

Planning and Consultation Committee Meeting

to be held at the Civic Centre, Civic Drive, Greensborough
on Tuesday 13 July 2021 commencing at 7:00pm.

Attachments

Carl Cowie
Chief Executive Officer

Thursday 8 July 2021

Distribution: Public

Civic Drive, Greensborough
PO Box 476, Greensborough 3088
Telephone 9433 3111
Facsimile 9433 3777
Website www.nillumbik.vic.gov.au
Email nillumbik@nillumbik.vic.gov.au

Nillumbik Shire Council

Attachments

**PCC.015/21 Confirmation of Minutes Planning and Consultation Meeting
held 8 June 2021**

Attachment 1 Minutes of Planning and Consultation Meeting held 8 June 2021 1

**PCC.016/21 Nillumbik Planning Scheme Amendment C131 - Earthworks in
the Green Wedge**

Attachment 1 Amendment C131 Summary of Submissions 11

Attachment 2 Redacted Compiled C131 Submissions 13

Attachment 3 Communications Schedule for Amendment C131 29

Planning and Consultation Committee Meeting

held virtually on Tuesday 8 June 2021 commenced at 7:03pm.

Minutes

Carl Cowie
Chief Executive Officer

Friday 11 June 2021

Distribution: Public

Civic Drive, Greensborough
PO Box 476, Greensborough 3088
Telephone 9433 3111
Facsimile 9433 3777
Website www.nillumbik.vic.gov.au
Email nillumbik@nillumbik.vic.gov.au



**Planning and Consultation Committee Meeting Minutes
Nillumbik Shire Council**

8 June 2021

Contents		
1. Welcome by the Chair		3
2. Acknowledgement of Country		3
3. Apologies		4
4. Confirmation of minutes		4
5. Disclosure of conflicts of interest		4
6. Officers' reports		5
Consultation Matters		
PCC.008/21	Eltham Town Centre Local Area Traffic Management and Pedestrian / Cycling Improvements - Urban Congestion Fund	5
PCC.009/21	Revenue and Rating Plan 2021 - 2025 Submissions	6
PCC.010/21	Mayoral and Councillor Allowances Review - Submissions	7
7. Supplementary and urgent business		8
8. Confidential reports		8
9. Close of Meeting		8

Planning and Consultation Committee Meeting Minutes

8 June 2021

THIS PAGE HAS BEEN LEFT INTENTIONALLY BLANK

Planning and Consultation Committee Minutes

8 June 2021

Nillumbik Shire Council

**Minutes of the Planning and Consultation Committee Meeting held
Tuesday 8 June 2021. The meeting commenced at 7:03pm.**

Councillors present:

Cr Richard Stockman	Blue Lake Ward
Cr Karen Egan	Bunjil Ward
Cr Natalie Duffy	Edendale Ward
Cr Peter Perkins	Ellis Ward (Mayor)
Cr Ben Ramcharan	Sugarloaf Ward (Chairperson Consultation Matters)
Cr Frances Eyre	Swipers Gully Ward (Deputy Mayor)
Cr Geoff Paine	Wingrove Ward (Chairperson Planning Matters)

Officers in attendance:

Carl Cowie	Chief Executive Officer
Vince Lombardi	Chief Financial Officer
Hjalmar Philipp	Director Operations and Infrastructure
Blaga Naumoski	Executive Manager Governance, Communications and Engagement
Corrienne Nichols	Executive Manager Communities
Eddie Cheng	Manager, Information Technology
Lawrence Seyers	Lead Transport Planner
Ayman Williams	Traffic and Transport Coordinator
Nik Mistriotis	Lead Systems Architect
Katia Croce	Governance Lead

1. Welcome by the Chair

The chairperson welcomed members of the public and advised that the meeting would be recorded and livestreamed and a recording of the meeting will be made publicly available on YouTube and Council's website.

2. Acknowledgement of Country

The Acknowledgement of Country read by the Chairperson

I would like to acknowledge the Traditional Owners of the Land. I believe all of us are currently on Wurundjeri Woi Wurrung Land, but those watching remotely may be on other Lands, so please take a moment to just acknowledge the Land that you are on. In the indigenous world view, everything we do on the Land leaves a mark on that Land and that is why we do this acknowledgement at the start of every meeting.

Planning and Consultation Committee Minutes

8 June 2021

6. Consultation Matters

PCC.010/21 Mayoral and Councillor Allowances Review - Submissions

3 Apologies

Nil.

4 Confirmation of minutes

Confirmation of minutes of the Planning and Consultation Committee Meeting held on Tuesday 11 May 2021.

Committee Resolution

MOVED: Cr Frances Eyre

SECONDED: Cr Geoff Paine

That the minutes of the Planning and Consultation Committee Meeting held on Tuesday 11 May 2021 be confirmed (**Attachment 1**).

CARRIED UNANIMOUSLY

5 Disclosure of conflicts of interest

Nil

Planning and Consultation Committee Minutes

8 June 2021

6. Consultation Matters

PCC.010/21 Mayoral and Councillor Allowances Review - Submissions

6. Officers' reports

PCC.008/21 Eltham Town Centre Local Area Traffic Management and Pedestrian /
Cycling Improvements - Urban Congestion Fund

Item: Consultation Matter

Distribution: Public

Manager: Hjalmar Philipp, Director Operations and Infrastructure

Author: Lawrence Seyers, Lead Transport Planner

Summary

The purpose of this report is to provide a briefing on the outcomes of the Main Road Corridor Eltham Urban Congestion Fund Transport Working Group, to note the Commonwealth Government grant agreement milestones for delivery and to obtain approval to commence a six-week public consultation process.

The following person addressed the Committee with respect to this item:

1. Jim Connor via Zoom.

Committee Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Peter Perkins

That the Committee (acting under delegation from Council):

1. Notes the Commonwealth Government grant agreement provides \$5 million to Nillumbik Shire Council with milestones for delivery;
2. Notes the outcomes of the Main Road corridor Eltham Urban Congestion Fund Transport Working Group of Officers from Council and the Department of Transport;
3. Endorses a six-week period of community consultation on the Main Road Corridor Eltham Urban Congestion Fund project provided in **Attachments 1 to 3**; and
4. Requests a report to the 14 September 2021 Planning and Consultation Committee meeting which considers public feedback to the Main Road Corridor Eltham Urban Congestion Fund project and recommends any changes which are considered necessary in response.

CARRIED UNANIMOUSLY

Cr Peter Perkins temporarily left the meeting during discussion of this item at 7:10pm and returned at 7:11pm.

Planning and Consultation Committee Minutes

8 June 2021

6. Consultation Matters

PCC.010/21 Mayoral and Councillor Allowances Review - Submissions

6. Officers' reports

PCC.009/21 Revenue and Rating Plan 2021 - 2025 Submissions

Item: Consultation Matter

Distribution: Public

Manager: Vince Lombardi, Chief Financial Officer

Author: Robert Malignaggi, Business Services Lead
Melika Sukunda, Finance Manager

Summary

This report considers submissions received from the public regarding the proposed Revenue and Rating Plan 2021 – 2025 (**Attachment 1**).

Council adopted the draft Revenue and Rating Plan 2021 - 2025 at the Council Meeting on 27 April 2021 for the purpose of community consultation. The draft Revenue and Rating Plan was exhibited for 32 days with one submission received. The Submission and Supporting Documents are attached to this report (**Attachment 2** and **Attachment 3 - CONFIDENTIAL**).

It is proposed that the Committee considers the submission on the draft Revenue and Rating Plan 2021 - 2025 and that the matter then be considered by Council on 29 June 2021.

The following person addressed the Committee with respect to this item:

1. Gila Schnapp – submission read by the Chairperson

Committee Resolution

MOVED: Cr Geoff Paine

SECONDED: Cr Peter Perkins

That the Committee (acting under delegation from Council):

1. Receives and notes the Submission received in respect of the Revenue and Rating Plan 2021 – 2025 (**Attachment 2** and **Attachment 3**).
2. Considers the matters contained in the Submission and the Committee's report during finalisation of the Revenue and Rating Plan 2021 – 2025.
3. Recommends the adoption of the Revenue and Rating Plan 2021 – 2025 (**Attachment 1**) at the 29 June 2021 Council Meeting.
4. Resolves that Supporting Documents (**Attachment 3 - CONFIDENTIAL**) remain confidential on the grounds specified in the definition of confidential information in section 3(1)(f) of the *Local Government Act 2020*.

CARRIED UNANIMOUSLY

Planning and Consultation Committee Minutes

8 June 2021

6. Consultation Matters

PCC.010/21 Mayoral and Councillor Allowances Review - Submissions

6. Officers' reports

PCC.010/21 Mayoral and Councillor Allowances Review - Submissions

Item: Consultation Matter

Distribution: Public

Manager: Vince Lombardi, Chief Financial Officer

Author: Robert Malignaggi, Business Services Lead
Melika Sukunda, Finance Manager

Summary

This report considers submissions received from the public regarding the proposed Mayoral and Councillor Allowances (**Attachment 1**).

Under section 74(1) of the *Local Government Act 1989* (1989 Act), Council must review and determine the level of mayoral and councillor allowances within six months of a general election or by 30 June, whichever is later.

Council adopted the proposed level of Mayoral and Councillor allowances at the Council Meeting on 27 April 2021 for the purpose of community consultation. The proposed level of Mayoral and Councillor allowances was exhibited for 32 days with three submissions received. These submissions are attached to this report (**Attachment 1**).

It is proposed that the level of Mayoral and Councillor Allowances be set at the existing levels and the matter be considered by Council on 29 June 2021.

Committee Resolution

MOVED: Cr Peter Perkins

SECONDED: Cr Natalie Duffy

That the Committee (acting under delegation from Council):

1. Receives and notes the submissions received in respect of the proposed level of Mayoral and Councillor Allowances (**Attachment 1**).
2. Considers the matters contained in the submissions and the Committee's report during finalisation of the Mayoral and Councillor Allowances.
3. Having reviewed the Mayoral and Councillor allowances, recommends to set the allowances at the existing levels as follows:
 - a) Mayoral allowance \$81,204
 - b) Councillor allowance \$26,245

CARRIED UNANIMOUSLY

Planning and Consultation Committee Meeting Minutes

8 June 2021

7. Supplementary and urgent business

Nil

8. Confidential reports

Nil

9. Close of Meeting

The meeting closed at 7:36pm.

Confirmed:

Cr Ben Ramcharan, Chairperson Consultation Matters

THIS PAGE HAS BEEN LEFT INTENTIONALLY BLANK

Submissions to Amendment C131 Earthworks in the Green Wedge

Number	Position	Summary
1	Support	*Increased and significant environmental damage, *Import of invasive weeds, *Would like lower threshold but accepts 100 cubic meters sensible.
2	Support	*Narrow roads not designed for trucks, *Road edge and surface damage, *Near misses *Environmental damage
3	Support	*Environmental damage/potential contamination, *Road safety issues, *Amenity of local residents being impacted, *Destruction of local infrastructure in the community. *Important that amendment should not restrict the ability of landowners to accept land fill for genuine, property specific projects.
4	Object	*Further strategic work should be undertaken to determine what is an appropriate trigger (quantum of cubic metres), and whether this should be variable (based on land size etc.) to ensure a regulatory burden is not created for all parties for small scale earthwork projects / land management activities. • Should new permit triggers of a justified threshold ultimately be introduced, there should be transitional provisions included for earthwork projects reasonably commenced prior to the approval date do not trigger a planning permit. • It is clarified that the import and use of fertiliser materials to improve soil quality (e.g. mix of manure, lime, blood and bone, gypsum and the like) does not constitute earthworks. • Appropriate exemptions should be provided for the repair/rebuilding of dams. • Further work on the proposed Amendment is required to reasonably preserve existing rights, provide certainty and resolve ambiguity
5	Support	*Reducing the threshold by half to 50 tonne without permit. *Refuse permit exchanged sodium percentage is greater than 6% *Refuse permit if proposed imported soil is dispersive as determined by Emerson Slaking & Dispersion test results.
6	Support	Should there be a limit on how many times the 100 cubic metres can be imported without a permit?
7	Support	*Changes the environment, *Altering stream patterns, *Encouraging erosion and dust, *Affects the peace and quiet for nearby residents.
8	Object	*Started an earth berm that he would like to complete as a noise barrier from traffic and motorbike noise from adjacent properties.
9	Support	*Council must now lobby Victorian State Government to allow increased levels of fining into e.g. +++\$100,000's /per instance /per property, if necessary per hour or day or as punitively as possible. *Lobby for any retrospective fining *Destroying the road surface *Water table impact with the repeated massive dam earthworks *Individual purchasing multiple properties and moving materials around properties.
10	Support	*Negative environmental, landscape and amenity impacts, *Support the proposed 'permit trigger' of more than 100 cubic metres of fill, *Agree that Amendment C131nill supports the Planning Policy Framework, the Local Planning Policy Framework and the Municipal Strategic Statement of our Planning Scheme and is consistent with relevant State policies.

THIS PAGE HAS BEEN LEFT INTENTIONALLY BLANK

Submitter 1

From: [REDACTED]
Sent: Monday, 31 May 2021 5:00 PM
To: Nillumbik <nillumbik@nillumbik.vic.gov.au>; Carl Cowie <Carl.Cowie@nillumbik.vic.gov.au>;
Peter Perkins <Peter.Perkins@nillumbik.vic.gov.au>
Subject: Planning dept. Submission to C131

To Whom it may Concern

Amendment C131

I support the Amendment and thank Nillumbik Shire Council for its diligence in attending to the vexed issue of soil dumping in the Green Wedge and Rural Conservation Zones of Nillumbik.

Clearly this Amendment is consistent with the Municipal Strategic Statement, the provisions of the Nillumbik Planning Scheme and State Planning Policy and long overdue.

I am personally aware of places in the RCZ where excessive dumping of soil has occurred and indeed is still occurring. In one site the landowner appears to be trying to fill the entire gully. Environmental degradation is happening all over our Shire and watercourses being polluted.

Another problematical result of this indiscriminate soil dumping is the introduction of invasive weeds. We had never encountered the Scotch thistle on our RCZ land until a landowner up the road from us imported quantities of soil. Though this was competently dealt with by Council at the time we are still occasionally removing Scotch thistles from our land decades later.

Social media posts regularly attest to the frequency of this activity occurring though in many cases people are afraid to draw public attention to this travesty for fear of reprisals. For this reason I cannot stress enough the importance of this regulation AND its enforcement when it is included in the Nillumbik Planning Scheme.

Though I believe that the "permit trigger" of more than 100 cubic metres is too great, I believe it would be difficult to achieve a smaller amount and so support this measure.

I am sure the local Community Groups will be able to provide Council with addresses where these activities are occurring so that they may be dealt with in future.

Thank you for the opportunity to comment.

Yours truly,

[REDACTED]

[REDACTED]

Submitter 2

From: [REDACTED]
To: [Strategic Planning](#)
Subject: C131 Submission
Date: Wednesday, 2 June 2021 1:37:30 PM

We make this submission in support of proposed Amendment C131 on the following basis:

Background

Significant earthworks in Camelot Close, Research, over the past 2 years, have resulted in the transport and stockpiling in excess of 1000 cubic metres of soil to a nearby property at [REDACTED]. At that time, 20T dump trucks ran along Bells Hill Rd between those two properties over many days as frequently as every 30-40 minutes. These works had been carried out in bursts of days and sometimes weeks over the past 2 years and they are still happening today.

Bells Hill Road is a minor, narrow road with several blind corners and no footpaths. It is very popular with cyclists and walkers. Because of the lack of footpaths and no free space on either side of the road in the areas of the blind corners, pedestrians are obliged to walk on the road.

Un-regulated Impacts

The frequent heavy trucks greatly contributed to the breakdown of road edges and the surface in many places.

In addition, the trucks left soil on the road near Eltham College requiring frequent use of a road sweeper and washing of the surface to reduce the slip hazard.

The additional traffic, particularly at busy times of school drop-off and pick-up, also creates an extra safety hazard. We have witnessed many 'close encounters' between the trucks and other vehicles because of this additional truck traffic - often with high potential for head-on collisions and fatal consequences.

We can only speculate about the severe environmental impacts of the removal and stockpiling of such significant amounts of soil, however it is highly likely to be significant.

C131 Impacts

Had the proposed C131 amendment been in place at the time, a properly considered plan could have been imposed for the traffic route, and its impacts, and it is also extremely unlikely the scale of the earth works and removal and stockpiling of soil, would have been permitted without many objections and/or penalties imposed.

There need to be significant, and meaningful, penalties available for breaches of this amendment to deter works on this enormous scale.

[REDACTED]

Submitter 3

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
June 2, 2021

Land Fill Planning Amendment C131

1.0 Introduction

I support the proposal to introduce a Planning Amendment C131 to control Land Fill on Private property.

This is an important issue that has significant implications in terms of outcomes related to environmental damage, road safety, amenity of local residents, destruction of local infrastructure in the community.

This submission is based on personal experience of a local land fill "operation", however, I believe that the concerns and issues I express apply equally to any site used for such purposes across the shire of Nillumbik .

My personal experience is of a property at [REDACTED] [REDACTED] [REDACTED] has been receiving fill since approximately May 2020. The trucks delivering this fill travel past my residence on Hildebrand Rd (made road), continue along Jacksons Rd (dirt road) and then turn up Bald Spur Rd (dirt road).

In Feb this year, I contacted the Nillumbik Planning Department in response to a planning permit that had been issued for [REDACTED] [REDACTED] [REDACTED]. The permit was for a residential house and associated outbuildings. My enquiry related to the ongoing flow of trucks along Hildebrand Rd delivering fill to the property since around May 2020. The person I spoke to in the Department said "the landowners were not supposed to be doing that" and he would speak to them "again" and be "more firm this time" (what ever that means). Clearly, under the current planning laws, there is very limited action that Council can take as little has changed in terms of truck traffic.

2.0 Environmental Contamination

My observation of passing trucks heading towards this property suggest a range of fill including loads appearing to contain topsoil, rubble and ground cover (including vegetation). At present there is no authority responsible for checking and no way to certify that the fill being delivered is either "clean" (a definition of which I cannot identify) or not "contaminated". Viewing the publicly available VicPlan Planning Property Report information for this property, it is clear that there are outflows off this property into the Diamond Creek, but without some form of formal oversight of the land fill/dumping process there can be no guarantee that there will not be contamination issues of the Diamond Creek or wider environs.

If contaminated fill is dumped on this property it may be years before contaminants leach out and impact the local environment, including the diamond creek. Between the potential time delay and the forensic activity required to track down the undocumented source of any such contamination, it is highly unlikely that anyone will be held accountable and significant cost will be incurred by the

public purse to achieve any form of remediation. As a matter of principle, prevention of environmental problems is always preferable to remediation.

3.0 Road Safety

Hildebrand Rd, Jacksons Rd, Bald Spur Rd and in fact most roads in the Shire of Nillumbik are not designed to accommodate high volume traffic of large trucks. Nillumbik Shire have a policy of not clearing roadside verges on many minor roads and do minimal clearing of overhanging vegetation. The landfill truck drivers tend to stick to the middle of these minor roads because of the overhanging roadside vegetation and they quickly learn where to increase speed to get up the hills. It is likely that these drivers are also under time pressure to complete trips as the speed at which some travel seems inappropriate to the road conditions.

This is a dangerous combination on roads not made for this type of traffic. The land fill operation at [REDACTED] has been sporadic over the last 12 months, however, at their peak there have been an average of 4 trucks/hr delivering fill. With return trips, this works out at about a truck every 10 min.

The minor roads in the shire typically do not have footpaths or roadside walking tracks so the roadside shoulder is used by walkers, joggers, cyclists, horse riders etc. This volume of truck traffic, and their driving behaviour, on an ongoing basis, represents a recipe for disaster.

To highlight the problem of these large trucks on minor roads, I submit two short dash cam videos (Approaching Truck Hildebrand Rd.MP4 and Approaching Truck Jacksons Rd.MP4) of my own driver experience when encountering these trucks. Multiply this experience by a truck up to every 10 minutes and I contented an accident is inevitable.

4.0 Loss of Amenity

The land fill traffic has been sporadic over the last 12 months and has generally seemed to run in "campaigns" where large numbers of trucks operate for a period of days or weeks and then stop. This type of truck activity is not related to a specific landowner project such as driveway or menage construction (which has an obvious timeline end point). Rather, this type of truck activity is open ended and unless mitigated in some fashion will likely become an ongoing feature of the area.

As discussed previously, at its peak, an average of a truck movement every 10 minutes results in a significant loss of amenity due to the noise of fully loaded trucks labouring to negotiate the road and inclines, the significant noise of air brakes as they rush back empty for the next load, the significant dust generated on unmade roads, and the general road hazard experienced by pedestrians, horse riders, cyclists etc. This seems to be incompatible with the concept of a Rural Conservation Zone.

I have attached dashcam video of 1 truck travelling at speed along Jacksons (Following Truck Jacksons Rd.MP4) to give an indication of the dust generation and road hazards posed by these vehicles. Clearly where trucks are moving in the order of every 10 minutes the loss of amenity and hazards are significant.

5.0 Damage to infrastructure

It seems very unfair that these landowners are likely profiting from the activity of accepting land fill, while the roads that are not constructed to support the volume/weight of traffic are being destroyed. Rate payers that conduct building works, regardless of whether it is a personal residential development or a commercial development are required to pay an Asset Protection Fee to council to cover the cost of any damage caused to local infrastructure. Land owners that profit from

commercial land fill activities are currently not required to cover the cost of damage that they cause to council infrastructure. There are numerous examples of damaged asphalt on Hildebrand Rd, particularly where trucks need to change gear, and last winter, while council road equipment were grading Jacksons Rd, land fill trucks were simultaneously travelling up and down the road causing more damage.

6.0 General Comments related to the proposed Amendment.

There is clearly a need for the ability of Nillumbik Shire to proactively stop the unregulated, open ended commercial delivery of fill to private land sites in Nillumbik purely for the purpose of disposing of land fill. The current method of attempting to control commercial land activities, after the fact, by appealing to VCAT is entirely unsatisfactory as it results in significant delays, costs, uncertainty, loss of amenity, environmental damage and stress to local residents. Whilst the highest profile example in Nillumbik Shire, Chapel Lane is but one example of these activities in the Shire.

Any amendment to the Planning Regulations should not restrict the ability of landowners to accept land fill for genuine, property specific projects; for example, landscape recontouring, driveway construction, menage construction, filling of pools, dams etc.

3 June 2021

Nillumbik Shire Council
PO Box 476
GREENSBOROUGH VIC 3088

By email: strategic.planning@nillumbik.vic.gov.au

Dear Sir / Madam,

AMENDMENT C131 TO THE NILLUMBİK PLANNING SCHEME

We act on behalf of [REDACTED], the owner of land at [REDACTED].

On behalf of our client, we make the following submissions to Amendment C131 ('the Amendment') to the Nillumbik Planning scheme.

The Amendment proposes to introduce new planning permit triggers for earthworks within the Green Wedge and Rural Conservation Zones.

General observations

The desire to regulate works and development generally in the context of planning policy settings which broadly seek to protect green wedges from inappropriate development, is understood.

The explanatory report cites 'dumping' practices as a specific concern.

Earthworks are defined under the VPPs as "*Land forming, laser grading, levee banks, raised access roads and tracks, building pads, storage embankments, channel banks and drain banks and associated structures.*"

As Council is aware, our client conducts land management activities and earthworks as part of its reasonable use and enjoyment of its property, to enhance the quality and presentation of the land, and to maintain dams on site.

Our client also fertilises the land to improve soil quality, an activity which does not constitute earthworks per se.

We note earthworks are typically exempted from permit requirements under other environmental overlays where the loss of flood plain capacity is avoided and where sediment discharge to creeks and waterways is avoided.

There is a concern therefore that the proposed changes may lead to over regulation, and may have similar unintended consequences of regulatory burden more broadly. Therefore the introduction of new and potentially arbitrary planning permit triggers (with a very low threshold in terms of cubic metres) requires careful consideration, particularly in circumstances where wholesale application across multiple zones is contemplated (rather than to specific areas through area specific overlays).

The exhibited materials do not include any background work providing a basis for determining the specific triggers proposed. Nor is any basis provided in terms of specific objectives, or policy guidance to inform application materials or assessment parameters in light of the issues the amendment seeks to address.

Planning & Property Partners Pty Ltd
ABN 63 343 015 948
Legal Directors: Mark Naughton, Chris Taylor & Nicholas Sutton
Non-Legal Directors: Paul Little, Nicholas Touzeau, Johan Moylan & Zoe Cochrane

13/1 Collins Street, Melbourne VIC 3000
Telephone: +61 3 8626 9000
Email: admin@pppartners.com.au
www.ppppartners.com.au



In light of our client's experience and the scale of the land involved, where quantum's of fill (and fertiliser materials) significantly in excess of 100m³ have regularly been used without impacting scenic values and without causing any offsite impacts, the proposed threshold raises concern.

Our client submits that such activities as carried out to date should be able to be freely continued without the imposition of onerous and costly regulatory processes.

Submissions

On the basis of initial review of the exhibited materials our client submits:

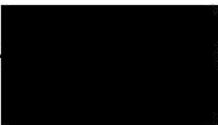
- Further strategic work should be undertaken to determine what is an appropriate trigger (quantum of cubic metres), and whether this should be variable (based on land size etc) to ensure a regulatory burden is not created for all parties for small scale earthwork projects / land management activities.
- Should new permit triggers of a justified threshold ultimately be introduced, there should be transitional provisions included for earthwork projects reasonably commenced prior to the approval date do not trigger a planning permit.
- It is clarified that the import and use of fertiliser materials to improve soil quality (e.g. mix of manure, lime, blood and bone, gypsum and the like) does not constitute earthworks.
- Appropriate exemptions should be provided for the repair/rebuilding of dams.
- Further work on the proposed Amendment is required to reasonably preserve existing rights, provide certainty and resolve ambiguity.

Conclusion

Thank you for consideration of the issues raised in this submission.

We would be pleased to discuss this matter at Council's convenience, wish to reserve the right to expand upon the submission, and request to be kept informed of any further progress on the proposed Amendment.

Yours faithfully,



Partners Pty Ltd

Submitter 5

From: [REDACTED]
To: [Strategic Planning](#)
Subject: Fw: Submission No 2 - Amendment C131 from [REDACTED]
Date: Thursday, 3 June 2021 9:18:08 PM

I correct my contact email address. Txs

Regards [REDACTED]

----- Forwarded message -----

From: [REDACTED]
To: strategic.planning@nillumbik.vic.gov.au <strategic.planning@nillumbik.vic.gov.au>
Sent: Thursday, 3 June 2021, 09:13:52 pm AEST
Subject: Submission Amendment C131

03 June, 2021

TO

Rosa Zouzoulas

Executive Manager Planning and Community Safety Nillumbik Shire Council

Civic Drive (PO Box 476), Greensborough VIC 3088

FROM

[REDACTED]

of [REDACTED]

[REDACTED]

[REDACTED]

in consultation with [REDACTED], *wastewater chemist and runoff management specialist.*

Team,

I support the Purpose of this amendment and am on record in expressing concern about the limited powers Council has to control and manage the dumping of large quantities of excavated soil on rural properties in the Shire.

My concern remains that many of the source sites may be characterised by sodic and dispersive soils from the north and west of the municipality.

These soils jeopardise the environment and good management of our land and waterways.

[Submission](#)

ONE

Allowing dumping of 100 tonne quantities of potentially poor soil dotted over our rural region with a permit is likely to be an ineffectively high trigger.

I suggest Council consider reducing the threshold by half to 50 tonne without permit.

TWO

The permit process needs soil report thresholds to facilitate the approval process:

- Refuse permit exchanged sodium percentage is greater than 6%
- Refuse permit if proposed imported soil is dispersive as determined by Emerson Slaking &

Submitter 5

Dispersion test results.

ENDS

Submitter 6

Proposed Amendment C131 to Nillumbik Planning Scheme

Submission from [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Email: [REDACTED]

Date: 3rd June 2021

I thoroughly support this amendment and thank Council for addressing this issue, which last year became more widespread, raising many concerns.

I have **one concern** though, perhaps more of a query. As far as I can understand, a landholder could tomorrow import 100 cubic metres of soil without a permit. Could he/she then import another 100 cubic metres next week/ Or next month? Should there be a limit on how many times the 100 cubic metres can be imported without a permit? Or is this covered elsewhere?

Thanks for initiating this amendment.

[REDACTED].

Submitter 7

From: [REDACTED] on behalf of [REDACTED]
To: [Nillumbik](#)
Cc: [REDACTED]
Subject: Submission C131
Date: Thursday, 3 June 2021 10:05:56 PM

Amendment C131 to Nillumbik Planning Scheme Submission (Proposed)

I support this amendment to limit the dumping of fill in Green Wedge locations like Chapel Lane. Clearly this practice profoundly changes the environment as well as altering stream patterns and encouraging erosion and dust,
It also significantly affects the peace and quiet for nearby residents.

[REDACTED]
[REDACTED]
[REDACTED]

Submitter 8

From: [REDACTED]
Subject: [REDACTED] [Planning](#)
Date: Amendment C131 Submission
Friday, 4 June 2021 6:03:07 PM

I do not believe a permit should be required for earth works on private land.

I have started an earth berm on my 20 acre property contoured to my land which I would like to complete, as a noise barrier from traffic noise and motor bike noise from adjacent properties. Given the speed the 80kph speed limits on roads behind my proper on road surfaces which are high friction, it has become necessary for me to undertake some remediation of this noise to enjoy my property.

As for motor bike noise from properties, previous complaints to Council from other Rate Payers on restrictions in hours of use have been dismissed by Council. At the time it was reported in the Leader Newspaper the Councils position was ratepayers should be able to use the land as they see fit.

I would like to have these same rights in my approach to noise reduction.

Regards

[REDACTED]
[REDACTED]
[REDACTED]

Submitter 9

From: [REDACTED]
To: [Nillumbik](#)
Subject: Submission for Amendment C131 to the Nillumbik Planning Scheme to Regulate Earthworks in the Green Wedge
Date: Friday, 4 June 2021 3:41:37 PM

Planning Scheme Amendment C131

Having witnessed extensive, prolonged, wanton and reckless destruction of environment by the owner of [REDACTED], where 1000's of tons of clay and top soil have been very deliberately moved from that property to [REDACTED] property, and back again, via Bells Hill Rd, in so doing destroying the road surface. [which has recently been resurfaced but still his trucks use it].

As well, all the dead, very large eucalyptus habitat trees right across [REDACTED] property were ripped out and left along the top of the ridge [still there] not long after property was purchased. [REDACTED] did nothing.

Now the property east of [REDACTED] has received the same treatment, where massive amounts of topsoil and clay have been pushed around.

Unfortunately the property [REDACTED] directly to west of [REDACTED] is up for grabs, so no doubt the owner of adjoining [REDACTED] will purchase that as well and trash that property too.

So, in the first instance is there anything the Council can do to stop owner of [REDACTED] from further purchases and further destruction?
Whatever is happening to the water table with the repeated massive dam earthworks at that address?

The way it is going, he is going to make it unpleasant for everyone to want to live in the area, because he wants to buy up everything over time, and is turning whatever he touches into some unregulated 'disneyoid' theme park.

The first I heard [on good authority] of said owner, it was to the effect that "he will personally ensure [REDACTED] gets Macadamised as long as everyone on that stretch of road gave him first offer to buy".

He is definitely now showing that he is ready to buy up the entire area. Making it untenable so everyone sells up.

My first encounter with was that of an over grown three year old spitting his dummy because he always wants his own way. Was not a good first impression at all, that was just into first lockdown last year.

So, I am all for endorsing the proposed content for Amendment C131 if it means Nillumbik Council can put a stop to any of the above reoccurring.

However the current level of penalty fining does nothing to deter this person, as their pockets are too deep.

So, therefore Council **must now** lobby Victorian State Government in order for the contents of

Submitter 9

Amendment C131 to be truly effective into the future, and increase levels of fining into e.g. +++\$100,000's /per instance /per property, if necessary per hour or day or as punitively as possible.

The Council needs as many 'sets of teeth' against the likes of the owner of [REDACTED]

I am assuming that most of this will become redacted, but please do not ignore the gist of content and my plea to lobby State Govt to get more clout and make fining something that deters instead of being laughed at by the developing perpetrators. Also, is it possible to try and lobby for any retrospective fining?

[REDACTED]
PS: I know this is crude and simplistic, but it is how we have seen the situation unfold, not good, horrendous, in fact, and it makes a mockery of what Nillumbik Green Wedge Shire stands for.

[REDACTED]
[REDACTED]
[REDACTED]



Friends of Nillumbik Inc.

P.O. Box 258 Eltham 3095

mail@friendsofnillumbik.org

Friends of Nillumbik Inc. (FoN) is a public interest, not-for-profit, community volunteer group. We have around 1000 supporters who live or work in the Shire of Nillumbik. Our association's purpose is to support and promote the environmental and landscape values, neighbourhood character, orderly planning and good governance of the Shire of Nillumbik. We work to protect Nillumbik's Green Wedge recognising this can only be achieved through the consistent application of planning scheme controls.

Nillumbik Shire Council,
Civic Drive (PO Box 476) also
Greensborough 3058.

2nd June, 2021

Re: Amendment C131nill

The dumping of clean fill in Nillumbik's rural areas can have negative environmental, landscape and amenity impacts and has recently caused much community angst and disputation in the Chapel Lane area of Doreen. We have also received reports that there have been incidents of irregular soil dumping in the rural conservation areas of the Shire. It would be a positive move if any ambiguity or uncertainty around when a permit is required, could be removed.

Friends of Nillumbik Inc. supports the proposed Amendment C131nill.

We support the proper regulation of earthwork including the deposit/dumping of clean fill on land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1-5). We support the proposed 'permit trigger' of more than 100 cubic metres of fill for land in these zones.

We agree that Amendment C131nill supports the Planning Policy Framework, the Local Planning Policy Framework and the Municipal Strategic Statement of our Planning Scheme and is consistent with relevant State policies.

 Friends of Nillumbik Inc)

THIS PAGE HAS BEEN LEFT INTENTIONALLY BLANK

Date	Format/Publication	Copy attached
22/4/21	Letters to Prescribed Ministers – Neville, Symes and D'Ambrosio	Letter to Neville
22/4/21	Letters as instructed by DEWLP – Victorian Famers Federation, Dep Secretary Water Catchments DELWP, EPA and Green Wedge Coalition	Letter to VFF
22/4/21	Media Release	Yes
22/4/21	Herald Sun	Yes
22/4/21	Government Gazette	Yes
22/4/21	Participate Website	Screen shot
26/4/21	Warrandyte Diary	Yes
28/4/21	The Local Paper	Yes
26/4/21	Social Media posts	Yes
June 2021	Nillumbik News	Screen Shot



Enquiries: Leigh Northwood
Telephone: 9433 3226

22 April 2021

The Hon. Lisa Neville, MP
Minister for Water
Level 17, 8 Nicholson Street,
EAST MELBOURNE 3002

Dear Minister

**NILLUMBIK PLANNING SCHEME
AMENDMENT NO C131
NOTICE OF PREPARATION OF AN AMENDMENT**

I wish to notify you as the Minister administering the ***Conservation, Forests and Lands Act 1987 and the Catchment and Land Protection Act 1994*** that Council is preparing Amendment C131 to the Nillumbik Planning Scheme.

I am notifying under section 19(1)(a) and (c) of the Planning and Environment Act 1987 and enclose a copy of the Notice of Amendment and the Explanatory Report.

Land affected by the Amendment

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 – 5) of the Nillumbik Shire.

What the amendment does

The Amendment amends the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

Why is the Amendment required?

The Amendment will assist the council to manage large earthworks and the placement of fill within the Green Wedge and Rural Conservation Zones (Schedules 1-5) allowing the Council to assess and mitigate the future risks and fill activities which are having significant environmental and amenity impacts in the Shire.

Earthworks are currently unregulated in areas that are not subject to environmental specific planning controls and have a range of potentially negative environmental,

Civic Drive (PO Box 476) Greensborough Victoria 3088
03 9433 3111 | nillumbik@nillumbik.vic.gov.au

nillumbik.vic.gov.au

amenity and landscape impacts. Requiring a permit for 'earthworks' will provide Council with a mechanism to regulate them and to minimise these impacts.

Making a submission

You can inspect the amendment and any documents that support the amendment, free of charge, at:

- The Nillumbik Shire Council's Participate Nillumbik website at:
<https://participate.nillumbik.vic.gov.au/> and/or
- The Department of Environment, Land, Water and Planning website at:
<https://www.planning.vic.gov.au/schemes-and-amendments/amending-a-planning-scheme/planning-documents-on-exhibition>

Any person who may be affected by the amendment may make a submission to the planning authority (Nillumbik Shire Council). The closing date for submissions is 3rd June 2021. A submission should be posted to:

Rosa Zouzoulas
Executive Manager Planning and Community Safety
Nillumbik Shire Council
Civic Drive (PO Box 476)
Greensborough VIC 3088

Alternatively, a submission can be sent electronically via email to
strategic.planning@nillumbik.vic.gov.au

A submission which seeks to change the amendment and is not accepted by the planning authority will be referred to an Independent Panel appointed by the Minister under Part 8 of the *Planning and Environment Act 1987*.

If a submission is referred to a Panel, a Directions Hearing is likely to be held in the week commencing 30 August 2021 and a Panel Hearing in the week commencing 27th September 2021.

Anyone who has made a submission which has been referred to a Panel has an opportunity to be heard.

In accordance with State legislation, a copy of every submission, redacted to remove the submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission.

The full content of a submission made on behalf of an organisation in relation the amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers.

If you have any queries regarding this matter please contact Leigh Northwood, Strategic Planning Lead by email leigh.northwood@nillumbik.vic.gov.au or telephone (03) 9433 3226.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Rosa', with a stylized flourish at the end.

Rosa Zouzoulas
Executive Manager Community Safety and Planning

Encl:

- Notice of the proposed Amendment C131 to the Nillumbik Planning Scheme
- The explanatory report for the proposed Amendment C131 to the Nillumbik Planning Scheme
- Schedule to Clause 35.04 and Schedules 1-5 to Clause 35.06



Enquiries: Leigh Northwood
Telephone: 9433 3226

22 April 2021

Mr Luke Hooke
Victorian Farmers Federation
24 COLLINS STREET
MELBOURNE VIC 3000

Dear Mr Hooke

**NILLUMBIK PLANNING SCHEME
AMENDMENT NO C131
NOTICE OF PREPARATION OF AN AMENDMENT**

I wish to notify you, under Ministerial Direction 19, that Council is preparing Amendment C131 to the Nillumbik Planning Scheme.

Land affected by the Amendment

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 – 5) of the Nillumbik Shire.

What the amendment does

The Amendment amends the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

Why is the Amendment required?

The Amendment will assist the council to manage large earthworks and the placement of fill within the Green Wedge and Rural Conservation Zones (Schedules 1-5) allowing the Council to assess and mitigate the future risks and fill activities which are having significant environmental and amenity impacts in the Shire.

Earthworks are currently unregulated in areas that are not subject to environmental specific planning controls and have a range of potentially negative environmental, amenity and landscape impacts. Requiring a permit for 'earthworks' will provide Council with a mechanism to regulate them and to minimise these impacts.

You may inspect the amendment, any documents that support the amendment and the explanatory report about the amendment, free of charge, at:

- the Nillumbik Shire Council's website at www.participate.nillumbik.vic.gov.au/; and/or
- at the Department of Environment, Land, Water and Planning website www.delwp.vic.gov.au/public-inspection.

Any person who may be affected by the amendment may make a submission to the planning authority about the amendment. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for council to consider submissions and to notify such persons of the opportunity to attend council meetings and any public hearing held to consider submissions. The closing date for submissions is 3rd June 2021. A submission must be sent to:

Rosa Zouzoulas
Executive Manager Planning and Community Safety
Nillumbik Shire Council
Civic Drive (PO Box 476)
Greensborough VIC 3088

Alternatively, a submission can be sent electronically via email to:
strategic.planning@nillumbik.vic.gov.au

A copy of every submission, redacted to remove each submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission.

The full content of a submission made on behalf of an organisation in relation the amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers.

Not providing the mandatory information will mean that your submission cannot be accepted.

You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough Vic 3088.

Not providing the mandatory information will mean that your submission cannot be accepted.

You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough Vic 3088.

Enquiries

If you have any enquiries regarding the proposed Amendment C131 to the Nillumbik Planning Scheme, please contact Leigh Northwood, Strategic Planning Lead by email leigh.northwood@nillumbik.vic.gov.au or phone on 9433 3226.

Yours sincerely



Rosa Zouzoulas

Executive Manager Community Safety and Planning

Enc:

Explanatory Report

Schedule to Clause 35.04 and Schedules 1-5 to Clause 35.06

Instruction Sheet

Media release

Amendment C131 to regulate earthworks in Nillumbik's green wedge

22 April 2021

Clean fill dumping in the green wedge will soon be regulated if a proposed amendment to the Nillumbik Shire Planning Scheme is successful.

At Council's request, Victorian Planning Minister authorised the preparation of Amendment C131Nill to the Planning Scheme to regulate earthworks in the green wedge.

There is currently no one provision in Victorian Planning Schemes to regulate the deposit of clean fill on land, particularly in the peri-urban areas of Melbourne.

Amendment C131, which will apply to the Green Wedge Zone and Rural Conservation Zone, requires a permit for earthworks involving the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill.

The amendment is now on public exhibition on Council's Participate Nillumbik website (link will be inserted here) until 3 June and anyone who is affected may make a submission to Council.

Nillumbik Mayor Peter Perkins said the large-scale dumping of clean fill had become a significant issue across the Shire as seen more recently in Chapel Lane, Doreen.

"This is also an issue faced by many peri-urban councils across Melbourne, who are watching this closely," Cr Perkins said.

"If successful we will be only the second council to have a mechanism to control earthworks in the Green Wedge – Hume Council was the first.

"I would like to reassure landowners that the amendment will not interfere with normal farming practices that generally involve less than 100 cubic metres of fill, but will give Council greater powers to regulate large-scale soil dumping in our beloved Green Wedge."



Bunjil Ward Councillor Karen Egan described clean-fill dumping as a red-hot issue for the Shire.

“This is to stop the dumping of soil on the scale of up to 300 trucks a day,” Cr Egan said. “It isn’t about landowners who are filling in a swimming pool or similar.”

Sugarloaf Ward Councillor Ben Ramcharan said he had received many complaints about soil dumping.

“This is about taking a stand and saying it’s not what we want in our Green Wedge Shire. We know our community loves the green wedge and wants to protect it.”

To view the amendment and for information on how to make a submission, go to www.participate.nillumbik.vic.gov.au

Notices

Public Notices

Notice of Preparation of Draft Annual Budget 2021/2022 and Proposed Mayoral and Councillor Allowances

Draft Annual Budget 2021/2022

Brimbank City Council has prepared a Draft Annual Budget for the financial year commencing on 1 July 2021 and ending on 30 June 2022.

The Draft Annual Budget 2021/2022 is supported by the Draft Financial Plan 2021-2031 and Draft Revenue and Rating Plan 2021-2025.

The Draft Annual Budget, Draft Financial Plan and Draft Revenue and Rating Plan are available from 22 April 2021 until 19 May 2021 on Council's website www.brimbank.vic.gov.au

Proposed Mayoral and Councillor Allowances

In accordance with section 39 of the Local Government Act 2020, while performing their duties as an elected official, Mayors and Councillors are entitled to receive remuneration in the form of an allowance. The allowance must be within the category range set by the State Government.

Brimbank City Council is a Category 3 Council. The allowance range for a Category 3 Council, approved by the Minister:

Mayor: up to \$100,434 per annum
Councillor: \$13,123 - \$31,444 per annum.

In accordance with section 74(1) of the Local Government Act 1989, Council must review and determine the level of mayoral and councillor allowances by no later than the next 30 June after an election.

Council proposes to set the Mayoral and Councillor allowances for the 2020-2024 Council term at the maximum of the allowable range of Category 3, plus an amount equivalent to the Superannuation Guarantee Contribution (currently 9.5 per cent).

In accordance with section 74(4) of the Local Government Act 1989, a person has a right to make a submission under section 223 of the Local Government Act 1989 in respect of a review of allowances. Anyone who wishes to make a submission may do so in accordance with the Draft Annual Budget submissions process.

Have your say - Written submissions

In accordance with Section 223 of the Local Government Act 1989, a person may make a written submission about the Draft Annual Budget and proposed Councillor allowances. The closing date for written submissions is 5pm on Wednesday 19 May 2021.

You can make your submission:

Online by visiting www.yoursay.brimbank.vic.gov.au

Email: submission@brimbank.vic.gov.au

Post: Consultation Council Budget

Brimbank City Council
PO Box 70
Sunshine VIC 3020

Anyone making a submission on the Draft Annual Budget, Draft Financial Plan, Draft Revenue and Rating Plan, and Councillor Allowances has the right to be heard by a Hearing of Submissions Committee. The Hearing of Submissions Committee will be held at 6pm on Wednesday 26 May 2021 at the Brimbank Community and Civic Centre, 301 Hampshire Road, Sunshine and, if required, a further meeting will be held at 6pm on Thursday 27 May, at Kellor Community Hub, 704B Old Calder Highway, Kellor.

Anyone wishing to be heard in support of their submission should state so in their written submission.

Council will meet to consider adopting the Annual Budget 2021/2022, Financial Plan 2021-2031, Revenue and Rating Plan 2021-2025, and Mayoral and Councillor Allowances, at the Ordinary Council Meeting at 7pm on Tuesday 15 June 2021 at the Brimbank Community and Civic Centre, 301 Hampshire Road, Sunshine.

www.brimbank.vic.gov.au

Helen Morrissey
Chief Executive Officer

www.brimbank.vic.gov.au



Planning and Environment Act 1987 NILLUMBIK PLANNING SCHEME Notice of the preparation of an amendment Amendment C131

The Nillumbik Shire Council has prepared Amendment C131 to the Nillumbik Planning Scheme.

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 - 5).

The Amendment proposes to amend the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

You may inspect the amendment, any documents that support the amendment and the explanatory report about the amendment, free of charge, at:

- the Nillumbik Shire Council website at <https://participate.nillumbik.vic.gov.au/>; and/or
- during office hours, at the office of the planning authority, Nillumbik Shire Council, Civic Drive, Greensborough VIC 3088; and
- at the Department of Environment, Land, Water and Planning website www.delwp.vic.gov.au/public-inspection.

Any person who may be affected by the amendment may make a submission to the planning authority about the amendment. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for council to consider submissions and to notify such persons of the opportunity to attend council meetings and any public hearing held to consider submissions.

The closing date for submissions is 3 June 2021. A submission must be sent to:

Rosa Zouzoulas
Executive Manager Planning and Community Safety
Nillumbik Shire Council
Civic Drive (PO Box 476)
Greensborough VIC 3088

Alternatively, a submission can be sent electronically via email to strategicplanning@nillumbik.vic.gov.au

A copy of every submission, redacted to remove each submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission. The full content of a submission made on behalf of an organisation in relation to the amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers. Not providing the mandatory information will mean that your submission cannot be accepted. You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough Vic 3088.

Yours sincerely

Rosa Zouzoulas

Executive Manager Planning and Community Safety



TELSTRA IS PLANNING TO REMOVE A PAYPHONE

It is proposed that a card and coin payphone be removed from:
Outside 1 Hudson Street, Moonee Ponds, VIC 3039

(Payphone ID: 03957067X2)
Currently, the next nearest payphone is located:
Outside 205 Maribyrnong Road, Ascot Vale, VIC 3032
(Payphone ID: 03957011X2)
Reference Number: 45067

Telstra intends making a final decision on this proposal by:
8th June 2021

To assist us in making a final decision, we invite your comments on this proposal. Please send us your comments in writing to:
Telstra Payphone Siting Manager
Locked Bag 4850 Melbourne VIC 3001
Or by calling us on 1800 011 433 (selection Option 2)
Or by email to Payphones@team.telstra.com

For more information on payphone services (including any applicable payphone consultation documents) see:
<https://www.telstra.com.au/consumer-advice/payphones>

TELSTRA IS PLANNING TO REMOVE A PAYPHONE

It is proposed that a card and coin payphone be removed from:
Outside 2 Mackie Road, Bentleigh East, VIC 3165

(Payphone ID: 03957900X2)
Currently, the next nearest payphone is located:
Inside Moorabbin Medical Centre
823 Centre Road, Bentleigh East, VIC 3165
(Payphone ID: 03957006X1)
Reference Number: 45068

Telstra intends making a final decision on this proposal by:
8th June 2021

To assist us in making a final decision, we invite your comments on this proposal. Please send us your comments in writing to:
Telstra Payphone Siting Manager
Locked Bag 4850 Melbourne VIC 3001
Or by calling us on 1800 011 433 (selection Option 2)
Or by email to Payphones@team.telstra.com

For more information on payphone services (including any applicable payphone consultation documents) see:
<https://www.telstra.com.au/consumer-advice/payphones>

Sell it at Buy Search Sell



Find it at Buy Search Sell



MOORABOOL SHIRE COUNCIL
ORDER MADE PURSUANT TO
SECTION 25 OF THE
DOMESTIC ANIMALS ACT 1994

Notice is given that the Moorabool Shire Council, at its meeting on 2 December 2020, resolved to exercise its power and make the following Order pursuant to section 25 of the **Domestic Animals Act 1994** imposing conditions on the presence of cats found at large outside the premises of the owner, or not securely confined to the owner's premises:

Cat Curfew

The owner of a cat must keep the cat securely confined to the owner's property and must not allow the cat to wander at large outside of the owner's property between the hours of sunset and sunrise.

'Sunset and sunrise' means 8.30 pm (sunset) to 7 am (sunrise) during Victorian daylight-saving time (DST) and 6 pm (sunset) to 7 am (sunrise) during non-daylight saving time.

'Owner' in respect of a cat has the same meaning as the **Domestic Animals Act 1994** and includes a person who keeps or harbours the animal or has the animal in his or her care for the time being whether the animal is at large or in confinement.

This Order takes effect from 1 July 2021.

DEREK MADDEN

Planning and Environment Act 1987
NILLUMBİK PLANNING SCHEME

Notice of the Preparation of an Amendment
Amendment C131

The Nillumbik Shire Council has prepared Amendment C131 to the Nillumbik Planning Scheme.

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 – 5).

The Amendment proposes to amend the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

You may inspect the Amendment, any documents that support the Amendment and the explanatory report about the Amendment, free of charge, at the Nillumbik Shire Council website at <https://participate.nillumbik.vic.gov.au/>; and/or during office hours, at the office of the planning authority, Nillumbik Shire Council, Civic Drive, Greensborough Victoria 3088; and at the Department of Environment, Land, Water and Planning website www.delwp.vic.gov.au/public-inspection

Any person who may be affected by the Amendment may make a submission to the planning authority about the Amendment. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the Amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for Council to consider submissions and to notify such persons of the opportunity to attend Council Meetings and any public hearing held to consider submissions.

The closing date for submissions is 3 June 2021. A submission must be sent to Rosa Zouzoulas, Executive Manager Planning and Community Safety, Nillumbik Shire Council, Civic Drive (PO Box 476), Greensborough, Victoria 3088.

Alternatively, a submission can be sent electronically via email to strategic.planning@nillumbik.vic.gov.au

A copy of every submission, redacted to remove each submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect, free of charge, for two months after the Amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission.

The full content of a submission made on behalf of an organisation in relation the Amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers.

Not providing the mandatory information will mean that your submission cannot be accepted.

You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough, Victoria 3088.

ROSA ZOUZOULAS
Executive Manager
Planning and Community Safety

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 25 June 2021, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

CURTIS, Lillian Maria, late of 67 Blair Street, Coburg, Victoria 3058, deceased, who died on 12 August 2020. Date of Grant 7 April 2021.

DELLA BOSCA, Albert John, also known as Joe, also known as Joe Della Bosca, late of Unit 203, 70 Nicholson Street, Fitzroy, Victoria 3065, retired, deceased, who died on 6 December 2020.

GARDAM, Donald Roy, late of John Pickford House, 70 Lowe Street, Ararat, Victoria 3377, deceased, who died on 25 September 2020.

GATT, Reno, late of 43 Yalloum Street, Ardeer, Victoria 3022, deceased, who died on 12 September 2020.

HALL, Peter John, late of Mercy Place Lynbrook, 500 Evans Road, Lynbrook, Victoria 3975, retired, deceased, who died on 3 December 2020.

McLEAN, Victoria Alexa, late of The Mews Aged Care Facility, 2a Warburton Road, Camberwell East, Victoria 3126, retired, deceased, who died on 18 November 2020.

PARKINSON, Margery Virginia, late of Menarock Life Templestowe (Willowbrae), 81-85 Porter Street, Templestowe, Victoria 3106, pensioner, deceased, who died on 21 November 2020.

RITTER, Konrad Hans, late of 31 Frederick Street, Croydon, Victoria 3136, retired, deceased, who died on 2 March 2021.

WATTS, Arthur, late of 250 Kangaroo Ground-St Andrews Road, Kangaroo Ground, Victoria 3097, deceased, who died on 21 November 2020.

Dated 16 April 2021

Creditors, next-of-kin and others having claims against the estate of any of the undermentioned deceased persons are required to send particulars of their claims to State Trustees Limited, ABN 68 064 593 148, of 1 McNab Avenue, Footscray, Victoria 3011, the personal representative, on or before 28 June 2021, after which date State Trustees Limited may convey or distribute the assets, having regard only to the claims of which State Trustees Limited then has notice.

DAVIES, Beryl, late of Estia Wodonga, 240 Felltimber Road, Wodonga, Victoria 3690, deceased, who died on 20 May 2020.

GIBSON-COUSINS, Sandra Kay, late of Unit 5, 261 Liberty Parade, Heidelberg West, Victoria 3081, deceased, who died on 8 January 2021.

HASSAN, Muhammad Jaffar, late of 19 Redwood Avenue, Hampton Park, Victoria 3976, deceased, who died on 9 October 2018.


HEATHCOTE, Paul Robert, late of Blackwood Cottage Nursing Home, 52 Sydney Road, Beechworth, Victoria 3747, deceased, who died on 12 February 2021.


JOHNSON, Peter William, late of 143 Browns Road, Cranbourne South, Victoria 3977, deceased, who died on 15 July 2020.


Attachments - 41

[Home](#) / [Council](#) / [Council news and publications](#) / [Latest news](#) / [Amendment C131 to regulate earthworks in Nillumbik's green wedge](#)

Amendment C131 to regulate earthworks in Nillumbik's green wedge

Published on 22 April 2021

[Participate Nillumbik](#)



Clean fill dumping in the green wedge could soon be regulated if a proposed amendment to the Nillumbik Shire Planning Scheme is successful.

At Council's request, the Victorian Planning Minister has authorised the preparation of Amendment C131Nil to the Planning Scheme to seek to regulate earthworks in the green wedge.

There is currently no one provision in Victorian Planning Schemes to regulate the deposit of clean fill on land, particularly in the peri-urban areas of Melbourne.

Amendment C131, which applies to the Green Wedge Zone and Rural Conservation Zone, requires a permit for earthworks involving the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill.

The amendment is now on public exhibition on Council's [Participate Nillumbik](#) website where submissions can be made until 3 June 2021.

Nillumbik Mayor Peter Perkins said the large-scale dumping of clean fill had become a significant issue across the Shire as seen more recently in Chapel Lane, Doreen.

"This is also an issue faced by many peri-urban councils across Melbourne, who are watching this closely," Cr Perkins said.

"If successful we will be only the second council to have a mechanism to control earthworks in the Green Wedge – Hume Council was the first.

"I would like to reassure landowners that the amendment will not interfere with normal farming practices that generally involve less than 100 cubic metres of fill, but will give Council greater powers to regulate large-scale soil dumping in our beloved Green Wedge."

Bunjil Ward Councillor Karen Egan said clean-fill dumping had been a problem in the Shire for more than a decade.

"Residents deserve better and now something is finally being done to address this serious issue," Cr Egan said.

"This is to stop the dumping of soil on the scale of up to 300 trucks a day.

"It isn't about landowners who are filling in a swimming pool or similar. It's about looking after the land and the environment, as well as all our residents."





Sugarloaf Ward Councillor Ben Ramcharan said he had received many complaints about soil dumping.

"This is about taking a stand and saying it's not what we want in our Green Wedge Shire. We know our community loves the green wedge and wants to protect it."

To view the amendment and for information on how to make a submission, go to [Participate Nillumbik](#)

Tagged as:

[Announcements](#) [Consultation](#) [Environment](#) [Public Notices](#)

Share    

Planning and Environment Act 1987

NILLUMBIK PLANNING SCHEME

Notice of the preparation of an amendment

Amendment C131

The Nillumbik Shire Council has prepared Amendment C131 to the Nillumbik Planning Scheme.

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 – 5).

The Amendment proposes to amend the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

You may inspect the amendment, any documents that support the amendment and the explanatory report about the amendment, free of charge, at:

- the Nillumbik Shire Council website at <https://participate.nillumbik.vic.gov.au/>; and/or
- during office hours, at the office of the planning authority, Nillumbik Shire Council, Civic Drive, Greensborough VIC 3088; and
- at the Department of Environment, Land, Water and Planning website www.delwp.vic.gov.au/public-inspection.

Any person who may be affected by the amendment may make a submission to the planning authority about the amendment. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for council to consider submissions and to notify such persons of the opportunity to attend council meetings and any public hearing held to consider submissions.

The closing date for submissions is 3 June 2021. A submission must be sent to:

Rosa Zouzoulas

Executive Manager Planning and Community Safety

Nillumbik Shire Council

Civic Drive (PO Box 476)

Greensborough VIC 3088

Alternatively, a submission can be sent electronically via email to strategic.planning@nillumbik.vic.gov.au

A copy of every submission, redacted to remove each submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission. The full content of a submission made on behalf of an organisation in relation the amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers. Not providing the mandatory information will mean that your submission cannot be accepted. You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough Vic 3088.

Yours sincerely

Rosa Zouzoulas

Executive Manager Planning and Community Safety

MP-236



Amendment C131: Earthworks in the Green Wedge

By **SANDI MILLER**

AT NILLUMBİK Council's March meeting, Council voted to propose an amendment to increase regulation of earthworks in the Green Wedge.

As the *Diary* reported late last year, dumping of clean fill has become an issue across peri-urban areas of Melbourne.

Bunjil Ward Councillor, Karen Egan last July highlighted the damage caused to neighbouring properties and bushland when large scale dumping changes natural water flows, creating ecological and water quality concerns.

"The effects of fill dumping in a Green Wedge Zone are not limited to the site of the works.

"The damage to surrounding

roads and infrastructure along with disruption to the local community can be considerable," Cr Egan said last year.

Cr Egan and Councillor for Sugarloaf, Ben Ramcharan championed the motion at the March 2021 meeting, which follows a similar planning amendment in the City of Hume.

Cr Egan said a recent case saw more than 300 trucks per day delivering soil to the site.

"This is not just a landowner filling in their swimming pool... this is mammoth ... with silt runoff into waterways and a total change to the landscape," she said.

Cr Ramcharan, told the meeting that the problem was a major issue for the Shire and that he received complaints

about illegal earthworks "left, right and centre".

"It is time we took a stand, it is not something we want for Nillumbik, it is not something we want for our Green Wedge Shire," said Cr Ramcharan.

Victorian Planning Minister Richard Wynne authorised the preparation of Amendment C131Nill, which will apply to the Green Wedge Zone and Rural Conservation Zone, and require a permit for earthworks involving the receipt, importation, stockpiling of more than 100 cubic metres of fill.

Nillumbik Mayor Peter Perkins said the large-scale dumping of clean fill had become a significant issue across the Shire as seen more recently in Chapel Lane, Doreen.

"This is also an issue faced by

many peri-urban councils across Melbourne, who are watching this closely," Cr Perkins said.

"I would like to reassure landowners that the amendment will not interfere with normal farming practices that generally involve less than 100 cubic metres of fill," he said.

The original proposal was made by the previous Council, and the current Council reaffirmed its support for the amendment at its March 23 meeting.

The amendment will be publicly exhibited on Council's Participate Nillumbik website: www.participate.nillumbik.vic.gov.au.

Council advised that dates are still being finalised, but the exhibition is expected to start late April, early May.



Planning and Environment Act 1987 NILLUMBIK PLANNING SCHEME Notice of the preparation of an amendment Amendment C131

The Nillumbik Shire Council has prepared Amendment C131 to the Nillumbik Planning Scheme.

The Amendment applies to land within the Green Wedge Zone and Rural Conservation Zone (Schedules 1 & 5).

The Amendment proposes to amend the schedule to the Green Wedge Zone and schedules 1 to 5 of the Rural Conservation Zone to require a permit trigger for earthworks which involve the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill on land within those specified zones.

Specifically, the request:

- Amends the Schedule to Clause 35.04 (Green Wedge Zone), and schedules 1-5 of Clause 35.06 (Rural Conservation Zone).

You may inspect the amendment, any documents that support the amendment and the explanatory report about the amendment, free of charge, at:

- the Nillumbik Shire Council website at <https://participate.nillumbik.vic.gov.au/> and/or
- during office hours, at the office of the planning authority, Nillumbik Shire Council, Civic Drive, Greensborough VIC 3088; and
- at the Department of Environment, Land, Water and Planning website www.delwp.vic.gov.au/public-consultation.

Any person who may be affected by the amendment may make a submission to the planning authority about the amendment. Submissions must be made in writing giving the submitter's name and contact address, clearly stating the grounds on which the amendment is supported or opposed and indicating what changes (if any) the submitter wishes to make.

Name and contact details of submitters are required for council to consider submissions and to notify such persons of the opportunity to attend council meetings and any public hearing held to consider submissions.

The closing date for submissions is 3 June 2021. A submission must be sent to:

Rosa Zouzoulas
Executive Manager Planning and Community Safety
Nillumbik Shire Council
Civic Drive (PO Box 476)
Greensborough VIC 3088

Alternatively, a submission can be sent electronically via email to strategic.planning@nillumbik.vic.gov.au

A copy of every submission, redacted to remove each submitter's personal information, will be available at Council's Participate Nillumbik website (<https://participate.nillumbik.vic.gov.au/>) for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The planning authority must make a copy of every submission available at its office and/or on its website for any person to inspect free of charge for two months after the amendment comes into operation or lapses.

The full content of a personal submission including any name/s is a public record and may be made available for public inspection and included in Council business papers. Contact information will be redacted. Names will not be redacted unless anonymity is expressly requested and confidentiality granted to a submission. The full content of a submission made on behalf of an organisation in relation to the amendment, including the name of the organisation is a public record and may be made available for public inspection and included in Council business papers. Not providing the mandatory information will mean that your submission cannot be accepted. You have the right to access and correct your personal information. Enquiries for access should be made to the Privacy Officer 9433 3271, privacy@nillumbik.vic.gov.au or PO Box 476, Greensborough VIC 3088.

Yours sincerely

Rosa Zouzoulas
Executive Manager Planning and Community Safety



**The
Local
Paper**

The Local Paper is an excellent medium for local Councils to place their statutory advertising. It reaches the target audience at an economical price. Contact our Advertising Dept. on phone 1800 231 311.

Local News

New courts at Macleod

■ The State Government has delivered four new and upgraded indoor and outdoor netball courts for the Macleod community.

Ros Spence, Minister for Community Sport, officially launched the new court developments at Nets Stadium, with a \$1.5 million Labor Government investment through the Community Sports Infrastructure Stimulus Program.

The two new outdoor courts come complete with lighting and roof structure, creating more opportunities for local netball to host training, development programs and local competitions day and night in any weather.

The upgrades will directly benefit the Banyule and District Netball Association and Macleod College students, who can also look forward to new timber sprung floors providing a better surface for indoor competitions.

Almost 2500 players signed up to play in local Netball Victoria competitions in Banyule. Nets Stadium now has two new outdoor courts and two upgraded indoor courts for players to showcase their skills.

"Sport is the lifeblood of Banyule and local communities across Victoria. As locals return to Nets Stadium, we're making sure they have the facilities they deserve to play the sports they love," said Anthony Carlines, Ivanhoe MLA.



● Ros Spence, Minister for Community Sport

New group for Y'bat, Plenty

■ A new community group is being formed for the Yarrambat and Plenty areas.

Cr Richard Stockman of Nillumbik Council is encouraging formation of the group, which had its first meeting on Monday night (Apr. 26).

"The aim was to get 50 residents out to the Plenty Views Golf Park. We ended up with 100," Cr Stockman told The Local Paper.

He said the meeting was the "biggest meet and greet of Blue Lake residents since the concerns about the 2019-2020 Plenty Gorge fire."

He explained the reasoning behind the group: "Every area seems to have one except Yarrambat and Plenty."

"This is one proud and giving community that is about to get a lot more representation," Cr Stockman said.



● Cr Richard Stockman pictured at Plenty Views.

VCAT centre for Bundoora

■ Bundoora locals will be able to get their everyday legal matters heard and access services faster at a new Victorian Civil and Administrative Tribunal (VCAT) facility, thanks to support from the State Government.

Attorney-General Jaclyn Symes officially opened the new facility last week, which will resolve more cases faster in Melbourne's north-east and help clear the backlog caused by the Coronavirus pandemic.

The new site boasts the latest technology to enable more matters to be heard online, providing greater flexibility and capacity for hearings.

Remote witness facilities for family violence cases will ensure victim-survivors can engage safely and comfortably with the tribunal.

It will provide alternative dispute resolution, including the Fast Track Mediation and Hearing program – a partnership between VCAT and the Dispute Settlement Centre of Victoria.

Bundoora is one of three new venues.

"This new purpose-built venue boasts the latest technology and facilities – providing the specialist assistance our local community needs to settle disputes and reach timely outcomes," said Sheena Watt, Member for Northern Melbourne Division.



● Sheena Watt, Northern MLC

Local Theatre Shows

■ Panorama Theatre Company: Chitty Chitty Bang Bang Until May 16 at the Frankston Arts Centre, Davy St, Frankston. Director: Nana and Robert Harvey. Musical Director: Peter Phan Nguyen. Choreographer: Natasha Harvey. Bookings: www.artscentre.frankston.vic.gov.au

■ The 1812 Theatre: The Full Monty Until May 1 at The 1812 Theatre, 3 Rose St., Upper Ferntree Gully. Director: Pip Le Blond. Bookings: <http://www.1812theatre.com.au> 9758 3954

■ Lilydale Athenaeum Theatre: Talking Heads (Three monologues by Alan Bennett) Until May 1 at 39-41 Castella St., Lilydale. Director: Alan Burrows. Bookings: 9735 1777 (Mondays, Tuesdays and Fridays 10am - 2pm).

■ Powderkeg Players: Popcorn (by Ben Elton) Until May 1 at Dempsey Park Hall, 82 Phoenix St., North Sunshine. Director: Ash Weider. Bookings: www.trybooking.com/RPTZL

■ Eltham Little Theatre: I'll Be Back Before Midnight (by Peter Colley) Until May 1 at the Eltham Performing Arts Centre, 1603 Main Rd., Research. Bookings: www.elthamlittletheatre.org.au

■ Geelong Repertory Theatre: Lopped Until May 1 at the Woodfin Theatre, 15 Connaught St., Geelong West. Director: Geoff Gaskill. Bookings: www.gpac.org.au or 5225 1200

■ Malvern Theatre Company: Educating Rita (by Willy Russell) Until May 8 at 29 Burke Rd., Malvern East. Director: Nicholas Opeliki. Bookings: www.malvernthreatre.com.au 1300 131 352

■ Mordialloc Theatre Company: Things I Know to Be True (by Andrew Bovell) Until May 8 at Shirley Burke Theatre, 64 Parkers Rd., Parkdale. Director: Geoff Arnold. Bookings: www.mordialloctheatre.com.au or 9587 5141

■ Cardinia Performing Arts Company (CPAC): Priscilla Queen of the Desert - The Musical Until May 2 at the Cardinia Cultural Centre, Pakenham. Director: Scott Hill. Musical Director: Ben Heels. Choreographer: Kristy Hamshire. Bookings and more information: www.midsunna.org.au

■ Theatre of the Damned: Side Show April 29 - May 7 at the Shenton Performing Arts Centre, 375 Ryrie St., Geelong. Tickets: \$31.50. Bookings: theatreofthedamned22@gmail.com or 042578543 or <https://www.trybooking.com/BCHFA>

■ Heidelberg Theatre Company: A Short Season of Play-Readings Play One: Love in Lockdown by Bob Ivers. April 30 at 8.00pm, May 1 at 2.00pm at Heidelberg Theatre, 36 Turram Avenue, Rosanna. Director: Rich Ivers. Play Two: Guardian Angel: A Modern Miracle by Cavin Williams. May 2 at 2.00pm, May 7 at 8.00pm. Director: Gavin Williams. Play Three: Tenderella: Sex and Slaves by Joachin Matschoss. May 8 and 9 at 8.00pm. Director: Joachin Matschoss. Admission: Free. Bookings essential. Call 9457 4117 with booking requirements.

■ CLOC Musical Theatre (CLOC): Priscilla Queen of the Desert - The Musical April 30 - May 22 at the National Theatre, St Kilda. Co-Directors: Lynette and Chris White. Choreographer: Lynette White. Musical Director: Andy McCalman. Bookings: www.cloc.org.au

■ Bairnsdale Production Line Theatre Company: Mamma Mia! May 7-21 at Forge Theatre and Arts Hub, 80 McKean St., Bairnsdale. Director: Haylee Treasures. Sky Smith, Tony Porter. Bookings: <http://www.trybooking.com/events/landing?code=706757>

■ The Mount Players: Too Many Crooks (A radio play by Christine Rochford, Jean Nery, screenplay by Michael Porteous) May 14-30 at the Mountview Theatre, 56 Smith St., Macedon. Director: John Rowland. Adapted for radio by John Rowland. Bookings: www.themountplayers.com

■ Beaumaris Theatre: Anne and Gilbert the Musical May 21-30 at Beaumaris Theatre, 82 Wells Road, Beaumaris. Director: Debbie Key. Musical Director: Harrison Ewart-Dart. Choreographer: Hortense French. Tickets: \$35/\$32. Bookings: www.beaumaristheatre.com.au

■ To Column at right

Social Media Posts

Monday 25 May or over the weekend.

Submissions are closing soon on a proposed planning scheme amendment that seeks to regulate earthworks in Nillumbik's Green Wedge.

If approved, Amendment C131, which applies to the Green Wedge Zone and Rural Conservation Zone, will require a permit for earthworks involving the receipt, importation, stockpiling or placement of more than 100 cubic metres of soil.

The amendment is on exhibition at www.participate.nillumbik.vic.gov.au/C131 and submissions close on Thursday 3 June 2021.

Sunday 30 May

Submissions about proposed Amendment C131 to the Nillumbik Planning Scheme will close this Thursday 3 June.

The amendment, which applies to the Green Wedge Zone and Rural Conservation Zone, seeks to regulate earthworks in the green wedge.

If approved, it will require a permit for earthworks involving the receipt, importation, stockpiling or placement of more than 100 cubic metres of soil.

You can view the amendment and make a submission at www.participate.nillumbik.vic.gov.au



Regulation for earthworks

Clean fill dumping in the green wedge could soon be regulated if a proposed amendment to the Nillumbik Shire Planning Scheme is successful.

At Council's request, the Victorian Planning Minister has authorised the preparation of Amendment C131Nil to the Planning Scheme to seek to regulate earthworks in the green wedge.

If approved, the amendment, which applies to the Green Wedge Zone and Rural Conservation Zone, will require a permit for earthworks involving the receipt, importation, stockpiling or placement of more than 100 cubic metres of fill.

It is on public exhibition on Council's Participate Nillumbik website where submissions can be made until 3 June 2021.

Mayor Peter Perkins said the large-scale dumping of clean fill had become a significant issue across the Shire as seen more recently in Chapel Lane, Doreen.

"I would like to reassure landowners that the amendment will not interfere with normal farming practices that generally involve less than 100 cubic metres of fill, but will give Council greater powers to regulate large-scale soil dumping in our beloved Green Wedge."



Stay up-to-date
at participate.nillumbik.vic.gov.au/c131

Shaping our future

Thanks to everyone who took part in Our People Our Place Our Future community engagement project

We heard from more than 2000 people during our consultation program that will help inform a set of key strategic planning documents. We wanted to know what was important to our community in relation to their wellbeing, neighbourhood and surrounds now and into the future.

The top 'people' priorities were:

1. Inclusion – opportunities for all, accessible community and health services, support for children and families
2. Mental and physical wellbeing, active lifestyles
3. Education and lifelong learning, local business mix.

The top 'place' priorities were:

1. Public amenities, parks and playgrounds, clean and inviting spaces
2. Housing – protection of local heritage, eco-friendly design and ageing in place
3. Open space and sustainability.

Community connection and social inclusion were considered very important. Life-long learning, volunteering, social and sporting groups were seen as key to community



connection along with easier access to public and community transport. Encouraging outdoor activities was valued as important for physical and mental health.

High value was given to Nillumbik's Green Wedge and the natural bushland environment.

We are now using community feedback to develop a Council Plan, Community Vision, Health and Wellbeing Plan and Financial Plan. These draft documents will go on public exhibition from July to September prior to final adoption in October.

To keep up to date with the project or to download a copy of the engagement findings report go to participate.nillumbik.vic.gov.au/our-future.



Stay informed! Sign up to Participate Nillumbik today at participate.nillumbik.vic.gov.au



An artist's impression of the corner of Main Road and Arthur Street, Eltham.

New \$5m plan to cut traffic

A new project to reduce traffic congestion in the Eltham Activity Centre is being funded with \$5 million from the Federal Government.

The Urban Congestion Fund project will include a range of transport improvements to create a more pedestrian-friendly and connected Eltham activity centre. The initiatives will encourage more sustainable ways of travelling including public transport

and walking in an effort to ease traffic congestion in the area.

Concept drawings are being finalised in preparation for community consultation soon, subject to Council endorsement.

You can register to stay informed about this project at our Participate Nillumbik website, participate.nillumbik.vic.gov.au/congestion-busting