



Colac Otway
SHIRE

PLANNING COMMITTEE MEETING

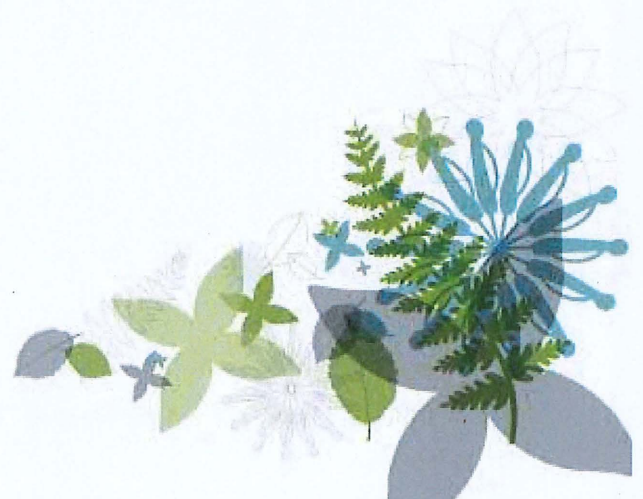
MINUTES

Wednesday 13 September 2023

at 4:00 PM

COPACC

95 - 97 Gellibrand Street, Colac



COLAC OTWAY SHIRE COUNCIL PLANNING COMMITTEE MEETING

Wednesday 13 September 2023

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COLAC OTWAY SHIRE COUNCIL PLANNING COMMITTEE MEETING

MINUTES of the *PLANNING COMMITTEE MEETING OF THE COLAC OTWAY SHIRE COUNCIL* held at
COPACC on Wednesday 13 September 2023 at 4:00 PM.

MINUTES

1 DECLARATION OF OPENING OF MEETING

OPENING PRAYER

*Almighty God, we seek your
blessing and guidance in our
deliberations on behalf of the
people of the Colac Otway Shire.
Enable this Council's decisions to be
those that contribute to the true
welfare and betterment of our community.*

AMEN

2 PRESENT

Cr Chris Potter (Mayor)
Cr Max Arnott
Cr Graham Costin
Cr Tosh-Jake Finnigan
Cr Kate Hanson
Cr Stephen Hart
Cr Margaret White

Anne Howard, Chief Executive Officer
Andrew Tenni, General Manager Corporate Services
Heath Chasmore, General Manager Infrastructure and Operations
Ian Seuren, General Manager Community and Economy
Lyndal McLean, Coordinator Council Business
Ian Williams, Senior Statutory Planner
Blaithin Butler, Statutory Planning Coordinator

3 APOLOGIES AND LEAVES OF ABSENCE

Marlo Emmitt, Manager Governance

4 WELCOME AND ACKNOWLEDGEMENT OF COUNTRY

Colac Otway Shire acknowledges the original custodians and law makers of this land, their elders past, present and emerging and welcomes any descendants here today.

RECORDING AND PUBLICATION OF MEETINGS

Please note: All Planning Committee meetings are live streamed and recorded when the meeting is held either at COPACC or online. When meetings are held in other locations, Council will endeavour to make an audio recording of the meeting for community access. Matters identified as confidential items in the Agenda will not be live streamed or recorded regardless of venue or mode.

By participating in open Planning Committee meetings, individuals consent to the use and disclosure of the information they share at the meeting (including any personal and/or sensitive information).

As soon as practicable following each open Planning Committee meeting, the live stream recording will be accessible on Council's website. Recordings are also taken to facilitate the preparation of the minutes of open Planning Committee meetings and to ensure their accuracy. Recordings will be retained by Council for a period of four years.

As stated in the Governance Rules, other than an official Council recording, no video or audio recording of proceedings of Planning Committee meetings will be permitted without specific approval by resolution of the relevant Planning Committee meeting.

This meeting was livestreamed to the public via Council's YouTube channel (search Colac Otway Shire Council at www.youtube.com).

5 DECLARATIONS OF INTEREST

Doug McNeill	Item: 7.1 - Development of Telecommunications Monopole at 100 Colac Lavers Hill Road Elliminyt
Nature of Disclosure	General Conflict of Interest
Nature of Interest	An extended family member has lodged a submission to the planning permit application for the development of a Telecommunications Monopole at 100 Colac Lavers Hill Road, Elliminyt.

6 CONFIRMATION OF MINUTES

- **Planning Committee Meeting held on Wednesday 9 August 2023.**

RESOLUTION

MOVED Cr Stephen Hart, SECONDED Cr Max Arnott

That the Planning Committee confirm the minutes of the Planning Committee Meeting held on Wednesday 9 August 2023.

CARRIED 7 : 0

Item: 7.1

Development of Telecommunications Monopole at 100 Colac Lavers Hill Road ELLIMINYT

ADDRESS AND PROPERTY DETAILS	100 Colac Lavers Hill Road ELLIMINYT C/A: 38 V/F 11733/501 Parish of Elliminyt	APPLICATION NUMBER	PP47/2023-1
PROPOSAL	Development of Telecommunications Monopole		
PERMIT TRIGGERS	Clause 36.02-2 – Buildings and Works – PPRZ Clause 52.19-1 – Telecommunications Facility		
TRIGGER FOR DETERMINATION BY COMMITTEE	Eight (8) objections received		
ZONE	Public Park and Recreation Zone (PPRZ)	OVERLAYS	Nil (all overlays are south of the proposed monopole location)
COVENANTS	Reservation MI091472K 06/08/2016 Permanent Racing and Other Purposes of Public Recreation <i>No document is available for the above instrument. When parcels of land under Crown Management are migrated to other landowners, no further information is available. The Crown Land Data Migration has confirmed that 'no Instrument is available'.</i>		
CULTURAL HERITAGE	Yes – a small section in the south-west corner of the site. The proposed monopole would be 950m north of the area of land identified as being in an area of cultural heritage sensitivity.		
OFFICER	Ian Williams	CHIEF EXECUTIVE OFFICER	Anne Howard
DIVISION	Planning and Strategic Focus		
ATTACHMENTS	<ol style="list-style-type: none"> 1. P P 472023-1 - Planning Report [7.1.1 - 74 pages] 2. P P 472023-1 - Plans [7.1.2 - 4 pages] 3. P P 472023-1 - Applicant Response to Objectors [7.1.3 - 12 pages] 		

RESOLUTION

MOVED Cr Max Arnott, SECONDED Cr Margaret White

That the Planning Committee resolves to issue a Notice of Decision to Grant a Permit for the Construction of a Telecommunications Facility (35m Monopole) and Associated Works at 100 Colac Lavers Hill Road ELLIMINYT (C/A: 38 V/F 11733/501 Parish of Elliminyt), subject to the following conditions:

Endorsed Plans

- 1. The development as shown on the endorsed plans must not be altered without the written consent of the Responsible Authority.*

Amenity

- 2. The nature and colour of materials employed in the construction of the telecommunications facility hereby permitted must be non-reflective to the satisfaction of the Responsible Authority.*
- 3. The telecommunications facility hereby permitted must be maintained in good condition to the satisfaction of the Responsible Authority.*

Removal of Facility

- 4. In the event that the telecommunications facility hereby permitted ceases to be operational, the facility must be decommissioned and removed from the site in its entirety within 12 months of the use ceasing, and the land must be reinstated, all to the satisfaction of the Responsible Authority.*

Protection of Vegetation

- 5. To prevent damage to remaining vegetation, there must be no temporary or permanent storage of any materials, vehicles or equipment within areas of native vegetation identified to be retained in accordance with the endorsed plans. All storage sites must be restricted to existing cleared areas close to existing roads and tracks, and must not adversely impact upon native vegetation, including the root zones of existing trees. Such sites must not be located on or near erodible surfaces, surface water runoff areas or areas infested with weeds.*

Access

- 6. Prior to the construction of the monopole and associated equipment hereby permitted, unless otherwise approved in writing by the Responsible Authority, the accessway must be constructed to an all-weather standard and with a minimum width of 3m to the satisfaction of the Responsible Authority.*

Stormwater

- 7. During construction works, the site must be developed and managed to ensure there is no stormwater pollution through the contamination of runoff by chemicals, sediments, wastes or pollutants in accordance with 'Best Practice Environmental Management Guidelines for Stormwater Management and Construction Techniques for Sediment Pollution Control' (EPA) to the satisfaction of the Responsible Authority.*

Expiry

8. This permit will expire if one of the following circumstances applies:

a. The development is not commenced within two years of the date of this permit.

b. The development is not completed within four years of the date of this permit.

In accordance with section 69 of the Planning and Environment Act 1987, an application may be made to the Responsible Authority to extend the periods referred to in this condition.

CARRIED 7 : 0

The meeting was declared closed at 4.07pm

CONFIRMED AND SIGNED at the meeting held on 11 October 2023.

A handwritten signature in black ink, consisting of a stylized 'V' followed by a series of loops and flourishes.

.....MAYOR