

*Planning and Environment Act 1987*

**Correction to Panel Report**

**Moreland Planning Scheme**

**Amendment C174**

**8 August 2019**

*Planning and Environment Act 1987*

Correction to Panel Report pursuant to Section 25 of the Act

Moreland Planning Scheme Amendment C174

8 August 2019

Handwritten signature of Con Tsotsoros in black ink.

Con Tsotsoros, Chair

Handwritten signature of Dr Timothy Hubbard in black ink.

Dr Timothy Hubbard, Member

# Contents

	<b>Page</b>
<b>1 Correction.....</b>	<b>3</b>
1.1 Issues Raised.....	3
1.2 Panel Response.....	3
1.3 Revisions.....	3
1.4 Notice to Submitters .....	4

## **Appendix A email from Council**

## Amendment Summary

<b>The Amendment</b>	Moreland Planning Scheme Amendment C174
<b>Brief description</b>	Implements the recommendations of the Moreland Heritage Gap Study 2017 by applying the Heritage Overlay to 80 individual places, four heritage precincts, three serial listings and 10 precinct extensions in Brunswick, Brunswick East, Brunswick West, Coburg, Coburg North, Glenroy, Fawkner, Fitzroy North, Oak Park, Pascoe Vale and Pascoe Vale South
<b>Planning Authority</b>	Moreland City Council
<b>Exhibition</b>	22 November 2018 to 25 January 2019

## Panel Process

<b>The Panel</b>	Con Tsotsoros (Chair), Dr Timothy Hubbard																																						
<b>Directions Hearing</b>	Planning Panels Victoria, 9 April 2019																																						
<b>Panel Hearing</b>	Planning Panels Victoria, 6 and 7 May 2019																																						
<b>Submissions</b>	<p>Submissions were received from:</p> <table border="0"> <tr> <td>1. Michael Scalzo</td> <td>20. Matthew Leury</td> </tr> <tr> <td>2. Sandy Fitts</td> <td>21. Anne McCullagh</td> </tr> <tr> <td>3. Gamini and Arlene Jayawardena</td> <td>22. Giovanni Batticciotto</td> </tr> <tr> <td>4. Toscana Social Club</td> <td>23. Elena McKeon and R Howard</td> </tr> <tr> <td>5. George and Rima Ahmar</td> <td>24. Carmelo and Elizabeth Massimino</td> </tr> <tr> <td>6. David Green and Anne Denis</td> <td>25. Angela Jurjevic</td> </tr> <tr> <td>7. Lee Yates and Katrina Stoel</td> <td>26. Antoinette De Fazio-Careri</td> </tr> <tr> <td>8. Grace Molluso</td> <td>27. Richard Burt</td> </tr> <tr> <td>9. Chris and Kelly Sourlos</td> <td>28. Ross Aitken</td> </tr> <tr> <td>10. Frank De Gier and Kelly Broadway</td> <td>29. Bruce and Catherine Adriaans</td> </tr> <tr> <td>11. Salvatore and Anna Cosentino</td> <td>30. Rod Duncan</td> </tr> <tr> <td>12. Franco Butera</td> <td>31. Charles Amy</td> </tr> <tr> <td>13. Malek and Wadia Melhem</td> <td>32. Samuel Rosevear and Melodie Potts-Rosevear</td> </tr> <tr> <td>14. Richard Fox</td> <td>33. Massam Investments Pty Ltd, MMTV family trust and Nick Makris</td> </tr> <tr> <td>15. Barbara Hill and Vanessa Heta</td> <td>34. Irene Pilipasidis</td> </tr> <tr> <td>16. Alexander Hont</td> <td>35. National Trust of Australia</td> </tr> <tr> <td>17. Guiseppe Ganci</td> <td></td> </tr> <tr> <td>18. David Szutu</td> <td></td> </tr> <tr> <td>19. Michele Haywood</td> <td></td> </tr> </table>	1. Michael Scalzo	20. Matthew Leury	2. Sandy Fitts	21. Anne McCullagh	3. Gamini and Arlene Jayawardena	22. Giovanni Batticciotto	4. Toscana Social Club	23. Elena McKeon and R Howard	5. George and Rima Ahmar	24. Carmelo and Elizabeth Massimino	6. David Green and Anne Denis	25. Angela Jurjevic	7. Lee Yates and Katrina Stoel	26. Antoinette De Fazio-Careri	8. Grace Molluso	27. Richard Burt	9. Chris and Kelly Sourlos	28. Ross Aitken	10. Frank De Gier and Kelly Broadway	29. Bruce and Catherine Adriaans	11. Salvatore and Anna Cosentino	30. Rod Duncan	12. Franco Butera	31. Charles Amy	13. Malek and Wadia Melhem	32. Samuel Rosevear and Melodie Potts-Rosevear	14. Richard Fox	33. Massam Investments Pty Ltd, MMTV family trust and Nick Makris	15. Barbara Hill and Vanessa Heta	34. Irene Pilipasidis	16. Alexander Hont	35. National Trust of Australia	17. Guiseppe Ganci		18. David Szutu		19. Michele Haywood	
1. Michael Scalzo	20. Matthew Leury																																						
2. Sandy Fitts	21. Anne McCullagh																																						
3. Gamini and Arlene Jayawardena	22. Giovanni Batticciotto																																						
4. Toscana Social Club	23. Elena McKeon and R Howard																																						
5. George and Rima Ahmar	24. Carmelo and Elizabeth Massimino																																						
6. David Green and Anne Denis	25. Angela Jurjevic																																						
7. Lee Yates and Katrina Stoel	26. Antoinette De Fazio-Careri																																						
8. Grace Molluso	27. Richard Burt																																						
9. Chris and Kelly Sourlos	28. Ross Aitken																																						
10. Frank De Gier and Kelly Broadway	29. Bruce and Catherine Adriaans																																						
11. Salvatore and Anna Cosentino	30. Rod Duncan																																						
12. Franco Butera	31. Charles Amy																																						
13. Malek and Wadia Melhem	32. Samuel Rosevear and Melodie Potts-Rosevear																																						
14. Richard Fox	33. Massam Investments Pty Ltd, MMTV family trust and Nick Makris																																						
15. Barbara Hill and Vanessa Heta	34. Irene Pilipasidis																																						
16. Alexander Hont	35. National Trust of Australia																																						
17. Guiseppe Ganci																																							
18. David Szutu																																							
19. Michele Haywood																																							
<b>Date of Panel Report</b>	20 June 2019																																						
<b>Date of Panel Report - Addendum</b>	8 August 2019																																						

# 1 Correction

This report is to be read in conjunction with the Moreland Planning Scheme Amendment C174 Panel Report dated 20 June 2019 and the Moreland Planning Scheme Amendment C174 Panel Report – Corrected dated 8 August 2019.

## 1.1 Issues Raised

Planning Panels Victoria received a letter from Moreland City Council on 7 August 2019, which is provided in Appendix A. In this email, Council raised issues regarding background descriptions for the following heritage precincts:

- **Coonan’s Hill, Pascoe Vale South** – 47 Carrington Street and 48 Walhalla Street omitted as non-contributory properties in the proposed extension.
- **Sumner Estate, Brunswick East** – 275-283 Glenlyon Road omitted as contributory properties in the proposed extension.
- **Hickford Street** – The Moreland Local Heritage Places Review 2004, which assessed 9-77 and 38-90 Hickford Street to be of local significance. The Heritage Gap Study in its review in 2017 identified things had changed in Hickford Street and recommended 49-91 & 60-102 Hickford Street to be a new precinct.
- **Ewing Street** – Incorrectly references 113-117 Ewing Street as being included in the proposed precinct and Heritage Overlay.

## 1.2 Panel Response

The Panel appointed to consider Moreland Planning Scheme Amendment C174 has reviewed these items and has agreed to all changes. While several background descriptions focussed on properties relevant to the chapter, it agrees to include all properties for completeness. The background descriptions were included for context and did not influence the Panel’s discussion, conclusions or recommendations.

## 1.3 Revisions

Having considered the above, the Panel recommends that the following background description changes be made to the Panel Report dated 8 August 2019 as follows:

1. **Coonan’s Hill, Pascoe Vale South** – The Amendment proposes to extend the precinct-based Heritage Overlay (HO207) to permanently apply to properties on the southern side of Woodlands Street, between Walhalla and Carrington Streets, Pascoe Vale South. 1, 13 and 23 Woodlands Avenue, 47 Carrington Street, and 48 Walhalla Street are non-contributory places.
2. **Sumner Estate, Brunswick East** – The Amendment proposes to extend the Sumner Estate, Brunswick East Precinct Heritage Overlay (HO238) to permanently apply to 2 to 28 and 1 to 27 Lowan Street and 271 to 283 Glenlyon Road, Brunswick East. 1 and 16 Lowan Street are non-contributory places.
3. **Hickford Street** – The Amendment proposes a new Hickford Street Precinct Heritage Overlay (HO543) to permanently apply to 49-91 and 60-102 Hickford Street, Brunswick East. 63, 66, 68, 68A, 74, 79, 83, 89 & 89A Hickford Street and 6 Bellvue are non-contributory places.

4. **Ewing Street** – The Amendment proposes to: extend the Ewing Street Precinct Heritage Overlay (HO75) to permanently apply to 112-116 Glenlyon Road, Brunswick East; designate these properties as contributory places.

The Panel has prepared the Moreland Planning Scheme Amendment C174 Panel Report – Corrected dated 8 August 2019 that incorporates these changes.

#### **1.4 Notice to Submitters**

As Council has made the Moreland Planning Scheme Amendment C174 Panel Report dated 20 June 2019 available to the Public, they are to write to all submitters and advise them of the Moreland Planning Scheme Amendment C174 Panel Report – Corrected dated 8 August 2019.

## Appendix A email from Council

**From:** Angela Schirripa

**Sent:** Wednesday, 7 August 2019 9:33 AM

**To:** Planning Panels (DELWP) <[Planning.Panels@delwp.vic.gov.au](mailto:Planning.Panels@delwp.vic.gov.au)>

**Cc:** Kim Giaquinta

**Subject:** Amendment C174 to the Moreland Planning Scheme - Panel Report - Errors Identified

Hello,

During a recent VCAT appeal it came to the attention of Council officers that there was an error in the description provided for the proposed Hickford Street heritage precinct within the C174 Panel Report in terms of the properties that were to be included in the precinct. It appears that the description incorrectly references the properties identified as part of the Stage 1 assessment rather than the final properties identified as having heritage significance and which formed part of the exhibited C174 (refer to table below).

This then prompted a review of the other precincts referenced in the report and the following errors were identified:

Precinct-Serial Listings	HGS recommendation	Panel Report Reference
Coonan's Hill (precinct extension)	1-23 Woodlands Parade, 47 Carrington Street and 48 Walhalla Street  (pg 6, 70, 76, 51 & 58 of Heritage Gap Study)	Error in description of non-contributory properties. Report has omitted referencing 47 Carrington Street and 48 Walhalla Street as non-contributory properties within the proposed extension
Sumner Estate (precinct extension)	1-27 & 2-28 Lowan and 271-283 Glenlyon Road  (pg 5, 58, 72, 76, 157 of Heritage Gap Study)	Error in description of extent of precinct. Report omitted 275-283 Glenlyon Road as contributory properties within the proposed extension
Hickford Street (new precinct)	49-91 & 60-102 Hickford Street  (pg 5, 44, 47-48, 76 of Heritage Gap Study)	Error in description of extent of precinct. Report references the extent reviewed in The Moreland Local Heritage Places Review 2004, which assessed 9-77 and 38-90 Hickford Street to be of local significance. However the Heritage Gap Study in its review in 2017 identified things had changed in Hickford Street and recommended 49-91 & 60-102 Hickford Street to be a new precinct
Tinning Street (new precinct)	82-136 & 95-155 Tinning Street  (pg 5, 44, 51 & 76 of Heritage Gap Study)	Correct reference of precinct in the panel report
Ewing Street (precinct extension)	112-116 Glenlyon Road  (pg 5, 58, 63, 76, 128-129 of Heritage Gap Study)	Error in description. Incorrectly references 113-117 Ewing Street as being included in the proposed precinct and Heritage Overlay

I have attached a track-changed version of the panel report which highlights where the changes are required.

VCAT have requested Council write a written submission providing confirmation of the properties in Hickford Street that are recommended by the Panel for adoption and inclusion in the heritage overlay. As this

submission is required to be provided by 13 August 2019, it would be greatly appreciated if the errors identified in the panel report are corrected and a new panel report issued by this date, or, if a new report cannot be issued by this time, confirmation that the report will be amended accordingly.

Please contact me if you wish to discuss any of the above.

Kind Regards,

Angela Schirripa