



Colac Otway
SHIRE

PLANNING COMMITTEE MEETING

MINUTES

Wednesday 1 November 2023

at 4:00 PM

COPACC

95 - 97 Gellibrand Street, Colac



COLAC OTWAY SHIRE COUNCIL PLANNING COMMITTEE MEETING

Wednesday 1 November 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 1 November 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 Margaret White

Anne Howard, Chief Executive Officer
Andrew Tenni, General Manager Corporate Services
Doug McNeill, Acting General Manager Infrastructure and Operations
Ian Seuren, General Manager Community and Economy
Blaithin Butler, Acting Manager Planning and Strategic Focus
Ian Williams, Senior Statutory Planner
Ravi Ayyagari, Statutory Planner
Marlo Emmitt, Manager Governance
Carmen Lawrence, Coordinator Council Business

3 APOLOGIES AND LEAVES OF ABSENCE

Cr Stephen Hart.

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 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 Council and 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 Council and 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 Council Meetings will be permitted without specific approval by resolution of the relevant Planning Meeting.

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

5 DECLARATIONS OF INTEREST

Cr Tosh-Jake Finnigan	8.3 - PP149/2023-1 - 765 & 792 Nalangil Road - Use and Development of Land for a Dwelling.
Nature of disclosure	Material
Nature of Interest	One of the objectors to the item is a family member.

6 CONFIRMATION OF MINUTES

RESOLUTION

MOVED Cr Tosh-Jake Finnigan, SECONDED Cr Graham Costin

That the Planning Committee confirm the minutes of the Planning Committee Meeting held on 11 October 2023.

CARRIED 6 : 0

7 VERBAL SUBMISSIONS FROM APPLICANTS/OBJECTORS

The following people made verbal submissions for item 8.1 PP75/2023-1 - 71-75 Main Street Birregurra - Retrospective Use of Land for Place of Assembly and Accommodation and Waiver of Car Parking Spaces.

In support: Peter Rayner
Helen Bollenhagen

Applicant: Mal Osborne-Smith

The following people made verbal submissions for item 8.2 PP119/2023 – 9 Dennis Street, Colac – Proposed Hotel & Other Uses

Objectors: Kevin Whitehead
Jenny Keast
Grant Brauer
Tim Foley

Applicant: Simon Loader
Claire Whelan
Daryl Pelchen

The following people made verbal submissions for item 8.3 PP149/2023-1 - 765 & 792 Nalangil Road - Use and Development of Land for a Dwelling.

In support: Bianca Moore

Applicant: Dean Suckling

The following people made verbal submissions for item 8.4 PP308/2022 - 10-14 Pascoe Street and 51-55 Great Ocean Road, Apollo Bay – Retail and Accommodation.

In support: Lee Shaw

Item: 8.1

**PP75/2023-1 - 71-75 Main Street BIRREGURRA -
Retrospective Use of Land for Place of Assembly and
Accommodation and Waiver of Car Parking Spaces**

OFFICER	Ravi Ayyagari
CHIEF EXECUTIVE OFFICER	Anne Howard
DIVISION	Executive
ATTACHMENTS	<ol style="list-style-type: none">1. Site Plan [8.1.1 - 1 page]2. Photos of Signage [8.1.2 - 2 pages]3. P P 75/2023-1 - 71-75 Main Street BIRREGURRA - Redacted Response to Objectors [8.1.3 - 17 pages]

RESOLUTION

MOVED Cr Margaret White, SECONDED Cr Kate Hanson

That the Planning Committee:

- 1. Acknowledges and notes the verbal comments made in support of written submissions.*
- 2. Thanks the submitters and the applicant for their contribution to the submission process.*
- 3. Having heard all persons wishing to speak to their submissions, recommends that Council consider all submissions at a future Planning Committee or Council meeting.*

CARRIED 6 : 0

Item: 8.2

PP119/2023 – 9 Dennis Street, Colac – Proposed Hotel & Other Uses

OFFICER	Ian Williams
CHIEF EXECUTIVE OFFICER	Anne Howard
DIVISION	Executive
ATTACHMENTS	1. Application Plans [8.2.1 - 20 pages] 2. Site Location Plan [8.2.2 - 1 page]

RESOLUTION

MOVED Cr Kate Hanson, SECONDED Cr Graham Costin

That the Planning Committee:

- 1. Acknowledges and notes the verbal comments made in support of written submissions.*
- 2. Thank the submitters and the applicant for their contribution to the submission process.*
- 3. Having heard all persons wishing to speak to their submissions, recommends that Council consider all submissions at a future Council or Planning Committee meeting.*

CARRIED 6 : 0

Item: 8.3

**PP149/2023-1 - 765 & 792 Nalangil Road - Use and
Development of Land for a Dwelling**

OFFICER	Ian Williams
CHIEF EXECUTIVE OFFICER	Anne Howard
DIVISION	Executive
ATTACHMENTS	1. Site Location Plan [8.3.1 - 1 page] 2. P P 149/2023-1 - 765 Nalangil Road CORUNNUN - Current Plans 29 Aug 23 [8.3.2 - 7 pages]

Cr Finnigan declared a conflict of interest pursuant to section 127 of the *Local Government Act 2020* and left the meeting at 5.03pm prior to discussion taking place and returned at 5.17pm after discussion on the item concluded.

RESOLUTION

MOVED Cr Graham Costin, SECONDED Cr Kate Hanson

That the Planning Committee:

- 1. Acknowledges and notes the verbal comments made in support of written submissions.*
- 2. Thanks the submitters and the applicant for their contribution to the submission process.*
- 3. Having heard all persons wishing to speak to their submissions, recommends that Council consider all submissions at a future Council or Planning Committee meeting.*

CARRIED 5 : 0

Item: 8.4

PP308/2022 - 10-14 Pascoe Street and 51-55 Great Ocean Road, Apollo Bay – Retail and Accommodation

OFFICER	Ian Williams
CHIEF EXECUTIVE OFFICER	Anne Howard
DIVISION	Executive
ATTACHMENTS	1. Application Plans [8.4.1 - 7 pages] 2. Site location plan [8.4.2 - 1 page]

RESOLUTION

MOVED Cr Tosh-Jake Finnigan SECONDED Cr Graham Costin


That the Planning Committee:

- 1. Acknowledges and notes the verbal comments made in support of written submissions.*
- 2. Thanks the submitters and the applicant for their contribution to the submission process.*
- 3. Having heard all persons wishing to speak to their submissions, recommends that Council consider all submissions at a future Planning Committee or Council meeting.*

CARRIED 6 : 0

The meeting was declared closed at 5.39pm

CONFIRMED AND SIGNED at the meeting held on 6 December 2023.


.....MAYOR