports Recreation Victoria (SRV) Includes Club Contribution Design - 2017/18 Construction June 2018.	2,285,048																	OK
Capital Works Delivery	4131	McClelland Reserve - Construction of Car Park	Design and construction of Car park at McClelland Reserve.	1,006,913																	Completed
Capital Works Delivery	4205	Yamala Reserve - New Local Playground Installation	New local playground installation - Yamala Reserve. Funding sourced from Developer Open Space Contributions.	120,000																	Completed

16/08/2019

Project Phase

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Progress status of the project at the time of assessment

Month of assessment

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Capital Works Delivery	4222	Centenary Park Golf Course - Masterplan Implementation	Implementation of the Centenary Park Golf Course Masterplan.	150,000																	Completed
Capital Works Delivery	4223	Lawton Park Construction of Car Park	Consideration of Lawton Park car park. Lawton Reserve currently services 18 junior teams and has a dirt car park.	8,716																	Completed
Facilities	4224	Seaford North Reserve - Change Rooms	Inclusion of a First Aid room, increase kitchen size and inclusion of additional storage to district level standards. Federal Grant \$200K is secured, State Grant application of \$100K will be made to offset rates allocation. Design - 2017/18 Construction commencing June 2018.	681,002																	Completed
Facilities	4225	RF Miles Recreation Reserve - New Pavilion	Proposed New Facility. Awaiting funding from LXRA to be confirmed	47,423																	OK
Facilities	4254	Ballam Park Athletics Track Hurdle Shed	Federal Government Grant	37,227																	Completed
Capital Works Delivery	4257	Frankston Park Oval 1 Lighting	Detailed design funding proposed at at Mid-Year Budget Review. Implementation of sports lighting (500 lux) at Frankston Park. Rates -\$850K State Government - \$650K External Income to be sought from Federal/ AFL - \$1.0M	850,000																	OK

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				Procurement		Intervene		Delayed beyond 2 months of schedule																
				Delivery		C		Completed																
				Handover and Closure				Progress status of the project at the time of assessment																
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				Overall program 2018/19		55,944,689																		
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Capital Works Delivery	4259	Langwarrin Netball Courts Renewal	Reconstruction of existing netball courts following the findings of an independent condition. Works will address the poor condition of the courts and run-off zones required to meet today's standards to mitigate risk.	1,270,000																	OK			
Capital Works Delivery	4260	Carrum Downs Oval 3 - Synthetic Surface (Major Project)	Synthetic surface implementation, major reconstruction, drainage and sports lighting. Funding promised from State MP Sonya Kilkenny. Future grant funding opportunity.	2,800,000																	OK			
Capital Works Delivery	4265	George Pentland Gardens Playground	Design and construct. Install Senior equipment and upgrade junior equipment. Amenities remain at current standard Budget Transferred from Project 3587	322,538																	Completed			
Capital Works Delivery	4266	Frankston Waterfront Playground	Upgrade of playground at Frankston Waterfront. \$700K for the balance of funds for a 2017/18 CWP ongoing project.	1,010,903																	Completed			
Capital Works Delivery	4276	Belvedere Reserve Upgrade	Installation of Light Poles and Upgrade to Change rooms and Sporting Infrastructure	587,000																	Completed			
Facilities	4278	Langwarrin Football Netball Club Portable Change rooms	Supply and Installation of a new portable changeroom	9,161																	Completed			
Facilities	4280	Jubilee Park - Pavilion - New - Kevin Collopy Pavilion	Concept design for female friendly toilets for Cricket pavilion in Jubilee Park. Application for funding to be submitted to State Government for \$500K .	59,767																	OK			
Facilities	4282	Monterey Reserve - Soccer Pavilion	Increase change room size and the addition of a First Aid room to district level standards. \$650K State Fund, Future grant funding opportunity for 2020/21.	123,061																	Completed			

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Month of assessment

16/08/2019



16/08/2019



																Project Phase		Status													
				Planning and Scoping				OK				Ahead of schedule or within 1 month																			
				Design and Documentation				Watch				Delayed beyond 1 month but within 2 months of schedule																			
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Capital Works Delivery	4396	Delacombe Park Reserve - Soccer 1 - Lighting		0																											
Capital Works Delivery	4497	Lloyd Park Netball Court Shelters		0																											
Community Safety	3089	Installation of CCTV cameras	As part of the Safer Streets Programme & Community Crime Prevention. Funding for CCTV cameras for Belvedere Shops, Frankston Foreshore and CAA. Project officers liaising with Ventia to confirm system enhancements and scope for 2018/19.	0																		Withdrawn									
Community Safety	4387	CCTV Bollards	Purchase of 6 mobile bollard Cameras	40,000																		Completed									
Community Relations	4390	Municipal Signage	Municipal Signage	26,500																		OK									
Capital Works Delivery	3471	Robinsons Reserve Water Recycling Scheme	Pumping system at Baxter Park for Robinsons Road Recycled Water Scheme	48,668																		Completed									
Facilities	3839	Renewable Energy for Frankston	Installation of a 10kW solar power system to improve the environmental performance of a Council facility and reduce the tenant/s electricity use/costs and emissions. Project ready 2018-19.	128,166																		Completed									
Capital Works Delivery	4289	Baxter Park Supply and Install Pump	Supply and Install Pump	72,000																		Completed									
Sustainable Assets	4352	Solar PV feasibility assessment and detailed design study fo	Funding to undertake an additional feasibility and detailed design study of solar power for Council facilities, Civic Centre, PARC, Pines, Karingal PLACE, Keast Park Pavilion, Frankston North Community Centre.	30,000																		Completed									
Commercial Services	1987	Fit-Out of the Frankston Yacht Club	Council contribution to the fit-out of the Frankston Yacht Club. Thi includes fit-out to the restaurant, function centre and kitchen. Planning - 2017/18 Construction - 2018/19	0																		Watch List									

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Capital Works Delivery	3813	Renewal of Banner Poles	Ongoing Banner Pole Renewal. In total, 39 of Council's 50 poles will need to be replaced over few years to avoid future potential complications and meet regulation requirements.	19,184																	Completed		
Capital Works Delivery	3911	Beach Street, Frankston	To design and construct a shopping centre upgrade in line with the Frankston Neighbourhood Shopping Centres – Streetscape Master Plan. Improve shopping centre streetscape, through the incorporation of a uniform and contemporary palette of materials and plants.	386,209																	Completed		
Capital Works Delivery	3912	Evelyn Street Stage 3 Streetscape	Extent of works: Design and Construction of Evelyn Street between O’Grady Avenue to the north and Beach Street (FAA) to the south. Scope of works: 1. Footpath upgrades consistent with the Draft FAA Streetscape Strategy; 2. Avenue trees and planter beds; 3. New street furniture; 4. Pedestrian safety improvements to the Fletcher Road / Evelyn Street roundabout subject to VicRoads approval.	30,000																	Completed		
CAA Development	4013	Nepean Highway Boulevard Stage 1 - Detail Documentation and	Nepean Highway Beach street to Davey St. Scope of works to be approved by Council through schematic design phase.	11,831																	Completed		
CAA Development	4014	Playne St streetscape upgrade - Design	Playne Street to Young Street. Include paving, treeplanting, streetlighting and furniture upgrade.	32,605																	Completed		
CAA Development	4017	Ross Smith Avenue East Upgrade	Upgrade includes new street furniture, paving, street lighting, street trees and garden beds.	68,039																	Completed		
CAA Development	4018	Thompson Street Upgrade - Design	Thompson St . Install Signage, repaving, furniture and planting	35,688																	Completed		
Capital Works Delivery	4091	Bulk Street Tree Planting - Boulevards - Nepean Highway	Tree planting along Nepean Highway to create consistent tree lined street. \$100k to be sought from State Government.	133,900																	Completed		
Capital Works Delivery	4194	Coastal Safe Boat Refuge	Funding application has been prepared to the Department of Infrastructure and Regional Development for the construction of a breakwater in front of the Oliver’s Hill foreshore boat ramp. The breakwater is a rock wall with a road on top for emergency vehicles access and includes lighting and CCTV for some length. It will provide safe refuge for small recreation craft in heavy weather & a mooring for the Frankston Volunteer Coast Guard’s main rescue vessel . The Frankston Coast Guard building to be constructed 2020/21. External grant funding opportunity. Planning & Conceptual Design 2017/18 Design 2018/19 Construction - 2019/20 - Break Water Construction - 2020/21 - Frankston Coast Guard	229,502																	Completed		

16/08/2019

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Capital Works Delivery	4366	Seaford Foreshore Illuminated Gateway Signage - Seaford Shop	Councillor submission for illuminated gateway signage in Seaford at the strip facing the local IGA Signage to be the same as the Frankston Foreshore Gateway Signage. Planning - 2018/19 Construction - 2019/20 Councillor Submission - Cr Bolam	20,000																	Completed
Capital Works Delivery	4367	Seaford Sub-Station	Project proposal for green walling, LED lighting of the Seaford Sub-Station and to implement public artwork adjacent to the Sub-Station. Potential to include as a site in the street Art festival. Relies on 50% co-contribution from VicTrack Joint Councillor Submission - Cr Bolam and Cr Aitken	3,500																	Withdrawn
Capital Works Delivery	4383	Olivers Hill Illumination	Concept Design for Illumination of Olivers Hill	5,000																	Completed
Capital Works Delivery	4385	Pier Illumination and Improvements	Concept Design for Illumination of Bridge Piers along Kananook Creek.	20,000																	OK
Recycling Services	3087	Litter Bin Replacement Programme - Throughout Municipality	Annual replacement program of litter bins throughout the city.	50,000																	Completed
Recycling Services	3579	Frankston Tip Risk Management Strategy Implementation	Rehabilitation of closed landfill cells at McClelland Drive in accordance with EPA requirements. Work includes vegetation rehabilitation as prescribed by recommendations from the Landfill Situational Analysis.	111,281																	Completed
Facilities	4392	E Waste Shed	New Storage shed for FRRRC	20,000																	OK

**Executive Summary****12.6 Draft Waste Wise Events Policy - Outcomes of public consultation**

*Enquiries: (Luke Ure: Community Assets)*

**Council Plan**

Community Outcome:	1. Planned City
Strategy:	1.3 Natural and sustainable environment
Priority Action	1.3.1 Protect the natural and coastal environment whilst maximising the use and enjoyment of the foreshore

**Purpose**

To report to Council on the outcomes of the public consultation process for Frankston City Council's draft Waste Wise Events Policy and to adopt the Policy.

**Recommendation (Director Community Assets)**

That Council:

1. Notes the summary of the submissions received by Council through the public consultation process for the draft Waste Wise Events Policy; and
2. Adopts the Waste Wise Events Policy (inclusive of the recommended changes identified in Attachment A) and publishes the Policy on Council's website.

**Key Points / Issues**

- At Frankston City Council's Ordinary Meeting on 1 July 2019 (OM18), Council endorsed the release of the draft Waste Wise Events Policy (Policy) for the public consultation process for a period of 28 days from 2 July to 29 July 2019.
- The development of the Policy was informed by preliminary consultation with a range of key stakeholders between January and February 2019.
- The Policy (Attachment A) was developed to lift the minimum standards for reducing and managing waste at events.
- The Policy applies to all Council events as well as commercial, community and not-for-profit events that are on land owned/managed by Council and that require a Council event application form.
- In particular, the Policy focuses on prohibiting items that are a significant risk to the environment and are easily avoidable/ replaceable. As such, the Policy proposes:
  - Prohibiting single use plastic bags and polystyrene food or beverage packaging;
  - Prohibiting balloons at outdoor events; and
  - Requiring disposable straws to be kept out of the customers' line of sight and to be only given out when requested.
- In addition, the Policy introduces additional requirements to improve waste management, including making recycling mandatory at events as well as discouraging non-recyclable packaging.
- Exemptions would be possible upon request under the Policy for items that are necessary to meet health and safety requirements and that have no practical alternative.



**12.6 Draft Waste Wise Events Policy - Outcomes of public consultation****Executive Summary**

- Following consultation the only amendment that has been made to the Policy is a reduction in the transition period for the implementation of the policy, which has been reduced from 18 to 12 months.
- During the transition phase of the Policy, Council officers will work with event staff and contractors to explore alternative options to plastic show bags that are viable and more sustainable.

**Financial Impact**

The Victorian Government introduced the “Fair Go Rates” system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

There may be a potential cost implication for the distribution of show bags at Council events currently sold by suppliers contracted for Council events. During the transition phase of the Policy, Council officers will work with event staff and contractors to explore viable, more sustainable options for show bags to the current use of plastic bags.

**Consultation****1. External Stakeholders**

During the public consultation stage, Council invited feedback on the draft Policy from the broader community as well as businesses, community groups, party suppliers and other relevant organisations.

Advertisements and promotions of the public consultation stage was achieved as below:

- Hard copies of the draft Policy and feedback forms were made available through Council's Customer Service Centres;
- Advertisements in Council's column in the Frankston Leader and Frankston Times local newspapers;
- Council's website via the 'Have Your Say' page, and access to an electronic copy of the plan and feedback form;
- Social media, i.e. Council's Facebook page (over 15,000 followers), specific Facebook groups and Council's internal Grapevine (intranet page);
- Council's e-newsletters, i.e. Business eNews (2903 subscribers), Corporate eNews (2,670 subscribers), EnviroNews (4,124 subscribers), Halve Our Waste eNews (794 subscribers);
- Direct written correspondence to key stakeholders with electronic copies of the Policy.



**12.6 Draft Waste Wise Events Policy - Outcomes of public consultation****Executive Summary**

Council received 33 submissions on the draft Policy during the public consultation stage:

- Attachment B summarises the online feedback received, the officer recommendations and suggestions for future waste reduction initiatives; and,
- Two separate submissions were also received via email, see Attachments C and D.

As a result of the feedback, officers recommend shortening the transition period of the Policy from 18 months to 12 months. The transition period is proposed to allow time for event organisers, stall holders, food and/ or beverage vendors, entertainment providers as well as Council staff to adjust to the new requirements and fully comply with the Policy.

This timeframe should be easily achievable as few barriers were identified by event organisers, stall holders, food and/or beverage suppliers and entertainment providers during the public consultation stage.

Additional ideas and suggestions received via the consultation (see Attachment B) will be considered in due course by Council officers to inform waste reduction initiatives in future reviews of the Policy. However increasing the number of prohibited items is not recommended at this stage due to the lack of systems and equipment to support greater reuse (such as washing facilities for reusable crockery and cutlery) and the limited recovery options for alternative disposable products.

The Policy was informed by consultations with a range of stakeholders including Surf Coast Shire Council, Moreland City Council, Darebin City Council, the Frankston Environmental Friends Network, the local Disability Access and Inclusion Committee, the Department of Environment, Land, Water and Planning (Victorian Government), event organisers, stall holders, food and/or beverage vendors, event entertainment providers and the general public.

**2. Other Stakeholders**

This report was developed by the Sustainable Assets Department following consultation with Council's Administration and Corporate Projects, Arts and Culture, Community Strengthening, Family Health Support Services, Recycling Services, Commercial Services, Community Relations, Community Safety, and Operations departments. In addition, Councillors were briefed about the proposed approach to the Policy on 18 March 2019 and on the Policy on 1 July 2019.

**Analysis (Environmental / Economic / Social Implications)**

The Policy would help reduce waste and litter at events. This would lower the impact that events have on the environment and help make the event environment more attractive for attendees to enjoy.

If additional bins were needed as a result of this Policy, there would be a small cost to event organisers (for example, \$21 for the provision and collection of each 240 litre bin) if the collection service was organised through Council.

Economically, some local businesses such as local party suppliers may be financially impacted by the Policy, for example, through a reduction in the purchase of balloons for outdoor events. However, alternative products could be offered for sale for celebratory and promotional activities (e.g. colourful banners, flags).

**12.6 Draft Waste Wise Events Policy - Outcomes of public consultation****Executive Summary****Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

The Victorian Government has committed to introducing a legislative ban on single-use, lightweight plastic bags (including biodegradable, degradable and compostable lightweight plastic bags) from 1 November 2019.

Policy Impacts

There are three key Council policies/ protocols that will affect decision-making relating to the report, including the Environmental Sustainability Policy 2010, Sustainability Policy 2012 and Procurement Policy 2018/19.

Council's Greening Our Future Strategy (2014-2024), Waste Minimisation and Management Plan (2015-2020) and Health and Wellbeing Plan (2017-2021) are also relevant to this report.

The recommendation to incorporate banning the usage of plastic bags at Council events aligns with Council's decision (OM01, 29 January 2018) to support a Victoria-wide ban on plastic shopping bags, including thick plastic shopping bags and single-use biodegradable, degradable and compostable plastic shopping bags.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

- It is possible that some event organisers, stall holders, food and/or beverage vendors and event entertainment providers may not comply with this Policy. To reduce this risk, Council officers would provide educational support on a needs basis. In addition, spot checks would be organised to assess compliance and provide an opportunity to offer more targeted educational support to those identified as not complying. It is proposed that repeat non-compliances may result in the individual/ organisation not being permitted to participate in future events on land and at venues managed by Council in the same/ a similar capacity.
- Alternatives to the prohibited items (e.g. plastic shopping bags, polystyrene food or beverage packaging) also have the potential to negatively impact on the environment and on wildlife. To address this, it is proposed that Council officers develop a guide to assist with selecting suitable alternatives for use alongside the Policy.

**Conclusion**

A Waste Wise Events Policy can expect to raise the minimum standards for reducing and managing waste and litter at events. Council and community feedback has informed the development and amendment of the Policy. It is recommended that Council adopts the Policy with the transition period shortened to 12 months.

Other feedback and suggestions received during the consultation period will be considered by Council officers in the development of waste reduction initiatives and in the future review of the Policy.

**12.6 Draft Waste Wise Events Policy - Outcomes of public consultation****Executive Summary**

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**ATTACHMENTS**

- Attachment A: [↓](#) Waste Wise Events Policy - Frankston City Council
- Attachment B: [↓](#) Community feedback and Officer recommendations on Council's draft Waste Wise Events Policy
- Attachment C: [↓](#) Pro Environment Balloon Alliance submission - Draft Waste Wise Events Policy consultation
- Attachment D: [↓](#) Boomerang Alliance submission - Draft Waste Wise Events Policy consultation

# Waste Wise Events Policy

(A4021776)

## 1. Policy Statement

Frankston City Council is committed to ensuring that waste is minimised and effectively managed at Council events, as well as at events that are held on land owned or managed by Council.

## 2. Reason for Policy

Events can generate large amounts of waste, with an abundance of disposable items and packaging distributed, some of which becomes litter. The general public expect the event environment to be free from litter so that it can be enjoyed by all. Litter left behind is unsightly, can pollute our streets and waterways, and poses a risk to wildlife.

In addition, there is a growing awareness of the importance of avoiding and reducing waste, as this reduces the amount of waste that needs to be managed and lowers our impact on the environment. The community has come to expect effective waste management, such as through the provision of recycling options.

This policy has been developed to raise the minimum standards for reducing and managing waste at events and stipulates Council's requirements to help achieve this. It targets items that are a significant risk to the environment and are easily avoidable/ replaceable, whilst introducing additional requirements to improve waste management.

## 3. Scope

This policy applies to:

- All Council events, including internal and external events
- Commercial, community and not-for-profit events that are on land owned/ managed by Council and that require a Council event application form.

Examples of events include (but are not limited to) festivals, ceremonies, exhibitions, parties, functions and recreational activities.

This policy does not apply to items that are necessary to meet health and safety requirements and that have no practical alternative available (see section 8. *Exemptions*).

Those involved in the planning, running or approving of events that sit outside of the scope of this policy are encouraged to voluntarily adhere to the principles and general intent of the policy to minimise and effectively manage event waste.

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## 4. Principles

Waste prevention must always be considered alongside waste management, as by avoiding and reducing waste, there is less waste to manage and less of an impact on the environment.

For all events where this policy applies, the following requirements must be met:

### 4.1 Waste Management

- The number, size and locations of waste and recycling bins must be sufficient for the expected number of event attendees
- Recycling bins must be paired with rubbish bins and clearly identifiable as recycling (e.g. yellow bin lid/ cap plus recycling symbol and information about what can go in the recycling bin)
- If no recycling bins are present, the waste collected must be sorted into waste and recycling after the event so that recyclable items can be recovered and recycled
- A waste management plan must be provided for all major events (see section 13. *Definitions*)

### 4.2 Cleanliness of Site

- The event site must be left free of litter at the completion of the event

### 4.3 Prohibited Items

The use and distribution of the following items are **NOT** permitted:

- balloons at outdoor events (see section 13. *Definitions*)
- plastic shopping bags (including lightweight and heavyweight plastic shopping bags) (see section 13. *Definitions*)
- polystyrene food or beverage packaging (e.g. foam cups, bowls and hamburger boxes)

These items often become litter and can be easily avoided or replaced.

### 4.4 Restricted Items

The use and distribution of disposable straws **MUST** be restricted by:


- storing them out of the customers' line of sight
- providing them **only** on request

Plastic straws cannot be recycled and can have a devastating impact on marine life when littered. However they are occasionally needed by people with disabilities.

### 4.5 Packaging

- Where feasible, any packaging distributed at the event should be recyclable via the waste collection service organised for the event

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Council is committed to providing access to free unpackaged drinking water (such as via a South East Water Hydration Station) at its major events to reduce the use of single-use plastic water bottles. Council will also encourage patrons of these events to avoid waste by bringing their own reusable bag, water bottle and coffee cup.

## 5. Transition Period

This policy will be effective immediately following Council adoption.

There will be a transition period of twelve months from the date of policy adoption. This will allow time for event organisers, stallholders, food and/or beverage vendors, event entertainment providers as well as Council staff to adjust to the new requirements and comply fully with the policy.

During this transition period, Council officers will be available to provide assistance with the planning of events to meet the requirements set out in this policy. The implementation of this policy will be monitored throughout its transition period and reviewed at the end of the transition period.

## 6. Authorisation

This Policy is managed by the Sustainable Assets Department, and is approved by Frankston City's Mayor and Council's Chief Executive Officer (CEO):

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Mayor, Frankston City	CEO, Frankston City Council
in accordance with Frankston City Council resolution at its Ordinary Council meeting of 2 September 2019.	

## 7. Revision date

This policy will be reviewed within two years from the date of policy adoption, following the transition period. The policy will remain in effect until it is revised or revoked by a resolution of Council.

## 8. Exemptions

An exemption may be obtained in relation to an item which is necessary to meet health and safety requirements and that has no practical alternative available.

A request for an exemption must be made in writing to Council's Waste Minimisation Officer, phone 1300 322 322 or email [info@frankston.vic.gov.au](mailto:info@frankston.vic.gov.au)

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## 9. Roles and responsibilities

Implementation of this policy is the shared responsibility of all those involved in the planning, running or approving of events within the scope of this policy.

Council will lead by example in its adherence to this policy and will support event organisers, stallholders, food and/or beverage vendors and entertainment providers to be aware of and comply with this policy.

Council staff will:

- Only provide a 'letter of no objection' for commercial, community and not-for-profit events on Council owned/ managed land if they meet the requirements set out in this policy
- Ensure that permission for events is only granted to event organisers, stall holders, food and/or beverage vendors and event entertainment providers that:
  - agree to the terms and conditions (which will be updated to reflect this policy)
  - demonstrate how they will adhere to this policy
- Participate in training on the implementation of the policy
- Undertake annual spot checks to assess compliance with the policy
- Provide educational support on request and offer it to non-compliant event organisers, stall holders, food and/or beverage vendors and event entertainment providers, to assist with compliance and further waste minimisation, where appropriate
- For Council events, adhere to this policy in full

It is the responsibility of the event organiser to ensure that all relevant contractors, employees and individuals associated with the event comply with this policy.

Event organisers, stall holders, food and/or beverage vendors and event entertainment providers are expected to:

- Adhere to this policy in full
- Contact Council with any questions about this policy, to request an exemption and/or for educational support to fulfil the requirements set out in this policy

## 10. Policy non-compliance

Non-compliance with this policy may negatively affect the natural environment and consequently individuals and the broader community. This could compromise nature and society's ability to flourish and also impact on environmental sustainability, as outlined in this policy. Non-compliance may also negatively affect Council's ability to continuously improve and exercise its legal and moral obligations.

Non-compliance with this policy will be addressed with the provision of educational support to help prevent the issue/s arising again in future events. Repeat non-compliances may result in the

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individual/ group/ organisation/ company being denied permission to participate in future events on land owned/ managed by Council in the same/ a similar capacity.

The Victorian Government's ban on lightweight plastic shopping bags will be enforced by the Environment Protection Agency (EPA) and supported by community reporting mechanisms. Fines will apply to those that fail to comply with this legislated ban.

Litter left behind at the event site following the event, can result in the event organiser losing their bond.

## 11. Related documents

- Environment Protection Act 1970
- Frankston City Council - Event Application Forms
- Frankston City Council's Environmental Sustainability Policy 2010
- Frankston City Council's Event Planning Guide (includes guide to waste minimisation and management)
- Frankston City Council's Greening Our Future Environment Strategy (2014 – 2024)
- Frankston City Council's Waste Minimisation and Management Plan (2015 – 2020)
- Frankston City Council - Terms and conditions for stallholders, food and/or beverage vendors and entertainment providers at Council's major events
- Local Government Act 1989
- National Waste Policy: Less Waste, More Resources 2018
- Victorian Government's Plastic Bag Ban – Retailer Transition Program online information

## 12. Implementation of the Policy

This policy (in conjunction with the related documents outlined in section 11.0 *Related Documents*) will be used to assist in the planning of Council events and provide a basis for reviewing event application forms.

Annual spot checks will be undertaken to assess compliance. Educational support will be provided on request and offered to non-compliant event organisers, stall holders, food and/or beverage vendors and event entertainment providers to assist with compliance to this policy and if appropriate, further waste minimisation.

## 13. Definitions

**Balloons:** Balloons and their attachments (the string, ribbon or stick), regardless of what they are made from. When littered, all types of balloons, including those claimed to be biodegradable, remain in the environment long enough to cause entanglement, injury and death to pets and wildlife.

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**Council event:** Any internal or external event organised or run by Frankston City Council.

**Council owned/ managed land:** Any public land or road that is owned or managed by Frankston City Council.

**Event:** Any planned occasion that involves a gathering of two or more people in a certain place at a certain time.

**Event application form:** A form that is submitted to Council to host or run an event in a public space on Council owned/ managed land within the Frankston municipality, to ensure that the event is safe and well run. Event application forms are currently required for major events (over 500 participants and/or spectators) and minor events (under 500 participants and/or spectators) and are required when the event organiser wants to reserve a site for their exclusive use. The majority of major and minor events are outdoor events. The conditions under which an event application form must be submitted to Council may change over time and is at Council's discretion.

**Major event:** Any event on Council owned or managed land with more than 500 participants and/or spectators.

**Outdoor events:** Any event or part of an event on Council owned or managed land that is not inside a building. This includes (but is not limited to) events in reserves, parks, city centre and at the beach.

**Plastic shopping bags:** Any plastic shopping bag that is designed to only be used for a short amount of time before being discarded. This includes:


- Lightweight (single-use) plastic shopping bags – less than 36 microns thick
- Heavyweight (thick) plastic shopping bags – bags heavier in weight than single-use lightweight plastic shopping bags, at least 36 microns thick (e.g. show bags and bags typically given out by department and boutique stores)
- Degradable, biodegradable or compostable plastic shopping bags, including those that meet the Australian Standard for Industrial Composting (AS4736).

**Recyclable:** Items that can be recycled and made into new products. Recycling reduces the need for raw materials that are extracted from the environment, refined and processed to make new products. This means that there is typically less damage to the natural environment, as well as less air and water pollution and greenhouse gas emissions. Recycling also reduces waste to landfill and can help create jobs in the recycling industry.

**Victorian Government's ban on lightweight plastic shopping bags:** This legislative ban, which will commence from November 2019 makes it illegal for:

- a retailer to supply a lightweight (single-use) plastic shopping bag, including those that are degradable, biodegradable or compostable

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- a person who supplies or manufactures plastic bags to give false or misleading information about banned bags

It applies to all retailers, including supermarkets, greengrocers, bakeries, pharmacies, clothes stores, restaurants, cafes, markets, food outlets and online stores.

**Waste collection service:** Service for the collection and transportation of rubbish for disposal in landfill and/ or the collection and transportation of recyclables for recycling.

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## Summary of public consultation submissions received – Council's draft Waste Wise Events Policy – August 2019

### 1. Overview of public consultation

An online feedback form and hard copy feedback form were provided to the Frankston City community and key stakeholders to complete and return to Council for feedback on the draft Waste Wise Events Policy. In addition, a letter and hard copy feedback form was sent to local party suppliers, inviting them to submit their feedback. 33 individual submissions in total were received by Council (29 via the online feedback form and four received as emailed submissions). No completed hard copy feedback forms were received. 14 of the 33 submissions were submitted by organisations.

This section summarises the written submissions on the draft Waste Wise Events Policy. The Council Officer comments and recommendations address the issues and opportunities raised during the public consultation process as they relate to finalising the draft Waste Wise Events Policy for Council adoption.

### 2. Overall Feedback – only relevant questions are listed below

Feedback form – question number	Summary of feedback comments	Officer's comments and recommendations
1. What requirements set out in the draft Waste Wise Events Policy are you most interested in seeing implemented and why?	<ul style="list-style-type: none"> <li>The majority of respondents indicated that they were supportive of prohibiting balloons, plastic bags and polystyrene packaging               <ul style="list-style-type: none"> <li>13 of the 33 respondents (including 4 organisations) indicated that they supported prohibiting balloons. However three organisations (see section 3 below) did not support prohibiting balloons. There were no other objections to prohibiting balloons</li> <li>One respondent suggested that biodegradable plastic bags should be allowed. One community group event organiser suggested that plastic bags should be discouraged rather than prohibited and that thick plastic bags should be allowed. No other respondents objected to all types of plastic bags being prohibited</li> <li>Two respondents specifically mentioned showbags, with one respondent suggesting that they should be prohibited and the other drawing attention to the plastic waste associated with showbags and the contents within them</li> <li>No respondents objected to polystyrene products being prohibited</li> </ul> </li> </ul>	<b>No policy changes recommended:</b> <ul style="list-style-type: none"> <li>Balloons, plastic bags and polystyrene are already prohibited in the policy</li> <li>Waste and recycling bin requirements are already outlined in policy</li> </ul>

**Item 12.6 Attachment B: Community feedback and Officer recommendations on Council's draft Waste Wise Events Policy**

Feedback form – question number	Summary of feedback comments	Officer's comments and recommendations
	<ul style="list-style-type: none"> <li>Several respondents indicated support for mandatory recycling and ensuring recycling bins and paired with garbage bins, with suitable signage at events</li> <li>Some respondents indicated that they liked the proposed straw restrictions</li> <li>Several respondents indicated that they also wanted further items prohibited, e.g. straws, takeaway/non-recyclable containers, plastic cutlery, disposable coffee cups</li> </ul>	<p><b>Comments:</b></p> <p>1 a) Officers note this suggestion for consideration in future waste reduction initiatives</p>
<p>2. What are the main barriers that would prevent you from complying with the draft Waste Wise Events Policy, should it be implemented?</p>	<ul style="list-style-type: none"> <li>The majority of responses indicated that there would be no barriers, with some organisations already complying</li> <li>One response indicated that customers asking for a (plastic) bag would be a barrier</li> <li>One respondent indicated that they would like more information about eco-friendly suppliers</li> </ul>	<p><b>No policy changes recommended.</b></p> <p><b>Comments:</b></p> <p>2 a) Council Officer's will be available to assist with business enquires to help guide the selection of eco-friendly products and packaging</p>
<p>3. Would any of the requirements set out in the draft Waste Wise Events Policy impact your experience in Frankston City (either positively or negatively) and why?</p>	<ul style="list-style-type: none"> <li>The majority of respondents indicated that it would have a positive impact</li> <li>Three respondents indicated that they would be more likely to spend money (such as on food) if there was reusable/compostable options or if waste management was a feature of the event</li> <li>One respondent indicated that they boycotted the last Waterfront Festival because the large amount of waste littered at a previous one was upsetting</li> <li>One respondent indicated that event patrons used to receiving prohibited items may be annoyed when they are no longer available</li> </ul>	<p><b>No policy changes recommended.</b></p>
<p>4. What other ways would you like to see Council reduce/better manage waste at events?</p>	<ul style="list-style-type: none"> <li>Several respondents suggested introducing a composting collection or composting facility for food waste / compostable packaging (7 respondents)</li> <li>Several respondents suggested reusable / returnable cutlery and crockery, such as at sites near food vans (6 respondents)</li> <li>Several respondents suggested more education /awareness raising (5 respondents), such as about               <ul style="list-style-type: none"> <li>What can and can't be recycled</li> </ul> </li> </ul>	<p><b>No policy changes recommended:</b></p> <p>a) Toilet paper at Council facilities and public toilets is made from recycled paper</p> <p>b) Plastic cutlery is recyclable via existing recycling collections. Bamboo cutlery needs to be landfilled in the absence of a suitable organics collection service</p>



Feedback form – question number	Summary of feedback comments	Officer's comments and recommendations
	<ul style="list-style-type: none"> <li>- Landfill</li> <li>- Refuse, reduce, recycle</li> <li>- Why we need to change and how to do it</li> <li>• Several respondents indicated that they wanted further items prohibited, e.g. straws, takeaway/non-recyclable containers, plastic cutlery, disposable coffee cups and other single-use plastics, and that these items should be replaced with reusable, compostable or recyclable alternatives</li> <li>- Five respondents suggested prohibiting plastic straws, with one respondent suggesting that those with a disability should be expected to bring their own if they need one (similar to how they would be expected to bring hearing aids, wheelchair or other items that may be required) or pick one up from a first aid/ Council information stand</li> <li>- Three respondents suggested prohibiting plastic cutlery, and encouraging business to give out no cutlery or bamboo cutlery instead</li> <li>• Two respondents suggested bin 'police' to oversee bin use and educate event attendees as to what goes in which bin</li> <li>• Other respondent suggestions include:               <ul style="list-style-type: none"> <li>- Engaging a popular celebrity as a spokesperson to encourage proper waste disposal</li> <li>- Incentives /options for using products made from recycled materials (e.g. serviettes, toilet paper)</li> <li>- Promoting BYO drinking cups and bottles</li> <li>- Prohibiting showbags at events and Council facilities</li> <li>- Prohibiting balloons in inside areas too</li> <li>- Having plastic free events / prohibiting all single-use plastic in line with <a href="#">ISO 20121</a></li> <li>- Joining the <a href="#">Sustainable Event Alliance</a> if the ISO 21021 standard is followed, for helpful resources and advice</li> <li>- Making free water refill options available at all events, including when the SEW hydration station is not available</li> <li>- Utilising signage to encourage actions taken at home, e.g. utilising the kerbside food and garden waste collection service which commences 1 October 2019</li> </ul> </li> </ul>	<p><b>Comments:</b></p> <p>4. Officer's note the following for consideration in future waste reduction initiatives:</p> <ul style="list-style-type: none"> <li>c) Investigate ways to increase the reuse of items at events and reduce single-use disposable items, e.g. via a cup or crockery hire system or a portable dishwasher</li> <li>d) Investigate waste generated at selected Council facilities and review waste audit reports from Council's major events to identify further actions to reduce waste to landfill, e.g. a food waste collection service</li> <li>e) Investigate opportunities to provide education at waste disposal points to help guide correct bin use</li> <li>f) In event promotions, encourage event attendees to bring their own reusable drink bottle, coffee cup and cutlery and explore possible incentives</li> <li>g) Discuss showbag alternatives with relevant stakeholders at priority Council facilities</li> <li>h) Review sit down areas at events with food vans to determine if they can be expanded/ improved upon</li> <li>i) Investigate ISO 20121 and disposal options for products that meet this standard</li> <li>j) Contact Boomerang Alliance for more information about their Plastic Free</li> </ul>

Feedback form – question number	Summary of feedback comments	Officer’s comments and recommendations																
	<ul style="list-style-type: none"><li>- Encouraging plastic bag free rather than prohibiting plastic bags</li><li>- Ensuring all those involved in events are aware of the changes well before the end of the transition period</li><li>- Making a KeepCup or reusable cup compulsory for coffee</li><li>- Having a zero waste store at each event</li><li>- Stallholders making reusable ale mugs available for a 50¢ hire charge</li><li>- Requiring 80% of all non-canned drinks to be poured into the customers own container</li><li>- Prohibiting single-use plastic cups and making recycling bins mandatory at running/sporting events</li><li>- Encouraging sit down areas at food vans with reusable cutlery, crockery and cups</li><li>- Implementing the policy immediately (i.e. without a transition period)</li><li>- Reviewing Boomerang Alliance’s plastic free events guide and considering their <a href="#">Plastic Free Places Program</a></li></ul>	<p>Places Program and investigate similar programs</p> <p>k) Undertake spot checks and provide educational support and communications to raise awareness of the policy amongst stakeholders and encourage compliance, especially during the policy’s transition period</p> <p>l) Explore other options to reduce waste at events (particular those not within the scope of the policy), where appropriate and as time permits</p> <p>m) Review scope of policy in policy review</p> <p><b>Policy changes recommended:</b></p> <p>n) Adjust the transition period for this policy to 12 months (restrictions should be easily achievable within this timeframe)</p>																
5. Do you have any other feedback or comments on the draft Waste Wise Events Policy?	<ul style="list-style-type: none"><li>• Most respondents were generally positive and supportive of the policy</li><li>• One respondent indicated we are bordering on a “Nanny state”</li></ul>	<b>No policy changes recommended.</b>																
6. Are you providing feedback as an individual or as an event organiser, stall holder, food and/or beverage vendor, entertainment provider, party supplier or community group?	<table><tr><td>Local resident</td><td>89.66%</td></tr><tr><td>Event organiser</td><td>10.34%</td></tr><tr><td>Stall holder</td><td>13.79%</td></tr><tr><td>Food and/or beverage vendor</td><td>3.45%</td></tr><tr><td>Event entertainment provider</td><td>0.00%</td></tr><tr><td>Party supplier</td><td>3.45%</td></tr><tr><td>Community group</td><td>17.24%</td></tr><tr><td>Other (please specify)</td><td>6.90%</td></tr></table> <ul style="list-style-type: none"><li>• Sustainable Event Manager (1 respondent)</li><li>• Council officer (1 respondent)</li></ul>	Local resident	89.66%	Event organiser	10.34%	Stall holder	13.79%	Food and/or beverage vendor	3.45%	Event entertainment provider	0.00%	Party supplier	3.45%	Community group	17.24%	Other (please specify)	6.90%	N/a
Local resident	89.66%																	
Event organiser	10.34%																	
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Event entertainment provider	0.00%																	
Party supplier	3.45%																	
Community group	17.24%																	
Other (please specify)	6.90%																	

Feedback form – question number	Summary of feedback comments	Officer’s comments and recommendations
7. If you are providing feedback on behalf of an organisation and would like your organisation or group name to be identified and made public with your submission in a Council report, please provide your details below	See section 3 below	
8. Where do you live?	<div><div></div><div><div>Carrum Downs</div><div>3.85%</div></div></div> <div><div></div><div><div>Frankston</div><div>42.31%</div></div></div> <div><div></div><div><div>Frankston North</div><div>0.00%</div></div></div> <div><div></div><div><div>Karingal</div><div>3.85%</div></div></div> <div><div></div><div><div>Langwarrin</div><div>7.69%</div></div></div> <div><div></div><div><div>Langwarrin South</div><div>7.69%</div></div></div> <div><div></div><div><div>Sandhurst</div><div>0.00%</div></div></div> <div><div></div><div><div>Seaford</div><div>7.69%</div></div></div> <div><div></div><div><div>Skye</div><div>0.00%</div></div></div> <div><div></div><div><div>Other (please specify)</div><div>26.92%</div></div></div> <div><div></div><div><div>• Frankston South (6 responses)</div></div></div> <div><div></div><div><div>• Hastings (1 response)</div></div></div>	N/a

**3. The below feedback is from the stall holders, event organisers, food and/or beverage suppliers, party suppliers, community groups and businesses that wanted their organisation name to be identified and made public with their submission**

Submission	Organisation name and type	Question	Feedback comments	Officer's comments and recommendations
1	Soul Full Dance Seaford – Local business (dance company), Seaford	1. What requirements set out in the draft Waste Wise Events Policy are you most interested in seeing implemented and why?	<ul style="list-style-type: none"> <li>Support compulsory recycling</li> <li>Suggested making it compulsory for most food containers to be compostable</li> <li>Suggested requiring 80% of non-canned drinks to be poured into the customer's own container</li> </ul>	<b>No policy changes recommended:</b> <ul style="list-style-type: none"> <li>The policy will require mandatory recycling</li> <li>See points 4b and 4d in section 2 above</li> </ul>
1	As above	3. Would any of the requirements set out in the draft Waste Wise Events Policy impact your experience of events in Frankston City (either negatively or positively) and why?	<ul style="list-style-type: none"> <li>Would have a positive impact on their experience as there would be less waste dangerous for wildlife generated</li> </ul>	<b>No policy changes recommended.</b>
1	As above	4. What other ways would you like to see Council reduce/ better manage waste at events?	<ul style="list-style-type: none"> <li>Require food containers to be compostable have and have the systems in place to enable them to be composted</li> <li>Increase the number of people bringing their own reusable cup and bottle</li> </ul>	<b>No policy changes recommended.</b> <ul style="list-style-type: none"> <li>See points 4b and 4d in section 2 above</li> </ul>
2	New Harvest Produce – Local business (organic shop), Seaford	1. What requirements set out in the draft Waste Wise Events Policy are you most interested in seeing implemented and why?	<ul style="list-style-type: none"> <li>Support the draft policy position on plastic bags, polystyrene food and beverage packaging, balloons and straws</li> </ul>	<b>No policy changes recommended.</b>
2	As above	2. What are the main barriers that would prevent you from complying with the draft Waste Wise Events Policy, should it be implemented?	<ul style="list-style-type: none"> <li>Lack of awareness about eco-friendly suppliers</li> </ul>	<b>No policy changes recommended.</b>
2	As above	3. Would any of the requirements set out in the draft Waste Wise Events Policy impact your	<ul style="list-style-type: none"> <li>Would have a positive impact on their experience as it would help raise awareness about the environment</li> </ul>	<b>No policy changes recommended.</b>

## Item 12.6 Attachment B: Community feedback and Officer recommendations on Council's draft Waste Wise Events Policy

Submission	Organisation name and type	Question	Feedback comments	Officer's comments and recommendations
		experience of events in Frankston City (either negatively or positively) and why?		
2	As above	4. What other ways would you like to see Council reduce/ better manage waste at events?	<ul style="list-style-type: none"> <li>• Increase awareness</li> <li>• Eco options</li> <li>• Reusable and returnable cutlery and mugs</li> <li>• Recycling bins and big signs to help people know what to put in them</li> </ul>	<b>No policy changes recommended.</b> <ul style="list-style-type: none"> <li>• See points 2a, 4a and 4c in section 2 above</li> </ul>
2	As above	5. Do you have any other feedback or comments on the draft Waste Wise Events Policy?	<ul style="list-style-type: none"> <li>• Implement ideas from Melbourne's Sustainable Living Festival, including in regards to their food stall area</li> </ul>	<b>No policy changes recommended.</b> <ul style="list-style-type: none"> <li>• Council Officers are familiar with Melbourne's Sustainable Living Festival and will keep abreast of new waste reduction opportunities</li> </ul>
3	<b>Climate Wave Enterprises</b> – Business (event organiser), QLD	1. What requirements set out in the draft Waste Wise Events Policy are you most interested in seeing implemented and why?	<ul style="list-style-type: none"> <li>• Prohibit on ALL single-use plastic to keep up with best management practice - See <a href="#">ISO 20121</a></li> </ul>	<b>No policy changes recommended.</b> <ul style="list-style-type: none"> <li>• See point 4i in section 2 above</li> </ul>
3	As above	2. What are the main barriers that would prevent you from complying with the draft Waste Wise Events Policy, should it be implemented?	<ul style="list-style-type: none"> <li>• There should be no barriers – if an organiser doesn't want to comply with the policy their application should be rejected</li> </ul>	<b>No policy changes recommended.</b>
3	As above	3. Would any of the requirements set out in the draft Waste Wise Events Policy impact your experience of events in Frankston City (either negatively or positively) and why?	<ul style="list-style-type: none"> <li>• Want to see councils take this very positive approach and would not attend an event that doesn't comply with best management practices</li> </ul>	<b>No policy changes recommended.</b>
3	As above	4. What other ways would you like to see Council reduce/ better manage waste at events?	<ul style="list-style-type: none"> <li>• Single-use plastic free event with composting (see <a href="#">this</a> link for composting with community gardens) and reuse</li> </ul>	<b>No policy changes recommended.</b>
3	As above	5. Do you have any other feedback or comments on the draft Waste Wise Events Policy?	<ul style="list-style-type: none"> <li>• Join the <a href="#">Sustainable Event Alliance</a> if the ISO 21021 standard is followed for helpful resources and advice (need to</li> </ul>	<b>No policy changes recommended.</b>

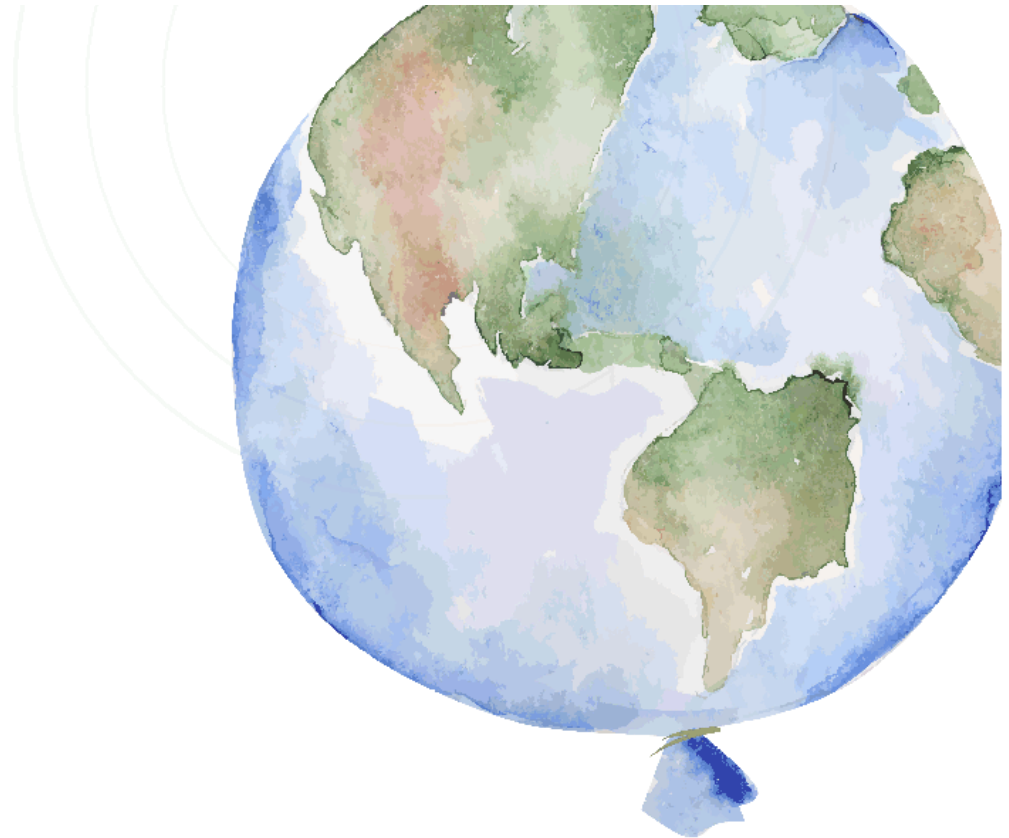
Submission	Organisation name and type	Question	Feedback comments	Officer's comments and recommendations
			<p>comply with this standard to be eligible)</p> <ul style="list-style-type: none"> <li>Make the policy mandatory and strong from day one, as it will be difficult to strengthen over time</li> </ul>	
4	PEBA (Pro Environment Balloon Alliance) – Industry advocacy group	N/a	<ul style="list-style-type: none"> <li>Only a small fraction of overall marine debris and litter is balloons</li> <li>Balloons can play a role at events as they can be used for decoration, celebration, sentiment, education or fun</li> <li>Support prohibiting the deliberate release of helium balloons (not prohibiting balloons) and promoting the responsible use of balloons</li> <li>A number of small businesses have already lost jobs due to Council's current informal ban on balloons at its major events</li> <li>PEBA advocate for the use of natural latex balloons, but acknowledge that when balloons become litter they don't degrade sufficiently or quickly enough to prevent possible risk or harm to wildlife</li> <li>Specialty recycling of latex balloons is possible and currently being undertaken on a small scale by one company</li> <li>Displays and installations can be fixed to indoor structures by Balloon Professionals who can remove and dispose of the balloons safely or advise venue staff on "Pin it and Bin it"</li> </ul>	<p><b>No policy changes recommended.</b></p> <p><b>Comments:</b></p> <ul style="list-style-type: none"> <li>Balloon litter has been found in local waterways and parks and is a known risk to wildlife. Council has limited local data to quantify the extent of this issue so will abide by the precautionary principle to prevent harm resulting from balloon litter</li> <li>There are other simple alternatives to balloons that typically have a reduced impact on the environment and are readily available, e.g. ribbon dancers, remembrance plants</li> <li>By only prohibiting balloon releases, no matter how careful people are at events, balloons could still be accidentally released outdoors and end up littering and killing wildlife</li> </ul>



## Item 12.6 Attachment B: Community feedback and Officer recommendations on Council's draft Waste Wise Events Policy

Submission	Organisation name and type	Question	Feedback comments	Officer's comments and recommendations
			<p>methods to ensure controlled disposal to prevent litter after events</p> <ul style="list-style-type: none"> <li>Balloon gas is predominantly a by-product gathered during the production of medical and scientific grade helium</li> </ul>	
5	<b>Hayden Agencies –</b> Business (wholesale balloon sales), Hallam	N/a	<ul style="list-style-type: none"> <li>As above – referred to PEBA submission</li> </ul>	<b>No policy changes recommended.</b>
6	<b>Voula's Starry Faces Face Painting and Balloon Twisting –</b> Local business serving South Eastern Suburbs (balloon art entertainer)	N/a	<ul style="list-style-type: none"> <li>As above – referred to PEBA submission</li> </ul>	<b>No policy changes recommended.</b>
7	<b>Boomerang Alliance –</b> Not-for-profit community environmental organisation, supported by local volunteer groups (e.g. Boomerang Bags Frankston)	N/a	<ul style="list-style-type: none"> <li>Have a plastic free events guide and run a <a href="#">Plastic Free Places Program</a> which councils can join (for a fee). This involves <ul style="list-style-type: none"> <li>Boomerang Alliance working directly with retailers, events, markets and other organisations to assist with switching from single-use plastics to better alternatives such as reusable (preferred) or compostable items</li> <li>Targeting water bottles, straws, coffee cups/lids, takeaway containers, foodware (cutlery, plates, cups etc.) and bags</li> <li>E.g. <a href="#">Plastic Free Noosa</a></li> </ul> </li> <li>Key features promoted for a plastic free event: <ul style="list-style-type: none"> <li>Events are promoted as plastic free to build public awareness</li> </ul> </li> </ul>	<b>No policy changes recommended.</b> <ul style="list-style-type: none"> <li>See point 4j in section 2 above</li> </ul>

Submission	Organisation name and type	Question	Feedback comments	Officer's comments and recommendations
			<ul style="list-style-type: none"><li>- All vendors provide only reusable or 100% compostable food ware</li><li>- Events utilise a refillable cup system at bars and drink outlets</li><li>- No helium balloon releases are allowed at the event</li><li>- Event organisers are encouraged to provide water refill stations to limit plastic water bottles</li><li>- Discarded wastes are collected so they can be recycled or composted rather than landfilled</li><li>- Organisers take a continuous improvement approach to reducing plastic wastes. What they can't do this time, they will arrange next time</li></ul>	



# *Submission on the Frankston City Council Waste Wise Events Policy*

A3718030



## *The Pro Environment Balloon Alliance*

The Pro Environment Balloon Alliance (PEBA) is Australia's largest balloon industry association formed in July 2017 to be an advocacy body to promote positive changes in balloon industry practices, community education, corporate governance and to be a consultative body for legislative policy relating to balloons.

PEBA is committed to self-regulation and driving proactive, environmentally responsible change within the industry. PEBA members do NOT support, condone or facilitate the organised release of balloons.

PEBA's message is extending internationally through the fraternity of global connections. Our aim is to assist in making Australia the first continent in the world to ban the deliberate release of balloons. However this outcome cannot be achieved by industry alone.

## *The Balloon Industry*

The industry is made up of small business owners including Balloon Artists, Twisters, Entertainers, Event Decorators, Wedding & Event Planners who are valued members of Australia's Arts & Entertainment Industry. This profession employs thousands of people across Australia and includes retailers, suppliers and manufacturers.

We represent a number of small businesses that work in the City of Frankston who have lost jobs due to council's current policy that prohibits the use of balloons.

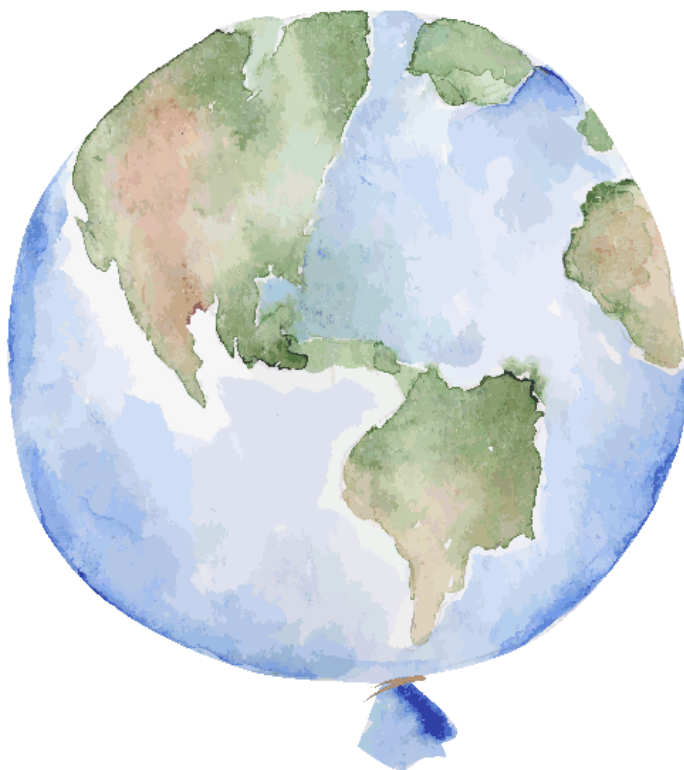
Whether for decoration, celebration, sentiment, education or fun, balloons can capture attention and communicate across different cultures and languages.

Balloon Artists and Event Stylists use balloons as their medium of expression to create incredible works of art. Twisters and Entertainers bring joy to children all over the world using balloons.

Policies have been made without consultation with the Balloon Industry. We are very concerned about the impact this has had on the livelihoods of balloon professionals.



Latex Balloon Installation by local business,  
Pimp My Balloons



## *No Balloon Releases*

### BAN RELEASES, NOT BALLOONS

PEBA has commitment from the following industry associations and manufacturers that they no longer support or condone balloon releases and are committed to the responsible use and disposal of balloons:

- The Balloon Council (TBC) - USA
- Balloon and Party Industry Alliance (BAPIA) - UK
- European Balloon & Party Council (EBPC) - EU
- Party Professionals Associations - WA, Australia
- BASA Victora - VIC, Australia
  
- Pioneer Balloon International - Manufacturer of Qualatex Balloons
- Sempertex S.A - Manufacturer of Sempertex Balloons
- Amscan - NSW, Australia
- Alpen Products - NSW, Australia
- Five Star Party Co. - NSW, Australia





## *Supporting Industry & Legislative Change*

As Local, State and Federal Governments are rolling out new policies impacting on our industry, we appreciate the opportunity to provide Frankston City Council with PEBA's perspective on the draft policy pertaining to the use of balloons at events.

Although balloons form a very small fraction\*^ of overall marine debris and litter, PEBA is driving environmentally responsible change and is committed to reducing balloon litter and any potential effects on wildlife by eliminating the deliberate release of helium balloons.

**In order to help provide a solution that offers a balanced approach that is environmentally and economically responsible, we support a ban on the deliberate release of helium balloons, not a ban on balloons.**

**We represent our members in the City of Frankston, and on behalf of our members and our industry sector, request a change to permit balloons to be used at indoor events and for twisters and entertainers to be able to responsibly use balloons at outdoor events.**



\*NSW EPA estimates that balloons form 0.01% of the total litter and waste stream

^Ocean Conservancy International Coastal Clean Up estimates balloons formed approximately 0.7% of the total amount of marine debris collected worldwide over 25 years.

## *Be the Change*

During discussions with environmental groups including Karen Joynes from No Balloon Release Australia, we have reached agreement that a nationally consistent approach on banning balloon releases is an important part of the solution. We are calling on all State & Territory Governments to include a ban on the deliberate release of balloons in amendments to their policies.

Members of the balloon industry in Australia and across the world share the concerns about the environmental impacts of litter and marine debris.

In early 2018, we co-signed a letter to all state and territory environment ministers, along with Zoo's Victoria and 19 other peak environment organisations. Together we submitted information on the need for a ban on the deliberate release of helium balloons.

We have met with the Federal Environment Department, New South Wales Office of the Environment and EPA and the Victorian EPA to discuss policies that are critical to the future of our industry.

# *Voluntary Reduction Strategies*

## **Sustainable Product Design**

One of PEBA's commitments to more sustainable practices is to promote the use of natural latex balloons which are not a petrochemical based plastic. They are a plant-based product, made from natural rubber harvested from rubber tree plantations which are a renewable resource.

Leading manufacturers harvest their latex from sustainable Rainforest Alliance Certified and Forest Stewardship Council Plantations.

The Rainforest Alliance are an international, non-profit organisation working to build strong forests, healthy agricultural landscapes, thriving communities and fight climate change.

Each year mature trees are tapped for rubber, old trees are harvested for timber, new trees are planted and carbon dioxide is consumed resulting in offsetting carbon emissions.

Although latex balloons are made from natural rubber, when balloons become litter they don't degrade sufficiently or quickly enough to prevent possible risk or harm to wildlife. Banning the deliberate release of helium balloons and promoting the responsible use and disposal is vital for effective environmentally responsible change.

Balloon Artists and Stylists are now using more air-filled, latex balloons in their installations which is also reducing the use of helium.



## Reuse & Recycling

Although balloons form a very small fraction of the total volume of litter and waste, we continue to investigate reuse and recycling options for latex and plastic balloons to introduce more sustainable practices for the balloon industry.

Sempertex, one of the world's largest manufacturers of latex balloons recycles all of its waste. They developed a new line of products to reduce their ecological foot print. Duro Dog Toys are toys specially for dogs, made out of broken balloons and latex waste. These Duro products are durable and do not contain any toxic substances. All elements of the Duro Dog Toys are 100% organic and therefore also recyclable.

Other possible applications for recycling balloon material include use as a binder in children's playground surfacing and road base. However, after discussions with various companies, the challenge remains that although there are applications for reuse, the small amount of waste material our industry produces currently makes it economically nonviable.

We continue to investigate small scale, local industries that may be interested in our material and welcome suggestions or information from other industry or government agencies for possible solutions.



### Procurement Procedures

By engaging Balloon Professionals, such as Twisters and Decorators who are members of PEBA, the public and private sectors can continue to support small local businesses. Employing Balloon Professionals and Artists who use latex balloons as their medium of expression, clients and customers are making an environmentally and economically responsible choice.

This also assists PEBA to spread the word about the responsible enjoyment of balloons helping to prevent environmental impacts associated with accidental or deliberate balloon releases.

The majority of work created by Balloon Artists consists of air-filled, natural latex balloons. If helium is used, professionals comply with industry standards by keeping balloons attached to weights and never releasing balloons into the air. Displays and installations can be fixed to indoor structures by Balloon Professionals who can remove and dispose of the balloons safely or who will advise venue staff on "Pin it and Bin it" methods to ensure controlled disposal to prevent litter after events. Even the largest balloon installations result in a very small amount of waste when dismantled and Balloon Twisters use only natural latex balloons and air with a very low risk of environmental impact.

Our Public Education & Awareness Pack provides flyers, posters and graphics to inform the public about safe balloon practices and responsible use and enjoyment of balloons.



## *Community Education & Behaviour Change Strategies*

PEBA Australia has been working closely with the European Balloon and Party Council to develop an international approach to the responsible use and disposal of balloons based on the European Union's new waste legislation.

The campaign's focus is on educating the community about Safe Balloon Practices to help change behaviors both within and outside the industry.

Examples of the suite of materials are included in the following pages and include, posters, flyers, care cards and social media campaigns.

These will be used by PEBA and its members including suppliers and manufacturers.



Litter Prevention Logos to be used in  
Australia, Europe and the US.



# safe balloon practices

**Don't  
Let it Go!**

Don't release helium balloons outdoors - tie each helium balloon individually to a weight.

**Pin It  
&  
Bin It!**

Always dispose of balloons responsibly, pop them and put them in the bin.

**Inflate  
Safely!**

To remove the risk of injury, always use a balloon pump and NEVER inhale helium.

**Supervise  
Children**

Uninflated or burst balloons can present a choking hazard - please supervise children under the age of 8.

**Be Latex  
Allergy  
Aware**

Balloons made of natural rubber latex may cause a reaction in those with latex allergies.



Learn more about the responsible use of balloons [www.peba.com.au](http://www.peba.com.au)





# Don't let it go!

## OUR ENVIRONMENTAL RESPONSIBILITY

Balloons bring fun and enjoyment, helping us to celebrate life's special occasions.

As a member of the Pro Environment Balloon Alliance, we are committed to the responsible use and disposal of balloons.

As responsible balloon professionals and to protect our environment from unnecessary litter, we do not support balloon releases.

We encourage our customers and others to share our commitment by not releasing balloons into the environment.

We would love to help you find a good alternative to balloon releases which can be easily and responsibly disposed of after your event.

**PIN IT & BIN IT!**

**PEBA** Learn more about the responsible use of balloons [www.peba.com.au](http://www.peba.com.au)

**ebpc** **tbc** **The Balloon Project**



## please dispose of balloons responsibly

WE HOPE YOU ENJOY YOUR BALLOONS.

REMEMBER, WHEN YOU ARE FINISHED WITH A BALLOON SNIP THE END OF THE BALLOON WITH SCISSORS OR POP WITH A PIN AND PLACE IN A SUITABLE BIN.

**PIN IT & BIN IT**

**PEBA** Learn more about the responsible use of balloons: [www.peba.com.au](http://www.peba.com.au)



## enjoy balloons responsibly

- ✓ **Don't Let it Go!**  
Please don't release helium balloons outdoors, tie each helium balloon individually to a weight.
- ✓ **Pin it & Bin it!**  
Always dispose of balloons responsibly, pop them and put them in the bin.
- ✓ **Inflate Safely!**  
Always use a balloon pump and NEVER inhale helium.
- ✓ **Supervise Children Under 8**  
Please supervise small children at all times.
- ✓ **Be Latex Allergy Aware**  
Balloons made of natural rubber latex may cause a reaction in those with latex allergies.

**PEBA** Learn more about the responsible use of balloons: [www.peba.com.au](http://www.peba.com.au)

**ebpc** **tbc** **The Balloon Project**

## The Joy of Balloons

Balloons are loved across the world. No matter the occasion, there's a balloon to match.

Whether for decoration, celebration, sentiment, education or fun, balloons can capture attention and communicate across different cultures and languages.

Balloon Artists and Event Stylists use balloons as their medium of expression to create incredible works of art. Twisters and Entertainers bring joy to children all over the world using balloons.

Simple and effective, balloons of all shades, shapes and sizes are used to add colour and bring joy to parties, weddings, celebrations and events by charities, companies and organisations every day.



## Balloons & The Environment

We are proud and active members of the Pro Environment Balloon Alliance (PEBA). We are committed to the responsible use and disposal of balloons.

Although statistically balloons make up a very small proportion of marine debris, the industry is committed to reducing any potential impact from balloon litter on marine life.

Please help us to promote the continued fun and responsible use of balloons and protect the environment by following our guidelines. Remember that any balloons released into the atmosphere can create unnecessary litter.

### Latex Balloons

Did you know?

Latex balloons are not plastic, they are a plant-based product made from natural rubber harvested from rubber tree plantations which are a renewable resource.

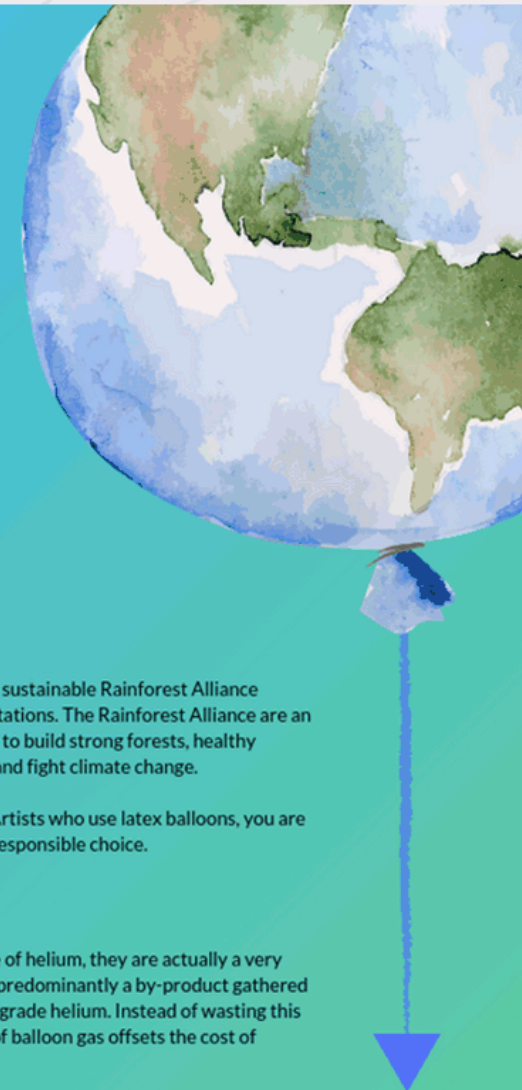
Leading manufacturers source their latex from sustainable Rainforest Alliance Certified and Forest Stewardship Council Plantations. The Rainforest Alliance are an international, non-profit organisation working to build strong forests, healthy agricultural landscapes, thriving communities and fight climate change.

By choosing to use Balloon Professionals and Artists who use latex balloons, you are making an environmentally and economically responsible choice.

### Helium

Did you know?

While balloons are perhaps the best known use of helium, they are actually a very small part of overall helium use. Balloon Gas is predominantly a by-product gathered during the production of medical and scientific grade helium. Instead of wasting this resource, it is collected and recycled. The sale of balloon gas offsets the cost of medical helium.





## *Our Future*

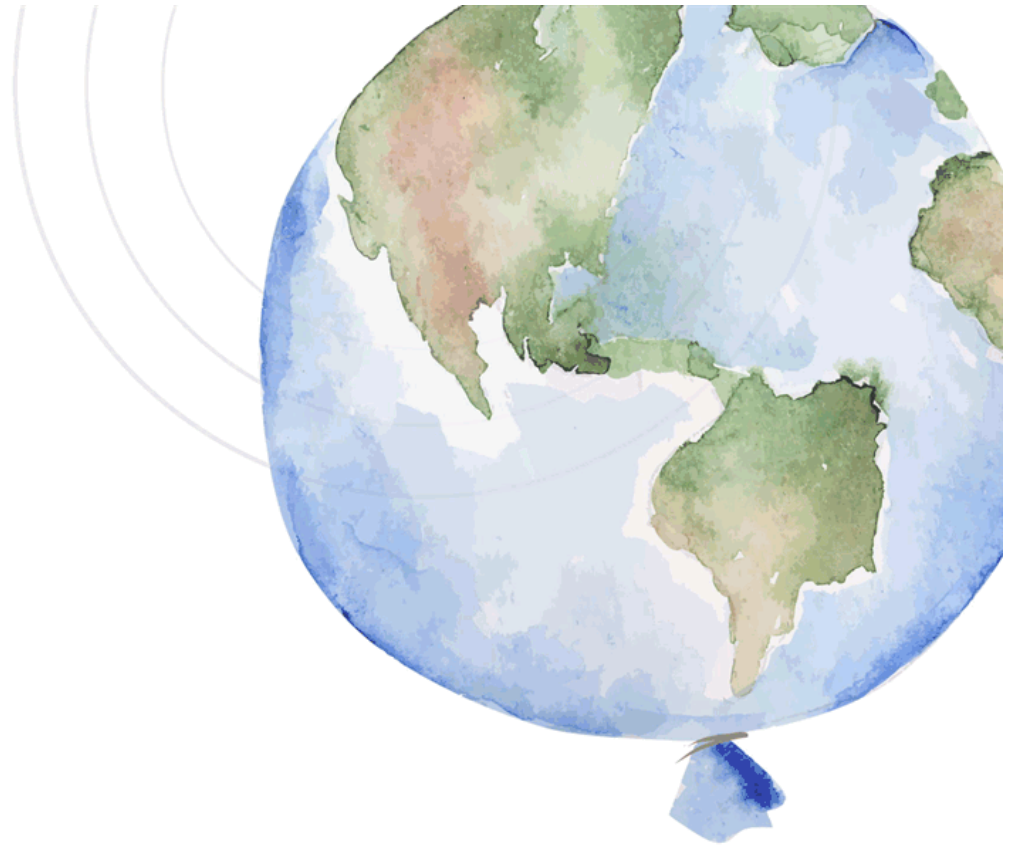
The complexity of fragmented policy at local and state government levels and the momentum of changes is compromising our ability to effectively facilitate and manage positive change.

We are working with the State Government to achieve a ban on the deliberate release of balloons. At a local government level, we need support to save jobs through the provisions council makes in its new policy.

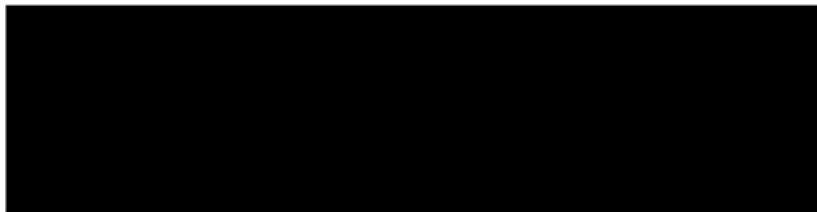
Current policies exclude our industry from being able to work in the City of Frankston.

We welcome the opportunity to meet with you to discuss how industry and council can work together to achieve an economically viable and environmentally responsible outcome.





For further information, please contact:



[www.peba.com.au](http://www.peba.com.au)

The following businesses are PEBA Members who service the City of Frankston:

Impact Balloons - [REDACTED]  
Luke & Kim Face Painting & Balloon Twisting - [REDACTED]  
[REDACTED]  
Pimp My Balloons - [REDACTED]  
The Party Place - [REDACTED]  
Tommy Brown Balloon Twisting

**From:** [REDACTED]  
**Sent:** Monday, 29 July 2019 11:42 AM  
**To:** [REDACTED]  
**Subject:** Attn: Sustainability Dept - Plastic Free Event Guide for Councils

Dear Sir/Madam,

I would like to bring to your attention that [Boomerang Alliance](#) has released a comprehensive guide (The Boomerang Alliance Plastic Free Council Event Guide) to provide councils with advice on how to reduce plastic use as part of tackling plastic pollution.

The guide is also available to any event organisers who wish to adopt plastic-free policies.

The Guide is based on practical experience and intended to assist councils to adopt policies to manage single-use plastic phase-outs from their events. Or, for councils who have already adopted plastic free event policies, additional ideas to go further. It is endorsed by the Queensland Local Government Association and Minister for Environment.

*'Plastic coffee cups/lids, straws, bags, cups and food containers, cutlery and water bottles are routinely used at public events and are also amongst the most common litter items,' said Toby Hutcheon, QLD Manager of the Boomerang Alliance.*

*'Events are controlled spaces so by eliminating the use of these single use plastics in favour of reusable or 100% compostable items, events can reduce their plastic footprint and slash their plastic waste.'*

*'Eliminating the use of these plastic products is an important way to achieve less litter to waterways and the ocean, less wasted resources and reductions in fossil fuel use.'*

The Boomerang Alliance's successful [Plastic Free Places \(Noosa\) Project](#), funded by the Queensland State Government, Tourism Noosa and Noosa Council has shown what a difference going plastic-free can make. In the last 12 months, the project has eliminated over 3 million single-use plastic items in cafes and at events.

Major events, such as the Noosa Triathlon 2018 removed 180,000 plastic cups from use. The Noosa Food and Wine Festival 2019 went plastic-free and sent 1.3 tonnes of discarded food and food ware to a commercial composter, and not to landfill.

*'With the National Waste Policy establishing targets for all packaging to be reusable, compostable or recyclable by 2025, and the Australian Packaging Covenant Organisation (APCO) seeking to have 70% of all packaging either composted or recycled by 2025, the time is right for events to demonstrate that packaging and other event items, can be reused or composted rather than landfilled,' said Hutcheon.*

*'We are grateful for the assistance of Noosa businesses, community and Council and the support of the LGAQ and Queensland Government in developing the program.'*

**Key Features promoted for a Plastic Free Event:**



- Events are promoted as plastic free to build public awareness
- All vendors provide only reusable or 100% compostable food ware
- Events utilise a refillable cup system at bars and drink outlets
- No helium balloon releases are allowed at the event
- Event organisers are encouraged to provide water refill stations to limit plastic water bottles
- Discarded wastes are collected so they can be recycled or composted rather than landfilled
- Organisers take a continuous improvement approach to reducing plastic wastes. What they can't do this time, they will arrange next time



The guide and support information on plastic free events is available on the Boomerang Alliance website: [www.plasticfreeplaces.org](http://www.plasticfreeplaces.org)

If you need assistance in implementing the guide or need more information, please reply to this email or contact [REDACTED].

--

Regards,

[REDACTED]

Campaigner - IT & Research



Level 1, 99 Devonshire Street, Surry Hills NSW 2010

Postal: PO Box K61, Haymarket NSW 1240  
p: 02 9211 5022 f: 02 9211 5033

[www.boomerangalliance.org.au](http://www.boomerangalliance.org.au)  
[www.oceanactionpod.org](http://www.oceanactionpod.org)

We respectfully acknowledge the traditional owners of the land on which we work.

**Executive Summary****12.7 MAV State Council Motions**

*Enquiries: (Phil Cantillon: Chief Executive Office)*

**Council Plan**

Community Outcome:	3. Sustainable City
Strategy:	3.3 Ensure good governance and management of Council resources
Priority Action	3.3.2 Implement a schedule of reviews of services, plans, policies and protocols to ensure good governance

**Purpose**

To seek approval for four Notice of Motions (NOMs) to be submitted to the Municipal Association of Victoria (MAV) State Council Meeting being held on Friday 18 October 2019.

**Recommendation (Chief Executive Office)**

That Council endorses the proposed Municipal Association of Victoria (MAV) State Council Motions and that the motions be forwarded to the MAV prior to the deadline date.

**Key Points / Issues**

- Each year Councils across Victoria are invited to submit Motions to be heard at the Municipal Association of Victoria (MAV) State Council Meeting. This provides Council with the opportunity to highlight specific topics and projects at a State level, to clearly demonstrate the level of commitment of Frankston City Council to both local and State issues.
- This year the State Council is being held on Friday 18 October 2019 and the due date for receipt of motions is no later than Friday 20 September 2019. Late motions are not accepted.
- An email was circulated to Managers and Councillors to see if there were any items that they wanted to submit for the State Council Meeting.
- It should be noted that Motions should be of a state wide significance. The advice from MAV is that Council should take this into consideration when determining what motions are presented at a State Council Meeting.
- Council staff have prepared four Notice of Motions (attached) for consideration and are seeking Council endorsement to submit the following motions;
  - Carbon Monoxide Detectors
  - Waiving Stamp Duty for First Home Buyers
  - Skilling Australians Fund Participation
  - Save Our Red Gums

**Financial Impact**

The Victorian Government introduced the "Fair Go Rates" system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

**12.7 MAV State Council Motions****Executive Summary**

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications associated with this report.

**Consultation****1. External Stakeholders**

Nil

**2. Other Stakeholders**

Managers and Councillors were consulted on the proposed MAV State Council Motions.

**Analysis (Environmental / Economic / Social Implications)**

This will be addressed within the proposed MAV motions.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

All matters relevant to the Charter of Human Rights and Responsibilities have been considered in the preparation of this report and are consistent with the standards set by the Charter.

Legal

The statutory and legal obligations would be met by the MAV on behalf of all Councils.

Policy Impacts

Some of the motions proposed are already included in the MAV Strategic Work Plan or have been subject to resolutions at previous meetings of State Council. Some of these matters are also addressed in MAV's "Call to Parties State Election Plan"

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

There are no risks associated with this report.

**Conclusion**

The proposed motions are presented to Council for approval and must be submitted by Friday 20 September 2019.

**12.7 MAV State Council Motions****Executive Summary**

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**ATTACHMENTS**

- Attachment A: [↓](#) Carbon Monoxide Detectors
- Attachment B: [↓](#) Waiving Stamp Duty for First Home Buyers
- Attachment C: [↓](#) Skilling Australians Fund Participation
- Attachment D: [↓](#) Save Our Red Gums



FORM

## MAV State Council Meeting – 18 October 2019

To submit a motion for consideration by State Council on Friday, 18 October 2019, please complete this form and email to the **State Council no later than 20 September 2019**.

### Motion: CARBON MONOXIDE DETECTORS

**Submitted by:** Frankston City Council

#### MOTION:

Due to the needless deaths and injuries suffered by victims of carbon monoxide poisoning the MAV is to advocate to both tiers of government to legislate the mandatory installation of carbon monoxide detectors. As such, all homes built or resold are mandatorily required to have working carbon monoxide detectors operational near bedrooms in in all properties including rented properties such as private rentals, dorms, motels and rooming houses.

Does the subject matter of this motion have state-wide significance to local government? **Yes**

If yes, briefly describe how this motion impacts the sector as a whole:

#### Additional workload and costs associated with inspections and enforcement.

*\*If you have answered "No", Pursuant to Rule 21 of the MAV Rules 2013, the proposed motion will be submitted to the MAV Board to determine whether the matter ought to be dealt with at the State Council Meeting*

Is the subject matter of this motion included in the MAV Strategic Plan? **Yes/No\***

#### If yes, please select the primary MAV Strategic Plan priority to which the motion is related:

Finacial sustainability	Business/digital transformation	Population growth/decline
Waste & resource recovery	Transport, freight & infrastructure	Sustainable land use
Government relations	Climate change & environment	Societal & social policy changes

#### RATIONALE:

- It is estimated that there are approximately 2 – 5 deaths attributed to carbon monoxide poisoning across Australia per annum
- Currently an alarm can be purchased at an approximate cost of \$50. These are based on the smoke detectors that are put in houses but not hard-wired. A hard-wired system would cost in excess of \$1,000.
- The MAV and the Victorian Building Authority would need to consult with Councils and estimate the cost of implementation and how the enforcement of any subsequent law or legislation would be managed.
- It is unclear how mandatory carbon monoxide detectors may impact building and rental costs.

*\*Note: Motions must be submitted by **one** council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

**A4013228**



## MAV State Council Meeting – 18 October 2019

To submit a motion for consideration by State Council on Friday, 18 October 2019, please complete this form and email to the **State Council no later than 20 September 2019**.

### Motion: WAIVING STAMP DUTY FOR FIRST HOME BUYERS

**Submitted by:** Frankston City Council

#### MOTION:

To support home ownership for first time home buyers, this MAV State Conference is to lobby the Victorian State Government to fully exempt first home buyers from paying stamp duty regardless of the location or the price of the property.

This approach is consistent with other states and countries, such as the United Kingdom which offers this exemption to encourage greater housing affordability for first-time home buyers.

Does the subject matter of this motion have state-wide significance to local government? **Yes/No\***

If yes, briefly describe how this motion impacts the sector as a whole:

*\*If you have answered "No", Pursuant to Rule 21 of the MAV Rules 2013, the proposed motion will be submitted to the MAV Board to determine whether the matter ought to be dealt with at the State Council Meeting*

Is the subject matter of this motion included in the MAV Strategic Plan? **Yes/No\***

#### If yes, please select the primary MAV Strategic Plan priority to which the motion is related:

Financial sustainability	Business/digital transformation	Population growth/decline
Waste & resource recovery	Transport, freight & infrastructure	Sustainable land use
Government relations	Climate change & environment	Societal & social policy changes

#### RATIONALE:

Population increase combined with a lack of suitable new dwellings for families is likely to create strong long-term growth in house prices - raising fears this could spark an 'unaffordability' crisis.

Data from the Australian Bureau of Statistics (ABS) shows Melbourne is Australia's fastest growing capital city, recording its highest ever net annual population increase of 125,400 with a very high growth rate of 2.7 per cent in the years 2016-17.

Demographer, Bernard Salt, predicts that Melbourne's population will shoot past five million by 2021, and past eight million by 2050. Mr Salt also anticipates Melbourne could eclipse Sydney as the most populated capital of Australia by 2030.

A report by the Victorian State Government, Plan Melbourne 2017-2050 forecasts the city will need 1.6 million new homes over the next 35 years to account for this. The report states "the issues that need to be addressed include housing affordability, the types of housing available to cater for different household needs and lifestyles, and the provision of medium- and higher-density housing close to jobs and services".

The median price for houses in Melbourne is \$836,800 and for units \$554,571 - but the estimated price of a 105m<sup>2</sup> unit, a size suitable for most families, sits at around \$613,593 - a price just out of reach for younger generations.

While the removal of stamp duty for first home buyers has been a boost to outer Melbourne, it presents a danger that it may lock first-home buyers out of key locations, leaving them with little option other than to move further out. A new entrant to the property market buying a house at the regional median will pay no stamp duty, while a first home buyer of an apartment in Melbourne at the median price would pay stamp duty of nearly \$25,000.

*\*Note: Motions must be submitted by **one** council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

**A3824262**





## MAV State Council Meeting – 18 October 2019

To submit a motion for consideration by State Council on Friday, 18 October 2019, please complete this form and email to the **State Council no later than 20 September 2019**.

### Motion: SKILLING AUSTRALIANS FUND PARTICIPATION

**Submitted by:** Frankston City Council

#### MOTION:

1. That the MAV advocates to the Victorian Government to sign on / join the Federal Government's 'Skiing Australians Fund' which will enable Victoria to receive federal funding to increase the number of high priority pre-apprenticeships and apprenticeships throughout Victoria; and
2. In the event, the Victorian Government again refuses to participate in the scheme/fund, the MAV is to approach the Federal Government about potentially bypassing the State Government and forming bilateral agreements with individual local governments which will enable their participation.

Does the subject matter of this motion have state-wide significance to local government? **Yes/No\***

If yes, briefly describe how this motion impacts the sector as a whole:

*\*If you have answered "No", Pursuant to Rule 21 of the MAV Rules 2013, the proposed motion will be submitted to the MAV Board to determine whether the matter ought to be dealt with at the State Council Meeting*

Is the subject matter of this motion included in the MAV Strategic Plan? **Yes/No\***

**If yes, please select the primary MAV Strategic Plan priority to which the motion is related:**

Financial sustainability	Business/digital transformation	Population growth/decline
Waste & resource recovery	Transport, freight & infrastructure	Sustainable land use
Government relations	Climate change & environment	Societal & social policy changes

#### RATIONALE:

The Skiing Australians Fund was established with the intention of the Federal Government for all States and Territories to access and participate in the fund on a dollar for dollar basis, this opportunity was taken up by all other states and territories except for Victoria.

Since the commencement of the initiative in 2017/18 over \$330 million has been provided to state and territory governments, supporting approximately 80,000 additional apprenticeship and traineeship opportunities.

Funding provided to the states for 2018–19 SAF projects is as specified below:		<b>Funding provided (\$ millions)</b>
<b>State</b>		
New South Wales		93.8
Western Australia		18.4
South Australia		20.1
Tasmania		5.5
Australian Capital Territory		4.9
Northern Territory		2.9
<b>Total</b>		<b>145.6</b>

*\*Note: Motions must be submitted by **one** council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

**A3824262**



# FORM

The objectives of the Skiing Australians Program are the delivery of up to 300,000 additional apprenticeships, traineeships, pre-apprenticeships, higher-apprenticeships, and other relevant employment related training, in the following agreed priorities:

- (a) occupations in demand;
- (b) occupations with a reliance on skilled migration pathways;
- (c) industries and sectors of future growth that include, but are not limited, to the following priorities:
  - i. tourism;
  - ii. hospitality;
  - iii. health, ageing, and community and social services;
  - iv. engineering;
  - v. manufacturing;
  - vi. building and construction;
  - vii. agriculture; and
  - viii. digital technologies;
- (d) trade apprenticeships;
- (e) rural, regional and remote areas;
- (f) targeted cohorts;
- (g) industries and communities experiencing structural adjustment;
- (h) other workforce priorities agreed on a bilateral basis, for example, to support implementation of the National Disability Insurance Scheme, Family Violence Reforms and other significant areas of workforce growth; and
- (i) other priorities, agreed on a bilateral basis, including industries and sectors for future growth.

A number of these priority areas are relevant to the municipality of Frankston City Council to address the unemployment issues that are prevalent.

It would be reasonable as part of a job creation scheme to encourage the Victorian Government to participate in the Skiing Australians Scheme.

*\*Note: Motions must be submitted by **one** council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

**A3824262**



## MAV State Council Meeting – 18 October 2019

To submit a motion for consideration by State Council on Friday, 18 October 2019, please complete this form and email to the **State Council no later than 20 September 2019**.

### Motion: SAVE OUR RED GUMS

**Submitted by:** Frankston City Council

#### MOTION:

That MAV makes representation to the Premier, the Hon. Daniel Andrews MP, Minister for Energy, Environment & Climate Change, Minister for Planning, Minister for Aboriginal Affairs and all local members of Parliament requesting a special significant classification be placed over the native Red Gum (*Eucalyptus Camaldulensis*) population in the State of Victoria. Of particular importance are the more mature trees ranging in age between 100 years and in excess of 500 years.

Does the subject matter of this motion have state-wide significance to local government? **Yes**

If yes, briefly describe how this motion impacts the sector as a whole:

**River Red Gums are a signature tree in Victoria and are an irreplaceable living lin to traditional owners.**

*\*If you have answered "No", Pursuant to Rule 21 of the MAV Rules 2013, the proposed motion will be submitted to the MAV Board to determine whether the matter ought to be dealt with at the State Council Meeting*

Is the subject matter of this motion included in the MAV Strategic Plan? **Yes/No\***

#### If yes, please select the primary MAV Strategic Plan priority to which the motion is related:

Finacial sustainability	Business/digital transformation	Population growth/decline
Waste & resource recovery	Transport, freight & infrastructure	Sustainable land use
Government relations	Climate change & environment	Societal & social policy changes

#### Rationale:

The River Red Gum *Eucalyptus camaldulensis* is a signature tree in Victoria, and the life span of this species is around 1000 years, subsequently the older trees occupy a highly significant place in both landscape and history, pre-dating European settlement. Well established individual trees can be enormous and act as beacons in the landscape of this State. However they are under threat right across their range. These significant trees are very vulnerable to changes in land zoning and land management practice. Even where individual trees are protected by local regulations, the health of the tree is often compromised and the life of the tree prematurely shortened by inadequate maintenance measures.

The River Red Gum *Eucalyptus camaldulensis* presents a very difficult conservation challenge than other globally significant trees such as the Giant Sequoia in the US or indeed the Mountain Ash, as the Red Gum has the widest distribution of all eucalypts extending across Australia – with much of its population in private holdings - therefore far more difficult to conserve within the public estate. Both rural areas and urban regions such as Frankston are experiencing rapid loss of these once widespread great trees, and the effort to retain them in a sustainable manner is not working. Vast parts of the state are seeing their classic landscape values disappear.

Clearly these magnificent trees are not adequately protected by the existing regime of tree protection local laws and planning regulations. An integrated state-wide strategy will be essential to ensure these great and distinctive trees are retained as an essential part of Victoria's landscape for the next 1,000 years. Urgent action is required to properly address this landmark natural environment protection challenge that is of enormous importance to the state of Victoria.

Supporting information can be sought at <https://www.nationaltrust.org.au/treeoftheyear/>

To support the basis of this Motion, other examples of strict legislation on the protection of native trees include:

- Sequoiadendron Giganteum, United States
- Quercus Robur, United Kingdom

*\*Note: Motions must be submitted by **one** council but may be supported by other councils. The council submitting the motion will need to supply written confirmation from any council(s) listed as supporting the motion. All relevant background information in support of the motion should be included in the space provided for the rationale and not in attachments. **The motion and rationale should be no longer than one page.***

A4038169

**Executive Summary****12.8 Removal of Fees at Boat Ramps**

*Enquiries: (Doug Dickins: Community Assets)*

Council Plan

Community Outcome:	1. Planned City
Strategy:	1.1 Community Infrastructure
Priority Action	1.1.6 Ensure community infrastructure and services match community need

**Purpose**

To brief Council on a State Government initiative to introduce free access to boat ramps and seek Council decision to remove the fees currently charged.

**Recommendation (Director Community Assets)**

That Council:

1. Notes the State Government election commitment to make all boat ramps in Victoria free of charge;
2. Notes the establishment of Better Boating Victoria by the State Government and the two stage process proposed by Better Boating Victoria to review management of boating infrastructure;
3. Revokes all Boat Launching Fees previously adopted as Operation - Foreshore Reserve Maintenance in its 2019-2020 Fees and Charges as shown in Attachment A subject to reimbursement of income from Better Boating Victoria;
4. Authorises the Chief Executive Officer to execute the Funding Agreement with Better Boating Victoria for ongoing reimbursement to Council for loss of income in relation to removal of fees at boat ramps; and
5. Authorises Officers to make pro-rata refunds to existing permit holders for the unused component of their current 2018/2019 permit.

**Key Points / Issues**

- As part of an election commitment, the State Government committed to a range of initiatives in relation to improvements for boaters and anglers, including abolishing all boat ramp parking and launching fees at Victorian boat ramps.
- In addition, the State Government committed to reviewing management of boating infrastructure in Port Phillip Bay and Western Port Bay.
- Council currently charges fees at both boats ramps in Frankston at Olivers Hill and Kananook Creek. Income received from boat ramp charges in 2018/19 was approximately \$98,000.
- Should fees be removed at boat ramps, Council would be required to reimburse existing permit holders and carry out minor works at each site. This is estimated to be \$28,473.
- Better Boating Victoria will reimburse Council for loss of income and the cost of minor works, should Council agree to remove fees.
- Fees have already been removed by most other councils affected by this change, as part of the process to deliver the State Government commitment.

**12.8 Removal of Fees at Boat Ramps****Executive Summary**

- There are ongoing discussions with Better Boating Victoria in relation to the funding and operation of dredging currently carried out by Council at the mouth of Kananook Creek.
- A funding agreement is proposed between Council and Better Boating Victoria to ensure ongoing reimbursement to Council for loss of income into the future. It is proposed that this agreement is signed by the Chief Executive Officer on behalf of Council.

**Financial Impact**

The Victorian Government introduced the “Fair Go Rates” system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

Council received \$97,851 in 2018/19 from permits issued for parking at boat ramps. This comprised both daily permits and annual permits. In addition Council has been issuing three year permits for some years now. Should boat ramp fees be removed, Council would be required to make refunds to permit holders for the unused component of these permits. This has been estimated to be \$16,473, taking into account permits purchased in 2017/18 and 2018/19.

The removal of fees at boat ramps would also involve expenses in modifications to signage and removal of existing parking ticket machines. This, in conjunction with some minor works required, is estimated at \$12,000.

Better Boating Victoria have advised that they will fully reimburse Council for this loss of income and the associated costs and an additional amount for reimbursement to existing permit holders.

The funding agreement proposed by Better Boating Victoria makes provision for these payments to be made to Council annually.

A summary of the reimbursement to Council proposed as part of the Better Boating Victoria agreement is as follows:

Item	Frequency	Amount
Reimbursement of lost income from Fees	Annual Ongoing	\$98,000 (Approx.)
Reimbursement of refunds for three year permits	One off	Up to \$16,473
Minor works associated with removal of fees – Line marking, removal of ticket machines, signage	One off	\$12,000

Therefore the loss of income and expenses incurred by Council will be offset by reimbursement from Better Boating Victoria.



**12.8 Removal of Fees at Boat Ramps****Executive Summary****Consultation****1. External Stakeholders**

Council officers have been collaborating with Better Boating Victoria in order to provide information to the Authority on the extent of the financial impact to Council, on the proposal to remove fees at boat ramps and to gain insight into the proposed review of management of boating infrastructure.

**2. Other Stakeholders**

Officers from Council departments including Community Safety, Financial and Corporate Planning and Community Relations have been consulted in preparation of this report.

**Analysis (Environmental / Economic / Social Implications)**

The State Government has committed to reforms in boating infrastructure, including making all boat ramps free within Victoria. To implement this commitment a two stage approach is being used.

Stage One is to make all boat ramps free for use in Victoria. In the past, some Councils have charged for the use of boat ramps and/or associated boat parking. In order to make boat ramps free, the State Government, through Better Boating Victoria, have been negotiating with Councils to ensure there is no adverse financial impact on Councils.

The second stage of the commitment is a review of the management of boating infrastructure. Better Boating Victoria is about to commence a review of management of boating infrastructure across Port Phillip Bay and Western Port Bay, which will look at the various roles and responsibilities associated with managing boating infrastructure. This review will take approximately 10 months to complete. Close consultation with Councils including Frankston City Council is anticipated throughout the review, to ensure that the management arrangements of boating infrastructure within Frankston City Council are captured.

This is particularly relevant given the complexities around the two boat ramps in Frankston. There has previously been investigation into the management arrangements for Kananook Creek including the Kananook Creek Ministerial Advisory Committee. Council officers are still working with officers from the various key stakeholder authorities. Better Boating Victoria have indicated they would be happy to help facilitate further consultation and collaboration to resolve roles and responsibilities for Kananook Creek.

The facility at Olivers Hill is the subject of current investigation as part of a project to provide a safe boat refuge and Coast Guard facility. The current project will also consider options to house the Coast Guard at the mouth of Kananook Creek. Each of these locations has a boat ramp operated by Frankston City Council. A report will be presented to Council in October 2019 regarding this project.

Should improvements be proposed at either facility, Better Boating Victoria would be a key stakeholder in the project and any future proposals for either site.

If the proposed location for the Coast Guard Facility is Kananook Creek, further discussion would be required with Better Boating Victoria to resolve roles and responsibilities for access to the boat ramp and dredging of the channel/creek entrance.



**12.8 Removal of Fees at Boat Ramps****Executive Summary****Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

All matters relevant to the Charter of Human Rights and Responsibilities have been considered in the preparation of this report and are consistent with the standards set by the Charter.

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

Council has adopted fees for parking at each of the two boat ramps in Frankston. A Council resolution would be required to remove the current fees charged.

Policy Impacts

There are no policy implications associated with this report.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

Removal of fees at boat ramps presents no change to the current management and operation of the boat ramps. The future review of boating infrastructure will incorporate risk management aspects. This review is proposed by Better Boating Victoria over the next year.

**Conclusion**

Better Boating Victoria is committed to removing fees at boat ramps to deliver the State Government initiative. Council can remove fees at Kananook Creek and Olivers Hill for boat trailer parking at no financial disadvantage by accepting the offer of reimbursement from Better Boating Victoria.

Council will be able to contribute to a review of management of boating infrastructure by Better Boating Victoria as a key stakeholder. This will help clarify roles and responsibilities at the two facilities and at Kananook Creek and provide a platform for future proposals at the two locations.

It is recommended that Council endorse the proposal to remove fees at boat ramps and authorise the Chief Executive Officer to sign the funding agreement.

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**ATTACHMENTS**

Attachment A: [↓](#) Current Boat Launching Fees

**12.8 Removal of Fees at Boat Ramps****Executive Summary****Background**

As part of an election commitment, the State Government has committed to a range of initiatives in relation to improvements for boaters and anglers. These commitments included the following;

- Abolishing all boat ramp parking and launching fees at Victorian boat ramps;
- Ensuring every cent of licencing and registration fees is spent on improving boat ramps, boating safety and facilities;
- Establishing a Better Boating Fund to get to work immediately on urgent boat ramp upgrades;
- Undertaking critical maintenance at Cowes Jetty;
- Providing eight new casual berths across Port Phillip that are accessible to the public;
- Reviewing management of boating infrastructure in Port Phillip and Western Port; and
- Establishing a dedicated boating infrastructure authority called Better Boating Victoria.

Council currently operates two boat ramps in Frankston with dedicated parking for cars with boat trailers. These are at Kananook Creek and Olivers Hill. Council has for some time now charged fees for parking at boat ramps. This fee can be paid at a casual rate per day, or by an annual or three year permit. Current fees for parking at the boat ramps for cars with trailers is in the table below.

Permit Type	Current Fee (2019/20)
Ticket Machines	\$ 15
Boat Launching Fees - Resident	\$ 100
Boat Launching Fees – Resident Discounted 3 year in Advance Payment	\$ 245
Boat Launching Fees - Non Resident	\$ 180

These fees were adopted by Council at its meeting on 1 April 2019. For these fees to be removed Council would need to make a resolve to that effect.

Better Boating Victoria have been discussing arrangements for delivery of the State Government commitment with officers. It is the goal to have this resolved as soon as possible prior to the next boating season. The target date of 1 September 2019 was recently proposed.

To ensure that Council is not financially disadvantaged by the removal of fees, Better Boating Victoria has proposed to enter into a funding agreement that makes payment to Council in lieu of lost income.

In 2018/19 Council received nearly \$98,000 for fees at boat ramps. The funding agreement would deliver to Council this sum on an annual basis. In addition there are costs associated with both refund of existing three year permits and minor works to signage, removal of machines and line marking required to implement the proposal. This is estimated to be \$28,473. Better Boating Victoria have indicated this will also be reimbursed to Council as part of the arrangements.

**12.8 Removal of Fees at Boat Ramps****Executive Summary**

Discussions are ongoing in relation to the dredging currently being carried out by Council at the mouth of Kananook Creek to provide access to the boat ramp, seeking a contribution from Better Boating Victoria for these ongoing works.

**Issues and Discussion**

In accepting this offer from Better Boating Victoria, council will be in line with other councils who have previously charged fees at boat ramps but no longer do so.

As many other councils affected by these changes have now removed fees, Frankston may become the only Council to continue to charge fees and be viewed poorly by the boating community. Council officers have received several enquiries seeking advice as to when boat ramps in Frankston will be free of charge.

**Frankston City Council**  
**2019-2020 Fees and Charges**



Type of Fees and Charges	Unit Charge Rate	Adopted 2018/19 Fee (GST Incl.)	Proposed 2019/20 Fee (GST Incl.)	Fee Increase %
<b>Operations</b>				
<b>Foreshore Reserve Maintenance</b>				
Boat Launching Fees - Non resident	PER PERM	170.00	180.00	5.88%
Boat Launching Fees - Replacement permits	PER PERM	15.00	16.00	6.67%
Boat Launching Fees - Resident	PER PERM	95.00	100.00	5.26%
Boat Launching Fees - Resident Discounted 3 yr in Advance Payment	PER APPL	230.00	245.00	6.52%
Ticket Machines	PER DAY	15.00	15.00	0.00%

**Executive Summary****12.9 Response to Petition - Provision of Parking Bays at Homestead Road, Langwarrin**

*Enquiries: (Doug Dickins: Community Assets)*

Council Plan

Community Outcome:	1. Planned City
Strategy:	1.1 Community Infrastructure
Priority Action	1.1.6 Ensure community infrastructure and services match community need

**Purpose**

To brief Council on the request for provision of indented parking bays on Homestead Road.

**Recommendation (Director Community Assets)**

That:

1. Council notes the review of current parking provisions along Homestead Road and options for indented car parking;
2. Council authorise officers to undertake consultation with residents to determine whether there is support for construction of parking bays at a full cost contribution from residents as a Special Charge Scheme project;
3. Council notes that a report will be presented to Council by February 2020 outlining outcome of the consultation; and
4. The Head Petitioner be advised accordingly.

**Key Points / Issues**

- At Council's meeting 2019/OM2 on 18 February 2019, Council received a petition '*requesting the provision of parking bays in nature strips in Homestead Road, Langwarrin*'.
- This report responds to this petition and provides an overview of the feasibility of the request in the context of current policy.
- Homestead Road is a residential no through road from Frankston-Cranbourne Road, with a section of 350 metres providing access to 29 abutting properties.
- The road configuration allows limited on-street parking but is mostly restricted along remaining sections where it is not safe to do so (road bends and over the road crest). The road width is consistent with current standards and classification as a no through road. About 15 on-street parking opportunities are available.
- Properties in Homestead Road are substantially-sized blocks with a minimum lot area of 1,200m<sup>2</sup> with also some larger acreage around 3,000 – 5,000m<sup>2</sup>. Most properties include long driveways with substantive hard standing areas, which could easily accommodate multiple visitor parking within their boundaries.
- Site observations indicate few vehicles park on-street as most residents park within their properties.
- An examination of the site identified 7 feasible locations for indented parking bays along various sections of Homestead Road. Consideration was given to safety, retention of street trees, location of vehicle crossings, sightlines, infrastructure assets and underground essential services within the nature strip.

**12.9 Response to Petition - Provision of Parking Bays at Homestead Road, Langwarrin**  
**Executive Summary**

- The estimated cost for construction of indented parking bays is \$80,000.
- Generally, the indented parking bays are not reserved for the use of the fronting property, rather they are on a public road which can be used by all road users.
- Installation of indented parking bays on residential streets are generally not undertaken by Council but are typically constructed by developers within greenfield residential estates to comply with narrower road design standards.
- Council has constructed indented parking bays within areas of high-activity parking demand such as near stations, shopping centres, hospitals, schools and other community facilities. Homestead Road is not considered to be in the category of high-activity uses.
- Requests for indent parking bays are becoming common in many residential streets as residents have increasingly more vehicles per household and tend to rely on on-street parking. To construct indented parking bays in all residential streets where residents register requests for more parking would place a high demand on Council funds.
- The project could alternatively be considered under a Contributory Special Charge Scheme (SCS) where residents contribute to part or all costs associated with an infrastructure project. Typical SCS projects have been road sealing, kerb and channel, drainage and associated upgrades.
- Homestead Road is not listed in Council's current priority list under Contributory Scheme Policy as the road is sealed. It is also considered a low priority project under Council's Long Term Infrastructure Plan.
- To progress the submission, officers could consult with residents and determine the level of support to construct parking as a Contributory Scheme where property owners share the full cost for Council to deliver this project. It is noted that provision of indented car parking in Homestead Road will mostly benefit local residents with no broader community benefit.

**Financial Impact**

The Victorian Government introduced the "Fair Go Rates" system in 2016-2017, placing a cap on Council rates. Rate revenue constitutes 66 per cent of all Council revenue.

The rate cap over the past three financial years has been 2.5 per cent, 2.0 per cent and 2.25 per cent respectively and has been set at 2.5 per cent for 2019-2020.

The rate cap is based on the consumer price index which relates to the average increase in the prices of a range of goods and services, very few of which apply to the cost drivers of providing local government services.

Over time, with the cost of providing services increasing at a greater rate than increases in Council's major source of income, Council's capacity to continue to deliver services and fund its capital programme will be severely restricted.

There are no financial implications to Council as it is proposed that all costs associated with the project would be borne by the property owners. This also includes Project Management fees by Council to undertake this project.

**Consultation****1. External Stakeholders**

Council officers spoke to the Head Petitioner to better understand the rationale for the requested indented parking and potential support for the implementation of SCS.



**12.9 Response to Petition - Provision of Parking Bays at Homestead Road, Langwarrin**  
**Executive Summary****2. Other Stakeholders**

Internal Council departments including Community Safety, Capital Works Delivery and Engineering Services have been consulted in developing this report.

**Analysis (Environmental / Economic / Social Implications)**

The installation of indented parking bays results in loss of vegetated naturestrips, which impacts streetscape and social aspects of Homestead Road.

The proposal may detract from the semi-rural residential character for more greening, as opposed to hard-standing areas with the indented parking bays.

**Legal / Policy / Council Plan Impact**Charter of Human Rights and Responsibilities

The Charter of Human Rights and Responsibilities has been considered in the preparation of this report but is not relevant to the content of the report.

Legal

There are nil.

Policy Impacts

Council recently adopted the Contributory Schemes Policy. Homestead Road is not listed on the priority list of projects as it is a constructed road.

Installation of indented parking bays, because of the nature and its localised benefit to property owners is not considered to require a contribution from Council.

Officer's Declaration of Interests

Council officers involved in the preparation of this report have no Conflict of Interest in this matter.

**Risk Mitigation**

Given the narrow road width along Homestead Road, the location of indented parking bays may impact amenity for pedestrians and residents.

Currently pedestrians either walk along the nature strips or share the road carriageway given the low traffic volumes. The indented bays means pedestrians have to travel more centrally to the road to avoid parked vehicles and present themselves to more risks.

Indented bays in proximity of driveways may also obstruct sightlines for residents leaving their driveways when a vehicle is parked within the indented parking space.

**Conclusion**

A review of the site concludes it is feasible to construct 7 indented bays along areas of Homestead Road. Refer to Attachment B.

Installation of parking bays is typically funded by Council for high-activity precincts associated with high parking demand public uses. Given the nature of many such requests along other residential streets, this report proposes a Special Charge Scheme as the most appropriate mechanism to cover costs for the proposed construction of indented parking along Homestead Road.

This approach is considered equitable as Council does not incur costs for particular projects along selected street with only local benefits. It is proposed that further consultation with residents be undertaken to determine their level of support in view of special rates and contribution costs.

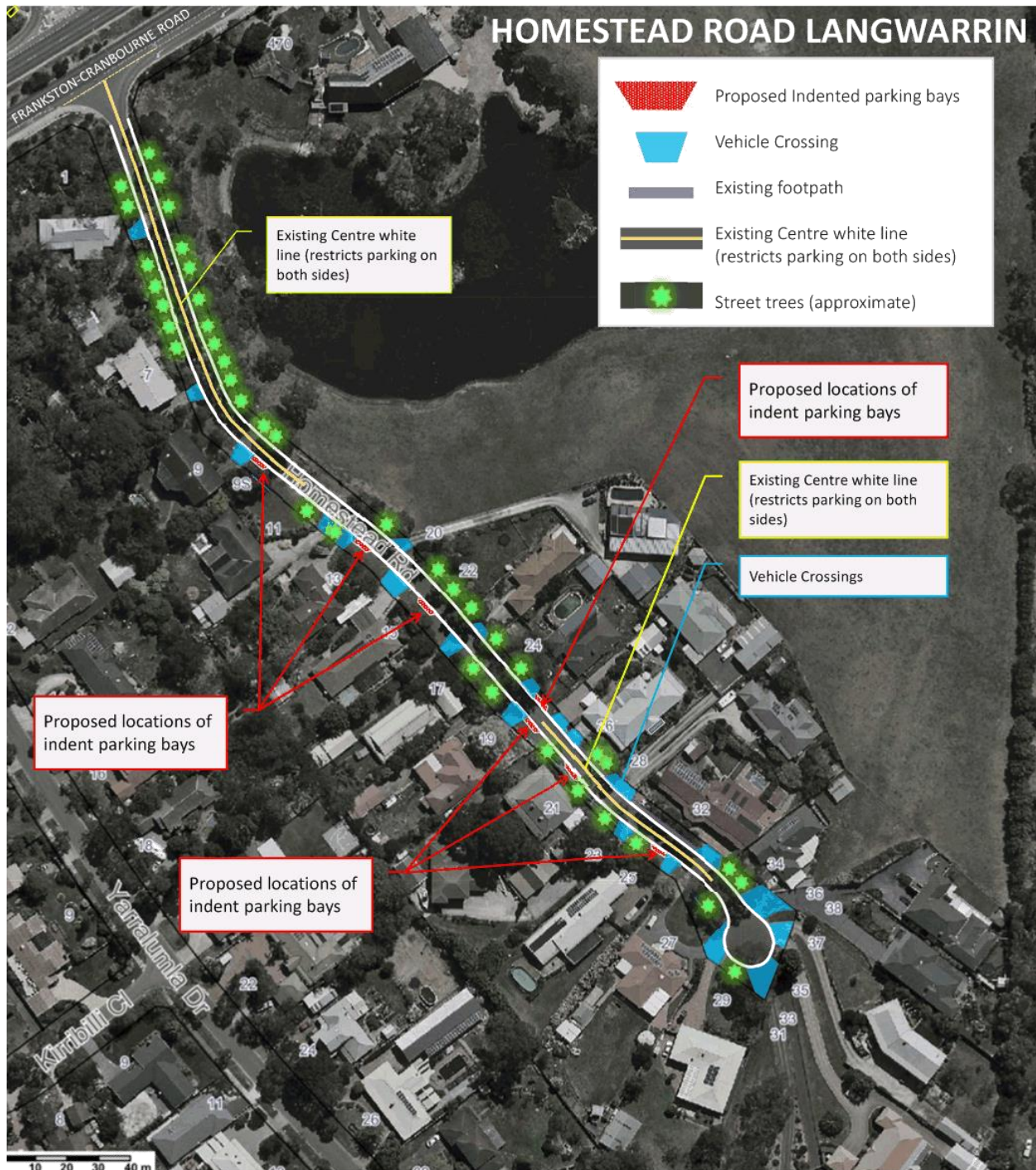
**12.9 Response to Petition - Provision of Parking Bays at Homestead Road, Langwarrin**  
**Executive Summary**

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**ATTACHMENTS**Attachment A: [↓](#) Site Photos Homestead RoadAttachment B: [↓](#) Overview of Plan







**14.1 2019/NOM32 - Pines Flora and Fauna Reserve**

On 20 August 2019 Councillor Bolam gave notice of his intention to move the following motion:

That the following are to be implemented in relation to the Pines Flora and Fauna Reserve:

- a) The State Government, given the reserve is theirs, is formally requested in writing by Council to provide a permanent CCTV unit;
- b) Victoria Police (Carrum Downs) are formally requested by Council to patrol the car park of the Reserve as part of their daily patrols;
- c) Council is to work with the 'Friends of the Pines Flora and Fauna Reserve' group to increase its membership and prominence (ie. Frankston City News, social media and Miscellaneous Grants); and
- d) Properties within close proximity to the Reserve, to be determined by officers, are to be letterboxed with flyers encouraging occupants to report anti-social behaviour.

**COMMENTS BY DIRECTOR COMMUNITY DEVELOPMENT**

Question for Consideration	
<b>1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?</b>	<b>YES</b>  With regard to a) Clarification of location is the car park off the Boundary track at the end of Excelsior Drive. GIS map attached. A map is also attached showing location of signs installed.
<b>2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?</b>	<b>YES</b>
<b>3. Is the NoM clear and well worded?</b>	<b>YES</b>
<b>4. Is the NoM capable of being implemented?</b>	<b>YES</b>
<b>5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?</b>	<b>NO</b>
<b>6. Is the NoM within the powers of a municipal Council?</b>	<b>YES</b>
<b>7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?</b>	<b>NO</b>  Council will be requesting Parks Vic to install a CCTV camera on the reserve.

## 14.1 2019/NOM32 - Pines Flora and Fauna Reserve

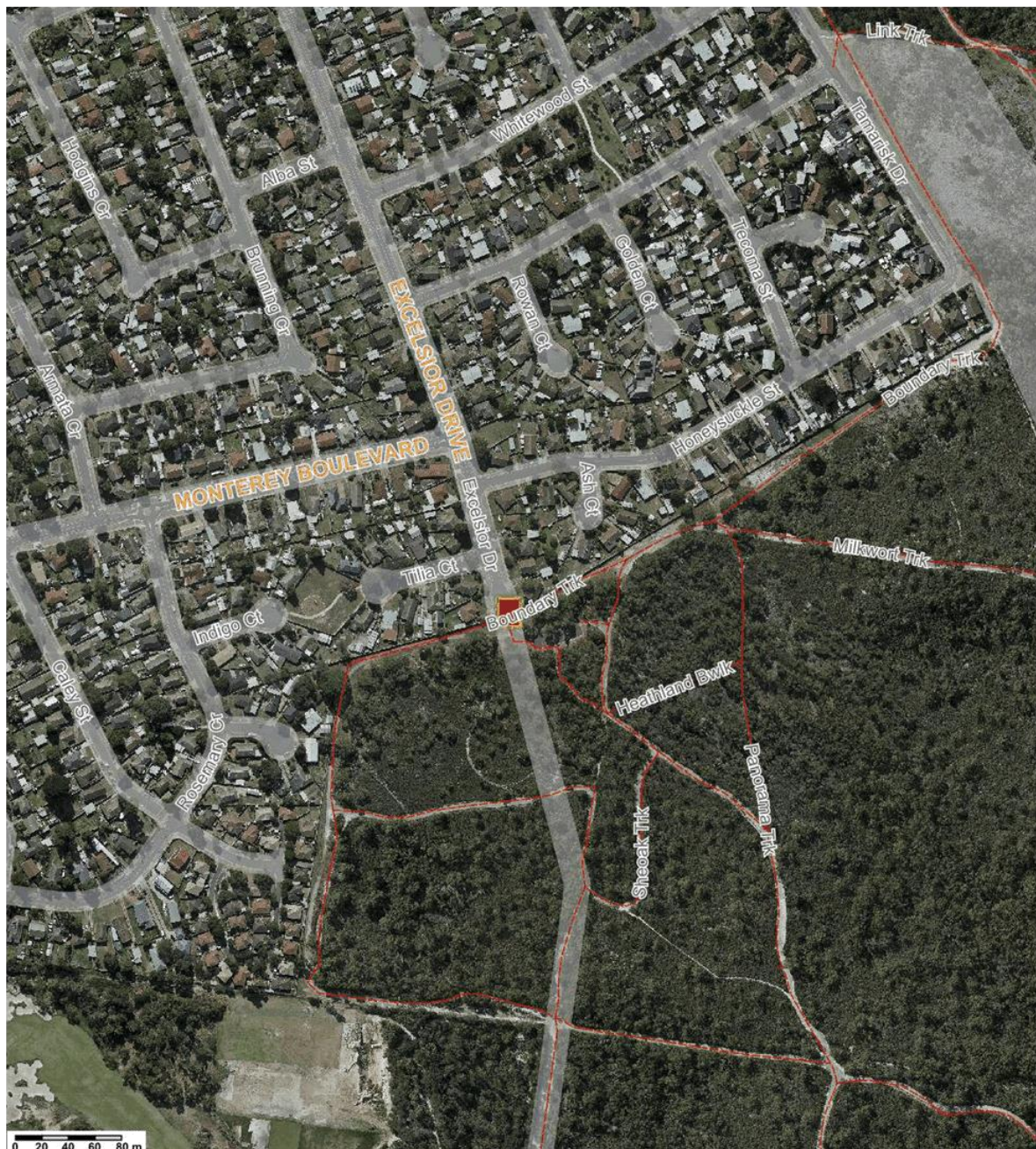
Question for Consideration	
8. Is the NoM consistent with all relevant legislation?	YES
9. Is the NoM consistent with existing Council or State policy or position?	YES
10. Is the NoM consistent with Council's adopted strategic plan?	The NOM seeks to address community concerns.
11. Can the NoM be implemented without diversion of existing resources?	<b>YES</b> The Environmental Planning branch is able to provide this level of support for the Friends group within existing resources. As can actions for Community Safety Department.
12. Can the NoM be implemented without diversion of allocated Council funds?	<b>YES</b>
13. Are funds available in the adopted budget to implement the NoM?	<b>YES</b>
14. What is the estimated cost of implementing the NoM?	Postage only.

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**ATTACHMENTS**Attachment A: [↓](#) Excelsior Drive Entry - Pines Flora & Fauna Reserve MapAttachment B: [↓](#) Pines Flora and Fauna Reserve - Sign locations map



Excelsior Drive Entry - Pines Flora & Fauna Reserve



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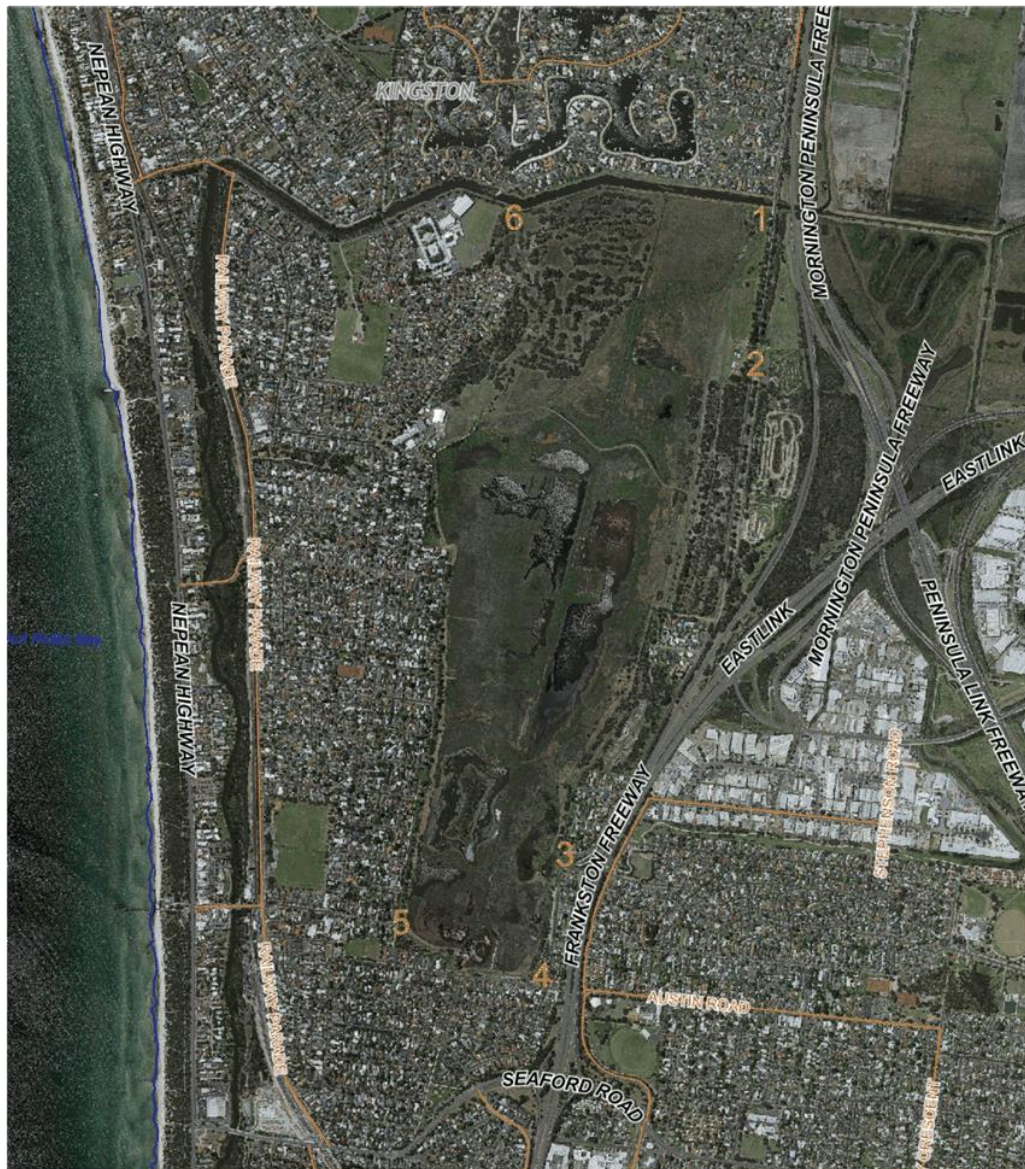
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Issued by: Jarred Stevens







**14.2 2019/NOM33 - Investigation into the Sale of Evelyn Street**

On 29 July 2019 Councillor Aitken gave notice of his intention to move the following motion:

That a forensic investigation be carried out in relation to all aspects of the previously proposed sale of Evelyn Street public land.

**COMMENTS BY DIRECTOR CORPORATE DEVELOPMENT**

Question for Consideration	
1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?	YES
2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?	YES
3. Is the NoM clear and well worded?	YES
4. Is the NoM capable of being implemented?	YES
5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?	YES Comments: More discussion will help to frame the next steps.
6. Is the NoM within the powers of a municipal Council?	YES
7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?	YES
8. Is the NoM consistent with all relevant legislation?	YES
9. Is the NoM consistent with existing Council or State policy or position?	YES
10. Is the NoM consistent with Council's adopted strategic plan?	YES
11. Can the NoM be implemented without diversion of existing resources?	NO Comments: It is recommended that Council's internal auditors be appointed. The cost is estimated to be \$10,000-\$20,000, depending on the scope of works.

**14.2 2019/NOM33 - Investigation into the Sale of Evelyn Street**

Question for Consideration	
12.Can the NoM be implemented without diversion of allocated Council funds?	<b>NO</b>
13.Are funds available in the adopted budget to implement the NoM?	<b>NO</b>
14.What is the estimated cost of implementing the NoM?	<b>YES / NO</b> Year 1: \$10-20K Recurring: \$0 Comments: if applicable

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**ATTACHMENTS**

Nil

**14.3 2019/NOM34 - Departmental Expenditure Limits (DELs)**

On 22 August 2019, Councillor Bolam gave notice of his intention to move the following motion:

1. That as a programmed component of future budget deliberations, Council is to determine annual departmental spending-caps/department expenditure limits (DELs) for each department within the organisation;
2. Where departments exceed their DELs, reports are to be provided to Council on DEL breaches and how any over-expenditure can be offset (as well as explanation for any overspends and remedial actions to prevent future DEL breaches); and
3. That prior to formal initiation, a Memorandum is to be provided to Councillors on how the aforementioned mechanisms will be reported and determined by Council.

**COMMENTS BY DIRECTOR CORPORATE DEVELOPMENT**

- Expenditure for each area is set by the Long Term Financial Plan – based on various assumptions and parameters which are presented to Council in November/December for approval.
- Councillors receive quarterly financial reports which highlight key discrepancies in income and expenditure.
- A rigorous review of all expenditure is also conducted through the Mid-year Budget review.
- Management is diligent in staying within the rate cap on a net basis – and where they need to exceed this, they have to explain to the CEO and Directors why and more importantly what opportunities they have identified to make other savings. Departments Managers present to EMT their budget requirements to deliver their services and EMT reviews the budget page by page in December/January.
- Where Departments exceed their expenditure limits, this is then subject to additional scrutiny by EMT and remedial action is taken to ensure that targets are met by year-end. Department financial performance is managed internally. Organisational financial performance is reported to Council and the community on a quarterly basis at an Ordinary meeting. The Audit and Risk Committee are also presented with this report and have commended management on the format and content provided.

Question for Consideration	
1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?	YES
2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?	YES
3. Is the NoM clear and well worded?	YES

## 14.3 2019/NOM34 - Departmental Expenditure Limits (DELs)

Question for Consideration	
4. Is the NoM capable of being implemented?	<b>YES</b> Comments: Management has a robust process in place to plan, monitor and manage department expenditure.
5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?	<b>NO</b>
6. Is the NoM within the powers of a municipal Council?	<b>YES</b>
7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?	<b>YES</b>
8. Is the NoM consistent with all relevant legislation?	<b>YES</b>
9. Is the NoM consistent with existing Council or State policy or position?	<b>YES</b>
10. Is the NoM consistent with Council's adopted strategic plan?	<b>YES</b> Comments: Financial Sustainability framework is currently embedded within the organisation.
11. Can the NoM be implemented without diversion of existing resources?	<b>YES</b> Comments: Management has a process in place using existing resources.
12. Can the NoM be implemented without diversion of allocated Council funds?	<b>YES</b> Comments: Management has a process in place using existing resources.
13. Are funds available in the adopted budget to implement the NoM?	<b>YES / NO</b> Comments: Management has a process in place using existing resources.
14. What is the estimated cost of implementing the NoM?	<b>YES / NO</b> Year 1: \$Nil Recurring: \$Nil Comments: Management has a process in place using existing resources.

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ATTACHMENTS

Nil



**14.4 2019/NOM35 - Resident/Developer Discussions**

On 13 August 2019 Councillor Aitken gave notice of his intention to move the following motion:

That:

- a) Minutes be taken at Resident/Developer discussions and that a summary of them be included in the Agenda Report.
- b) The CEO be requested to undertake a review of how the minutes from resident/developer meetings are reported. The review, to be reported back to Council in November, is to determine a process to ensure that all views and discussions emanating from such meetings are accurately and concisely captured.

**COMMENTS BY DIRECTOR / CEO**

Question for Consideration	
1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?	<b>YES</b> Officers currently take notes of the RDMs they attend. Where relevant, brief comments are included in the Agenda.
2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?	<b>YES</b>
3. Is the NoM clear and well worded?	<b>YES</b>
4. Is the NoM capable of being implemented?	<b>YES</b> The review would highlight any issues and opportunities for improved reporting.
5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?	<b>NO</b> As per above.
6. Is the NoM within the powers of a municipal Council?	<b>YES</b>
7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?	<b>YES</b>
8. Is the NoM consistent with all relevant legislation?	<b>YES</b> Privacy legislation will be a consideration.
9. Is the NoM consistent with existing Council or State policy or position?	<b>YES</b>

**14.4 2019/NOM35 - Resident/Developer Discussions**

Question for Consideration	
10.Is the NoM consistent with Council's adopted strategic plan?	YES
11.Can the NoM be implemented without diversion of existing resources?	YES
12.Can the NoM be implemented without diversion of allocated Council funds?	YES
13.Are funds available in the adopted budget to implement the NoM?	YES
14.What is the estimated cost of implementing the NoM?	n/a

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**ATTACHMENTS**

Nil

**14.5 2019/NOM36 - Councillor Column**

On 29 July 2019 Councillor Aitken gave notice of his intention to move the following motion:

That Cr Aitken's Councillor Column from the May-June 2019 edition of Frankston City News, which was banned, be released for the November-December 2019 publication.

**COMMENTS BY DIRECTOR CORPORATE DEVELOPMENT**

Question for Consideration	
<b>1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?</b>	<b>YES</b>  Comments: The initial decision was to exclude the column from the May-June issue of Frankston City News (FCN) on the basis of it not complying with: <ul style="list-style-type: none"> <li>• Frankston City Councillor Code of Conduct (adopted by Council 13 June 2018)</li> <li>• Frankston City News Editorial Committee Terms of Reference (endorsed by Council 16 October 2017)</li> <li>• Frankston City Council Communications Policy (adopted by Council 22 May 2017)</li> </ul> It is considered that the column would not comply unless there are significant alterations.
<b>2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?</b>	<b>YES</b>
<b>3. Is the NoM clear and well worded?</b>	<b>YES</b>
<b>4. Is the NoM capable of being implemented?</b>	<b>YES</b>  Comments: While able to be implemented, to do so could be considered to not comply with Council policies/terms of reference and the Councillor Code of Conduct
<b>5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?</b>	<b>NO</b>

## 14.5 2019/NOM36 - Councillor Column

Question for Consideration	
6. Is the NoM within the powers of a municipal Council?	<b>YES</b>
7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?	<b>YES</b>
8. Is the NoM consistent with all relevant legislation?	<b>NO</b> Comments: Council is required to adopt a Councillor Code of Conduct in accordance with the <i>Local Government Act 1989</i> to help guide the behaviour of elected representatives.
9. Is the NoM consistent with existing Council or State policy or position?	<b>NO</b> Comments: The content of the column has been assessed as not complying with:  Councillor Code of Conduct (clauses 2.1b, 2.1g, 7.3.2a, 9.1c, 9.3b, 9.3c and 9.3.d(ii))  Frankston City Communication Policy (clauses 6.1.2, 6.1.3, 6.1.6, 6.2.1, 6.4.4, 7.2, 7.3, 7.9.2, and 8)  Frankston City News Editorial Committee Terms of Reference
10. Is the NoM consistent with Council's adopted strategic plan?	<b>NO</b>
11. Can the NoM be implemented without diversion of existing resources?	<b>YES</b>
12. Can the NoM be implemented without diversion of allocated Council funds?	<b>YES</b>
13. Are funds available in the adopted budget to implement the NoM?	<b>Not applicable</b>
14. What is the estimated cost of implementing the NoM?	Within existing resourcing for the delivery of Frankston City News

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**ATTACHMENTS**

Attachment A: ➡ Cr Aitken's proposed column for Frankston City News (May-June 2019) (*Under Separate Cover*)

**14.6 2019/NOM37 - Overport Park**

On 22 August 2019 Councillor McCormack gave notice of her intention to move the following motion:

That the \$35,000 funding allocation in the 2019/2020 budget for the planning and design works for the Overport Park Netball courts, be put on hold and the balance of any unspent funding be removed from the budget at the mid-year review, pending the completion of a full community consultation process and development of an updated Master Plan for Overport Park.

**COMMENTS BY ACTING DIRECTOR COMMUNITY ASSETS**

Question for Consideration	
1. Has the NoM been discussed with the CEO and/or the relevant Director or Manager?	Yes
2. Is the NoM substantially different from any notice of motion or rescission motion that has been considered by Council and lost in the preceding six months?	Yes
3. Is the NoM clear and well worded?	Yes
4. Is the NoM capable of being implemented?	Yes
5. If the NoM is adopted, will a meeting be required with the relevant Director and Manager and Council officers in order to progress its implementation?	Yes
6. Is the NoM within the powers of a municipal Council?	Yes
7. Is the NoM free from overlap with matters for which the State and/or Federal Government are responsible?	Yes
8. Is the NoM consistent with all relevant legislation?	Yes
9. Is the NoM consistent with existing Council or State policy or position?	Yes
10. Is the NoM consistent with Council's adopted strategic plan?	Yes
11. Can the NoM be implemented without diversion of existing resources?	Yes

**14.6 2019/NOM37 - Overport Park**

Question for Consideration	
<b>12.Can the NoM be implemented without diversion of allocated Council funds?</b>	<b>Yes</b>
<b>13.Are funds available in the adopted budget to implement the NoM?</b>	<b>Yes</b> No additional funds required for implementation of NoM.
<b>14.What is the estimated cost of implementing the NoM?</b>	Implementation of NoM would not require any additional funding. Year 1: \$ Recurring: \$ Comments: if applicable

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**ATTACHMENTS**

Nil



**17. CONFIDENTIAL ITEMS**

Section 89(2) of the Local Government Act 1989 enables the Council to close the meeting to the public if the meeting is discussing any of the following:

- (a) Personnel matters;
- (b) The personal hardship of any resident or ratepayer;
- (c) Industrial matters;
- (d) Contractual matters;
- (e) Proposed developments;
- (f) Legal advice;
- (g) Matters affecting the security of Council property;
- (h) Any other matter which the Council or Special Committee considers would prejudice the Council or any person;
- (i) A resolution to close the meeting to members of the public.

**Recommendation**

That the Ordinary Council Meeting be closed to the public to discuss the following Agenda items and all documents associated with the consideration and discussion of it, that are designated confidential information by me, pursuant to Section 77(2)(c) of the Local Government Act 1989 (the Act) on the following grounds

**C.1 Major Local Community Event Grant Outcome**

Agenda Item C.1 Major Local Community Event Grant Outcome is designated confidential as it relates to contractual matters (s89 2d)

**C.2 Proposed Sale of Council Land - 490R-504R Nepean Highway Frankston (Basement Car Park)**

Agenda Item C.2 Proposed Sale of Council Land - 490R-504R Nepean Highway Frankston (Basement Car Park) is designated confidential as it relates to matters affecting the security of Council property (s89 2g), and Any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

**C.3 Youth Mayor Program**

Agenda Item C.3 Youth Mayor Program is designated confidential as it relates to Any other matter which the Council or special committee considers would prejudice the Council or any person (s89 2h)

**C.4 Update Karingal PLACE - Revised Service Model and Building Works**

Agenda Item C.4 Update Karingal PLACE - Revised Service Model and Building Works is designated confidential as it relates to contractual matters (s89 2d)

**C.5 Clublinks Golf Contract - Status Update**

Agenda Item C.5 Clublinks Golf Contract - Status Update is designated confidential as it relates to contractual matters (s89 2d):

**C.6 Confidential – Personnel Matters**

Agenda Item C.6 Confidential Personnel Matters is designated confidential as it relates to personnel matters and contractual matters (s89 2a & S89 2d):



.....  
Signed by the CEO