VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL

PLANNING AND ENVIRONMENT LIST

VCAT REFERENCE NO. P1498/2020 PERMIT APPLICATION NO. 281/2019/11AP/A

APPLICANT	Fiago Trust
RESPONSIBLE AUTHORITY	Nillumbik Shire Council
SUBJECT LAND	18 Brisbane Street, 19 Bridge Street & 19A Bridge Street, Eltham
HEARING TYPE	Hearing
DATE OF HEARING	7 December 2020
DATE OF ORDER	7 December 2020

ORDER

Decision set aside

1 The decision of the responsible authority dated 19 May 2020 is set aside.

Permit amended

- Planning permit 281/2019/02P is amended and an amended permit is directed to be issued for the land at 18 Brisbane Street, 19 Bridge Street & 19A Bridge Street, Eltham. The permit is amended as follows.
 - (a) For condition 1(c), substitute:

Addition of a customer and goods lift with minimum internal dimensions of 1.35 metres in width, 1.4 metres in depth and 2.3 metres in height, providing access between the proposed car park and the proposed building materials and landscape yard.

(b) For condition 5(d), substitute:

Clarification as to how deliveries and unloading of goods to the site will occur in conjunction with customer vehicles entering and exiting the building

(c) For condition 5(e), substitute:

Clarification as to how waste will be collected from the site in conjunction with delivery vehicles and customer vehicles entering and exiting the building

(d) After condition 5(l), insert:



(m) Process for collection of customer purchases, including the operation and management of the customer lift and drive through facility to avoid using the public footpath to transport bulky or large items to the under croft car park.

Geoffrey Code Senior Member

APPEARANCES

By videoconference

For Fiago Trust	Mr Michael Meyer, town planner, Urbis Pty Ltd
For Nillumbik Shire Council	Mr David Di Giovanni, town planner

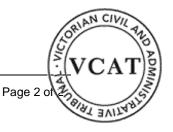
INFORMATION

Brief description of proposal	Construction of a 'building materials and landscape yard and timber yard' Bunnings warehouse
Nature of proceeding	Application under section 77 of the <i>Planning</i> and Environment Act 1987 – to review the refusal to grant an amended permit
Planning scheme	Nillumbik Planning Scheme
Zone and overlays	Industrial 3 Zone

REMARKS

1 I gave oral reasons for this order at the conclusion of the hearing.

Geoffrey Code Senior Member



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