#### NOTICE OF AN APPLICATION FOR PLANNING PERMIT

The land affected by the application is located at:	Southeast Business Park We 1/6 Venture Way, Pakenham VIC 3810 L1 PS621720	
The application is for a permit to:	Use of land for Care takers accommodation and associated Building and works	
The applicant for the permit is:	3D DESIGN GROUP	
The application reference number is:	T230641	
You may look at the application and any documents that support the application at the office of the Responsible Authority:	Cardinia Shire Council  20 Siding Avenue Officer 3809  This can be done during office hours and is free of charge.  Documents can also be viewed on Council's website: <a href="https://www.cardinia.vic.gov.au/advertisedplanningapplications">https://www.cardinia.vic.gov.au/advertisedplanningapplications</a>	

Any person who may be affected by the granting of the permit may object or make other submissions to the responsible authority.

#### An objection must

- \* be sent to the Responsible Authority in writing, at Cardinia Shire Council, PO Box 7, Pakenham, Vic, 3810 or email at <a href="mail@cardinia.vic.gov.au">mail@cardinia.vic.gov.au</a>.
- \* include the name and address of the objector/ submitter.
- include the application number and site address.
- \* include the reasons for the objection, and
- \* state how the objector would be affected.

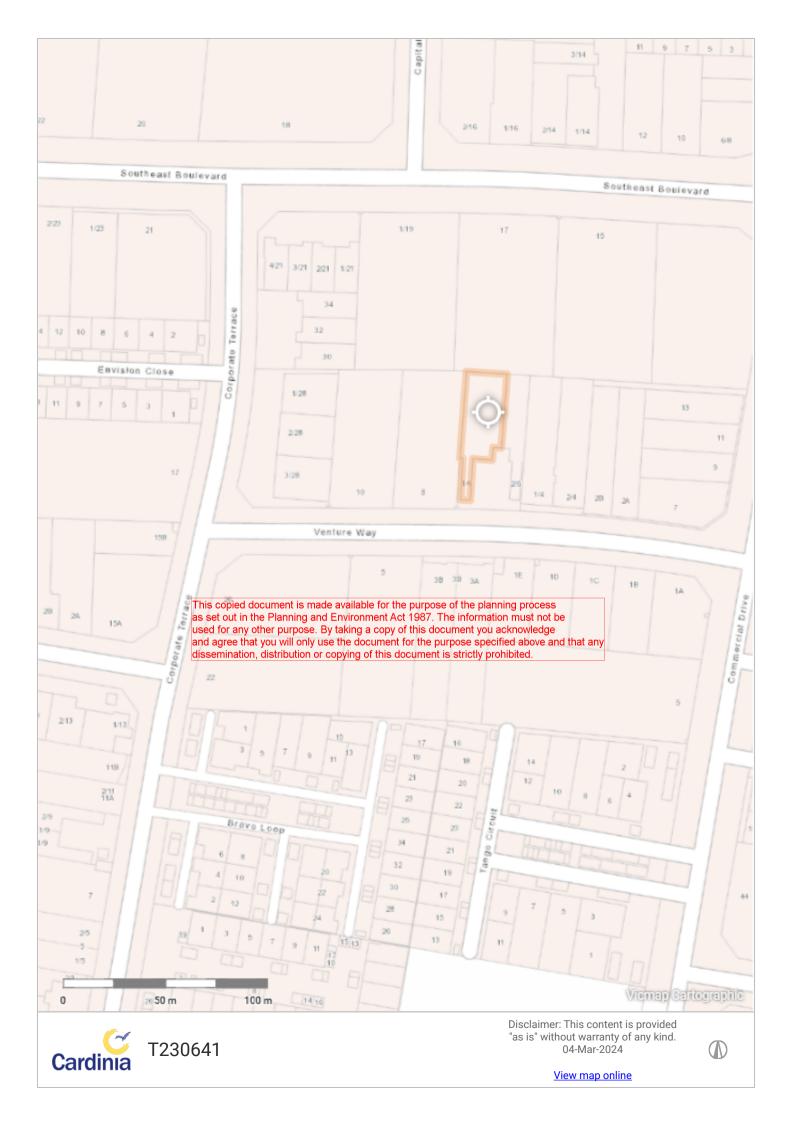
The Responsible Authority will not decide on the application before:	18 March 2024

If you object, the Responsible Authority will tell you its decision.

Please be aware that copies of objections/submissions received may be made available to any person for the purpose of consideration as part of the planning process.

For additional information or advice contact Cardinia Shire Council, Planning Department on 1300 787 624 or <a href="mail@cardinia.vic.gov.au">mail@cardinia.vic.gov.au</a>.

Your objection/submission and personal information is collected by Cardinia Shire Council for the purposes of the planning process as set out in the *Planning and Environment Act 1987*. If you do not provide your name and address, Council will not be able to consider your objection/submission. Your objection/submission will be available free of charge at the Council office for any person to inspect and copies may be made available on request to any person for the relevant period set out in the *P&E Act*. You must not submit any personal information or copyright material of third parties without their informed consent. By submitting the material, you agree that the use of the material as detailed above does not breach any third party's right to privacy and copyright.



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#### **Application Summary**

#### **Basic Information**

Proposed Use	ALTERATIONS TO EXISTING WAREHOUSE
Current Use	WAREHOUSE WITH ASSOCIATED CARPARKING
Cost of Works	\$30,000
Site Address	We 1 6 Venture Way Pakenham 3810

#### **Covenant Disclaimer**

Does the proposal breach, in any way, an encumbrance on title such as restrictive covenant, section 173 agreement or other obligation such as an easement or building envelope?

No such encumbrances are breached

Note: During the application process you may be required to provide more information in relation to any encumbrances.

#### **Contacts**

Туре	Name	Address	Contact Details
Applicant	3D DESIGN GROUP	42B MAIN STREET, PAKENHAM VIC 3810	W: 03-5941-4717 E: pakenham@3dds.com.au
Owner			
Preferred Contact	3D DESIGN GROUP	42B MAIN STREET, PAKENHAM VIC 3810	W: 03-5941-4717 E: pakenham@3dds.com.au

#### **Fees**

Regulation	Fee Condition	Amount	Modifier	Payable
9 - Class 11	Not more than \$100,000	\$1,232.30	100%	\$1,232.30

Total \$1,232.30

#### **Documents Uploaded**

Date	Туре	Filename
20-12-2023	A Copy of Title	Title.pdf
20-12-2023	Site plans	TP1.pdf
20-12-2023	Additional Document	23-0- ng Cover Letter.pdf



**Civic Centre**20 Siding Avenue, Officer, Victoria

Council's Operations Centre (Depot) Purton Road, Pakenham, Victoria Postal Address
Cardinia Shire Council
P.O. Box7, Pakenham MC, 3810

Email: mail@cardinia.vic.gov.au

Monday to Friday 8.30am-

5pm

Phone: 1300 787 624 After Hours: 1300 787 624 Fax: 03 5941 3784 Remember it is against the law to provide false or misleading information, which could result in a heavy fine and cancellation of the permit

#### **Lodged By**

Site User	3D DESIGN GROUP	42B MAIN STREET, PAKENHAM VIC 3810	W: +61-3-5941-4717 E: pakenham@3dds.com.au
Submission Date	20 December 2023 - 10:05:AM		

#### **Declaration**

By ticking this checkbox, explained eclare that all the information in this application is true and correct; and the Applicant and/or Owner (if not myself) has been notified of the application.



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The Victorian Government acknowledges the Traditional Owners of Victoria and pays respects to their ongoing connection to their Country, History and Culture. The Victorian Government extends this respect to their Elders,

# REGISTER SEARCH STATEMENT (Title Search) Transfer of Land Act 1958

Page 1 of 1

VOLUME 11164 FOLIO 941

Security no: 124111419371R Produced 19/12/2023 04:39 PM

#### LAND DESCRIPTION

Lot 1 on Plan of Subdivision 621720B. PARENT TITLE Volume 11059 Folio 359 Created by instrument PS621720B 19/10/2009

#### REGISTERED PROPRIETOR



#### ENCUMBRANCES, CAVEATS AND NOTICES

COVENANT AF897305F 11/06/2008

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section 24 Subdivision Act 1988 and any other encumbrances shown or entered on the plan set out under DIAGRAM LOCATION below.

NOTICE Section 45 Melbourne Strategic Assessment (Environment Mitigation Levy) 2020 AT390564J 01/07/2020

#### DIAGRAM LOCATION

SEE PS621720B FOR FURTHER DETAILS AND BOUNDARIES

#### ACTIVITY IN THE LAST 125 DAYS

NIL

Additional information: (not part of the Register Search Statement)

Street Address: WAREHOUSE 1 6 VENTURE WAY PAKENHAM VIC 3810

#### OWNERS CORPORATIONS

The land in this folio is affected by OWNERS CORPORATION 1 PLAN NO. PS621720B

DOCUMENT END

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Title 11164/941 Page 1 of 1



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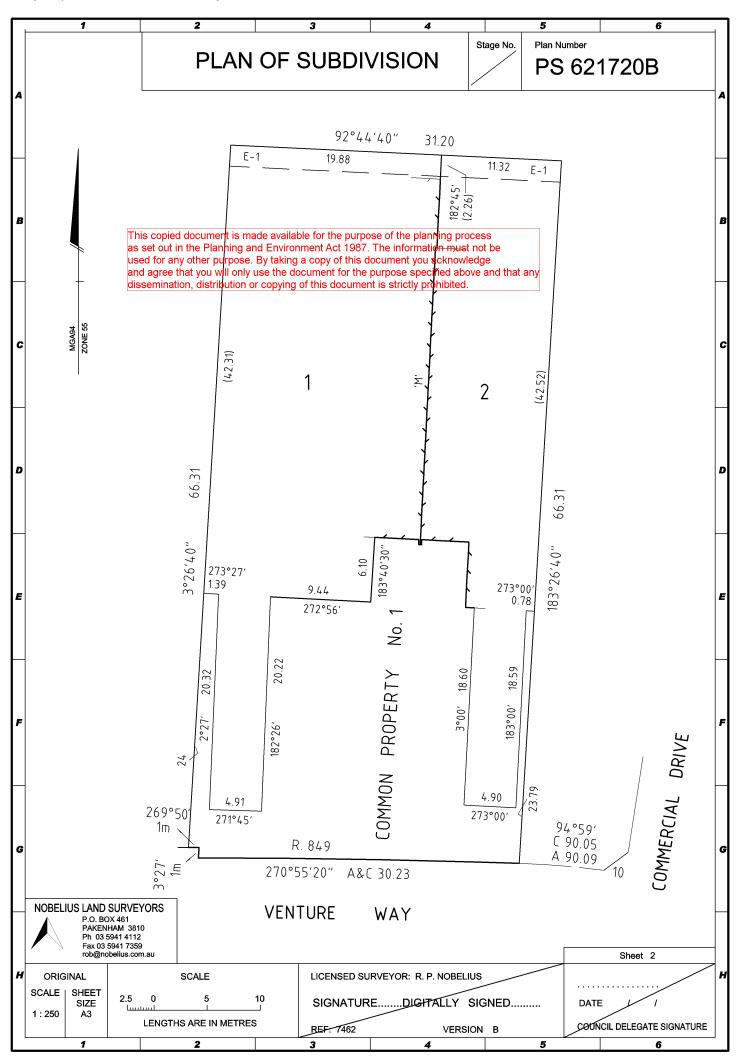
Document Type	Plan
Document Identification	PS621720B
Number of Pages	3
(excluding this cover sheet)	
Document Assembled	19/12/2023 16:39

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#### LRS use only Stage No Plan Number PLAN OF SUBDIVISION PS 621720B EDITION 1 **COUNCIL CERTIFICATION AND ENDORSEMENT LOCATION OF LAND** COUNCIL NAME: CARDINIA SHIRE COUNCIL Parish: Nar Nar Goon Township: This plan is certified under section 6 of the Subdivision Act 1968. Section: This plan is certified under section 11(7) of the Subdivision Act 1988. 2. Date of original certification under section 6 **Crown Allotment:** 49 (pt) This is a statement of compliance issued under section 21 of the **Crown Portion:** Subdivision Act 1988. LRS Base Record: **DCMB OPEN SPACE** Title Reference: V. 11059 F. 359 A requirement for public open space under section 18 of the Last Plan Reference: Lot 9 PS 537513 A Subdivision Act 1988 has/has not been made. Postal Address: Venture Way, (ii) The requirement has been satisfied. (at time of subdivision) Pakenham 3810 (iii) The requirement is to be satisfied in Stage..... MGA94 Co-ordinates: E 366 970 Council Delegate (of approx. centre of land 5 782 150 Council Seal Ν in plan) Date Zone: 55 Re-certified under section 11(7) of the Subdivision Act 1988 Vesting of Roads or Reserves Council Delegate Identifier Council / Body / Person Council Seaf This Palaed Mocument is made available for the purpose of the planning process as set out in the Planning and Environment Act 1987. The information must not be Nil Nil used for any other purpose. By taking a copy of this document you acknowledge and agree that you will only use the document for the purpose specified above and that any dissemination, distribution or copying of this document is strictly prohibited. Notations This is not a staged subdivision Planning Permit No. T090137 Depth Limitation: DOES NOT APPLY Staging Location of Boundaries defined by Buildings This is a Spear Plan Median: Denoted thus Exterior Face: All other Boundaries LOTS IN THIS PLAN MAY BE AFFECTED BY ONE OR MORE OWNERS CORPORATIONS - SEE OWNERS CORPORATION SEARCH REPORT FOR DETAILS Survey This plan is based on Survey This survey has been connected to permanent marks no(s) 512 & 516 In Proclaimed Survey Area No. 71 Easement Information LRS use only A - Appurtenant Easement E - Encumbering Easement R - Encumbering Easement (Road) Legend: Section 12(2) of the Subdivision Act 1988 applies to all land herein. Statement of Compliance/ Width **Exemption Statement** Easement **Purpose** Land Benefited/In Favour Of Origin (Metres Reference Received E-1 Drainage PS 537513A Cardinia Shire Council 2 E-1 Sewerage 2 PS 537513A South East Water Limited DATE 09/10/09 LRS use only PLAN REGISTERED TIME 3.10 10/10/00 Assistant Registrar of Titles Sheet 1 of 2 sheets NOBELIUS LAND SURVEYORS LICENSED SURVEYOR: R. P. NOBELIUS P.O. BOX 461 PAKENHAM 3810 SIGNATURE......DIGITALLY SIGNED...... Ph 03 5941 4112 Fax 03 5941 7359 COUNCIL DELEGATE SIGNATURE VERSION B REF: 7462 rob@nobelius.com.au Original sheet size A3



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#### Plan of Subdivision PS621720B

# **Certification by Council (Form 5)**

SUBDIVISION (PROCEDURES) REGULATIONS 2000

SPEAR Reference Number: S004214J

Plan Number: PS621720B

Council Name: Cardinia Shire Council Council Reference Number 1: S09/117

Surveyor's Plan Version: B

#### Certification

This plan is certified under section 6 of the Subdivision Act 1988

#### **Public Open Space**

A requirement for public open space under section 18 of the Subdivision Act 1988

Has not been made

Digitally signed by Council Delegate:

Organisation: Cardinia Shire Council

Date: 30/07/2009



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Document Type	Instrument
Document Identification	AF897305F
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TRANSFER OF LAND Section 45 Transfer of Land Act 1958 Lodged by: Name: Phone:	Privacy Collec The information statutory authorit maintaining publ in the Victorian !  Privacy Collec The information statutory authorit maintaining publ in the Victorian !  AF897305F  11/06/2008 \$1005.50 45
Address: Ref: Customer Code: 1130E	MADE AVAILABLE/CHANGE CONTROL Office Use Only
in the land described for the consideration expressed - together with any easements created by this transfer - subject to the encumbrances affecting the land inclubefore the lodging of this transfer; and	t
Estate and Interest: (e.g. "all my estate in fee simple"	
All Our Estate In Fee Simple	,
Consideration: \$312,000.00 \$ 343, 200.00	
Transferor: (full name)	
CARDINIA SHIRE COUNCIL	
Transferee: (full name and address including postcode) ARMAR PTY LTD (ACN 125 168 925) of 8 Kristina Court PAKENHAM 3810	This copied document is made available for the purpose of the planning process as set out in the Planning and Environment Act 1987. The information must not be used for any other purpose. By taking a copy of this document you acknowledge and agree that you will only use the document for the purpose specified above and that dissemination, distribution or copying of this document is strictly prohibited.
Directing Party: (full name) NIL	
Creation and/or Reservation and/or Covenant	
•	owner for the time being of the land in this transfer

The Transferee with the intent of binding the owner for the time being of the land in this transfer ("the land") COVENANTS with the Transferor and each of the owners of the land in Plan of Subdivision No. 537513A (apart from the land) that the Transferee will not:

(a) Erect or permit or suffer any building or buildings to be erected or remain on the land hereby transferred unless:

(i) Erection of the building or buildings are commenced within three (3) years of he date of registration (3) Page 1

Anstat P

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commencement or such latter date as may be approved in writing by SouthEast Business Park Pty Ltd;

- (ii) The plans and specifications of the said building or buildings including landscaping plans have been approved in writing by SouthEast Business Park Pty Ltd; and
- (iii) The said building or buildings and landscaping plans and specifications are in conformity with the SouthEast Business Park Design Guidelines.
- (b) Use or permit or suffer any part of the land hereby transferred to be used for purposes of a bank, café/take-away food premises, restaurant, motor vehicle repairs and panel-beating as defined in the Cardinia Planning Scheme without the prior written consent of SouthEast Business Park Pty Ltd which consent shall be given or denied at the absolute discretion of SouthEast Business Park Pty Ltd.
- (c) Cause a plan of subdivision affecting the land hereby transferred (without prior written approval from SouthEast Business Park Pty Ltd) to be lodged with the Registrar of Titles for approval.
- (d) Erect of cause to be erected on the land hereby transferred any building other than a building of which one hundred percent (100%) of the wall area (save for the provision of windows and doors) of the front wall and any side wall fronting a road is constructed of brick or block masonry or concrete with applied paint or aggregate finish or such other materials and finish as may be approved by SouthEast Business Park Pty Ltd.
- (e) Use or permit to be used for the purposes of external walls (including doors) on any building or buildings any cladding material unless the same is finished with a durable paint or permanent colour surface.
- (f) Suffer or store or permit goods, materials, containers or any other commodities or any tank, plant and machinery or rubbish to be stored or placed outside any building erected on the land hereby transferred unless they are substantially screened from view from the road frontage and from any secondary road by a wall of at least 2.5 metres in height or by other means approved by SouthEast Business Park Pty Ltd.
- (g) (i) Use or permit or suffer that part of the land hereby transferred situated within any setback area required pursuant to the provisions of the Cardinia Planning Scheme (hereinafter called "the landscaped area") to be used otherwise than for the purpose of a maintained landscaped garden or for the purpose of access to any building on the land hereby transferred; and
- (ii) Develop or permit or suffer the landscaped area to be developed as a landscaped garden or for the purpose of access of any building erected on the land hereby transferred unless and until the plans and specifications for the landscaped area have been approved in writing by SouthEast Business Park Pty Ltd which approval is not to be unreasonably withheld;

(h) Use or permit or suffer any part of the land hereby transferred to be used for the purpose of a motor vehicle wrecking or junk/scrap metal vard or container storage or recycling facility.

Approval No.

**T2** 

Page 2 of 4

Anstat Ptv Ltd

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Land Registry, 570 Bourke Street, Melbourne 3000. Phone 03 8636 201

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AF897305F 11/06/2008 \$1005.50 45 (i) Erect or cause to be erected any front or side fence forward of the Landscape Set-back referred to below without the prior written consent of SouthEast Business Park Pty Ltd.

Street Frontage	No Service Road Min distance (m)	Service Road	AF897305F
Koo Wee Rup Road	3	3	11/06/2008 \$1005.50 45
SouthEast Blvd	3	N/A	
Greenhills	3	3	TERROR PEREKURTAKAN PEREKURTAKAN PEREKUATAN PER
McGregor	3	3	1 )
All other roads	3	N/A	

- (j) Erect or cause to be erected any fence constructed of a material other than coated chain or mesh, steel pickets or materials to match the walls of the Building where that fence faces the road frontage or a secondary road, without the prior written consent of SouthEast Business Park Pty Ltd.
- (k) Erect or cause to be erected any side and rear boundary fence not facing a road other than in industrial chain mesh with a minimum height of 2.1m and a maximum height of 2.5m, without the prior written consent of SouthEast Business Park Pty Ltd.
- (1) Erect or cause to be erected on the land before any building is erected on the land any sign or hoarding advertising the land for sale other than a sign approved by SouthEast Business Park Pty Ltd for a period of four (4) years from registration of Plan of Subdivision No. 537513A.

Covenants in Clauses (a) (b) and (c) above shall cease to operate 10 years after registration of Plan of Subdivision No. 537513A.

AND IT IS AGREED that the benefit each of these covenants runs with the land in Plan of Subdivision No. 537513A (apart from the land) and that the burden runs with the Land.

Dated: 28th way, 2008
Execution and attestation

The common seal of Cardinia Shire Council

was affixed in the presence of authorised persons

Cou
Full
Usu



App

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Land Registry, 570 Bourke Street, Melbourne 3000. Phone 03 8636 2010

AF897305F
11/06/2008 \$1005.50 45

Executed by ARMAR PTY LTD (ACN 125 168 925)	
by being signed by those persons who are authorised	
under its constitution to sign for the company which	
does not have a common seal	



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Approval No.

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#### Application to record an instrument

Section 45 Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020

Lodged by
Name:
Address:

6 NICHOLSON ST. EAST MELLEURNE 3002

Reference:

Customer code: 23 フょうて

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AT390564J

The Secretary of the Department of Environment, Land, Water and Planning applies for the recording of a notification in the Register that an environmental mitigation levy may be payable.

Land: (volume and folio)

SEE ATTAGUMENT

And address, including postcode)

ECRETARY DEPARTMENT OF ENVIRONMENT, LAND PLANNING

EXECUTED ON Dehalf of

Signer Name

DR. PREGULATORY STRATEGY AND DESIGN

LAND, WATER AND PLANNING

EGASTION DATED 2 JULY 2020

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Page 1 of 1

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Land Use Victoria contact details: www.delwp.vic.gov.au/property>Contact us

# AT390564J

Val/fal	Val/fal	Val/fal	Val/fal	Val/fal	Val/fal	Val/fal
Vol/fol	Vol/fol	Vol/fol	Vol/fol 11990/725	Vol/fol	Vol/fol	Vol/fol
4019/685	11222/375	11837/439 11840/495	11990/723	12088/280 12088/282	12163/341 12163/359	12195/362 12195/806
4594/635	11228/585	· ·		· ·	•	· ·
5804/612	11228/969	11840/502	11990/906	12088/294	12163/360	12195/807
7868/151	11229/772	11840/509	11991/323	12088/655	12163/364	12195/816
7880/194	11233/562	11841/337	11992/196	12088/658	12163/369	12195/834
8066/282	11233/567	11842/548	11992/199	12088/680	12164/066	12195/841
8078/301	11233/576	11847/716	11992/200	12088/695	12164/072	12196/152
8160/818	11239/328	11848/678	11992/439	12088/702	12164/085	12196/168
8168/970	11239/332	11848/715	11992/681	12088/704	12164/088	12196/170
8235/069	11240/969	11849/655	11994/285	12088/705	12164/534	12196/173
8241/073	11240/990	11852/553	11996/958	12088/725	12165/325	12196/181
8294/767	11241/618	11853/530	11996/982	12088/733	12168/130	12196/287
8294/813	11243/804	11853/815	11996/993	12088/735	12168/131	12196/297
8323/620	11243/815	11853/817	11999/199	12088/775	12168/157	12196/298
8325/450	11245/086	11854/945	11999/600	12088/790	12168/160	12196/312
8378/219	11255/118	11854/947	12003/586	12089/127	12168/161	12196/322
8379/883	11261/622	11854/952	12009/628	12090/412	12170/410	12196/328
8411/050	11263/335	11854/953	12010/489	12090/423	12170/866	12196/331
8459/282	11263/341	11854/956	12010/736	12090/438	12170/887	12196/336
8481/689	11263/360	11854/963	12015/693	12090/442	12170/902	12196/337
8485/435	11263/369	11856/570	12017/375	12090/447	12170/905	12196/615
8485/466	11269/003	11856/872	12017/488	12090/590	12170/969	12196/623
8485/513	11269/718	11856/881	12018/820	12090/594	12170/976	12197/249
8485/536	11269/720	11856/889	12018/832	12090/602	12170/977	12197/253
8485/539	11269/723	11856/920	12018/942	12090/604	12170/992	12197/255
8499/907	11270/303	11857/091	12022/035	12090/615	12170/997	12197/257
8507/749	11270/304	11857/589	12022/639	12092/463	12171/006	12197/263
8521/751	11274/507	11857/602	12026/408	12092/464	12171/631	12197/278
8521/753	11274/544	11857/907	12027/357	12093/284	12172/486	12197/283
8521/770	11278/577	11860/180	12027/375	12093/286	12172/491	12197/291
8539/186	11278/583	11864/739	12033/133	12093/360	12172/492	12197/294
8540/872	11278/589	11865/236	12035/808	12093/531	12172/495	12197/296
8547/981	11314/164	11866/748	12039/046	12093/931	12172/589	12197/300
8556/274	11314/169	11866/760	12039/060	12093/933	12172/602	12197/308
8556/290	11328/167	11869/936	12039/075	12093/934	12172/612	12197/475
8570/014	11331/049	11871/754	12039/414	12094/016	12172/616	12197/484
8570/022	11331/055	11872/347	12039/458	12094/079	12172/619	12197/502
8570/024	11335/770	11874/400	12040/639	12095/384	12172/643	12197/506
8570/033	11335/813	11878/378	12041/170	12095/387	12174/444	12197/752
8590/159	11347/430	11882/887	12041/187	12095/388	12176/378	12197/754
8590/366	11349/405	11884/391	12043/033	12095/393	12176/389	12197/763
10041/277	11359/316	11884/458	12043/051	12095/406	12177/470	12197/764
10073/296	11360/787	11884/489	12043/069	12095/407	12177/495	12197/804
10075/483	11389/021	11884/514	12043/189	12099/054	12177/499	12197/815
10075/484	11389/027	11885/565	12047/276	12099/074	12177/515	12201/199
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| 10138/632 | 11410/213 | 11887/057 | 12047/905 | 12099/080 | 12177/589 | 12201/287 |
| 10163/077 | 11410/222 | 11887/094 | 12050/166 | 12099/085 | 12178/513 | 12201/309 |
| 10178/831 | 11422/354 | 11889/945 | 12050/167 | 12099/098 | 12178/515 | 12201/311 |
| 10185/068 | 11441/329 | 11890/119 | 12050/177 | 12099/266 | 12178/517 | 12202/327 |
| 10248/566 | 11456/830 | 11890/155 | 12050/549 | 12099/270 | 12178/545 | 12202/328 |
| 10267/659 | 11462/873 | 11892/624 | 12050/906 | 12099/287 | 12178/552 | 12202/337 |
| 10313/176 | 11476/403 | 11892/699 | 12051/159 | 12099/296 | 12178/553 | 12202/344 |
| 10359/341 | 11488/473 | 11893/258 | 12051/164 | 12099/304 | 12178/558 | 12202/349 |
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| 10392/883 | 11492/604 | 11899/046 | 12051/405 | 12099/308 | 12178/583 | 12202/374 |
| 10438/885 | 11499/227 | 11902/457 | 12051/982 | 12099/870 | 12178/591 | 12202/409 |
| 10465/725 | 11499/230 | 11903/795 | 12051/999 | 12099/887 | 12178/606 | 12204/604 |
| 10511/537 | 11507/663 | 11906/934 | 12052/002 | 12099/945 | 12178/612 | 12204/622 |
| 10532/190 | 11530/374 | 11907/685 | 12052/017 | 12099/949 | 12178/616 | 12204/634 |
| 10532/205 | 11531/252 | 11907/696 | 12052/021 | 12101/089 | 12178/629 | 12204/644 |
| 10556/170 | 11535/165 | 11910/800 | 12052/022 | 12101/093 | 12178/632 | 12204/647 |
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| 10620/795 | 11538/161 | 11917/679 | 12052/408 | 12104/342 | 12178/678 | 12206/090 |
| 10648/756 | 11546/473 | 11918/474 | 12052/424 | 12104/343 | 12178/748 | 12206/121 |
| 10685/977 | 11546/581 | 11920/055 | 12053/411 | 12104/358 | 12178/752 | 12206/134 |
| 10705/178 | 11546/638 | 11922/680 | 12053/415 | 12104/371 | 12179/738 | 12206/135 |
| 10706/757 | 11560/373 | 11923/172 | 12053/560 | 12104/379 | 12179/742 | 12206/137 |
| 10707/256 | 11560/391 | 11923/180 | 12053/593 | 12104/390 | 12179/743 | 12206/552 |
| 10728/199 | 11560/799 | 11924/800 | 12059/991 | 12104/395 | 12179/748 | 12206/553 |
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| 10788/846 | 11583/595 | 11924/936 | 12060/167 | 12104/405 | 12179/783 | 12206/559 |
| 10791/975 | 11588/378 | 11924/953 | 12060/174 | 12104/406 | 12179/784 | 12206/571 |
| 10803/208 | 11588/388 | 11925/765 | 12060/176 | 12104/413 | 12180/316 | 12206/578 |
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| 10876/056 | 11604/882 | 11935/001 | 12072/483 | 12140/055 | 12180/361 | 12206/646 |
| 10880/402 | 11604/887 | 11939/046 | 12072/493 | 12140/059 | 12180/363 | 12206/948 |
| 10884/965 | 11608/508 | 11945/058 | 12072/564 | 12140/065 | 12180/367 | 12206/951 |
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| 10910/888 | 11621/801 | 11945/551 | 12072/616 | 12147/191 | 12180/464 | 12207/252 |
| 10931/332 | 11623/750 | 11945/580 | 12072/620 | 12147/208 | 12180/476 | 12207/255 |

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10994/258	11632/371	11949/587	12072/660	12148/127	12181/716	12208/366
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11161/375	11819/162	11988/930	12085/572	12161/584	12187/922	12221/366
, 11164/941	11819/171	, 11988/935	12086/337	12161/617	12188/912	12221/390
11164/943	11820/147	11988/936	12086/340	12163/099	12188/917	12221/403
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| 11188/810 | 11820/151 | 11989/038 | 12086/955 | 12163/124 | 12191/172 | 12221/426 |
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| 11216/132 | 11837/436 | 11990/661 | 12088/275 | 12163/317 | 12193/295 |           |



20th December 2023

Cardinia Shire Council Planning Department PO Box 7 Pakenham Vic 3810

Dear Sir/Madam,

Address: L1/PS621720; 1/6 Venture Way, Pakenham

Proposal: Alterations to existing Warehouse

Please see attached application for a planning permit at the above address.

The proposal is for internal works in the form of a Caretakers Room & associated bathroom facility as detailed on the Architectural Drawings provided. Note — there is no proposed increase in the floor area (the proposed works are all internal of the building) therefore no change to the carparking allowance.

The subject property is zoned Industrial 1 Zone (IN1Z) — Schedule to the Industrial 1 Zone (IN1Z). There are no planning overlays listed. The trigger for a planning permit being "Buildings and works — a permit is required to construct or carry out works".

If you have any further queries regarding this matter, please don't hesitate to call me on 5941 4717.

We thank you for your cooperation on this matter.

Kind regards,





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# PLANS ISSUED FOR TOWN PLANNING ONLY. NOT FOR CONSTRUCTION

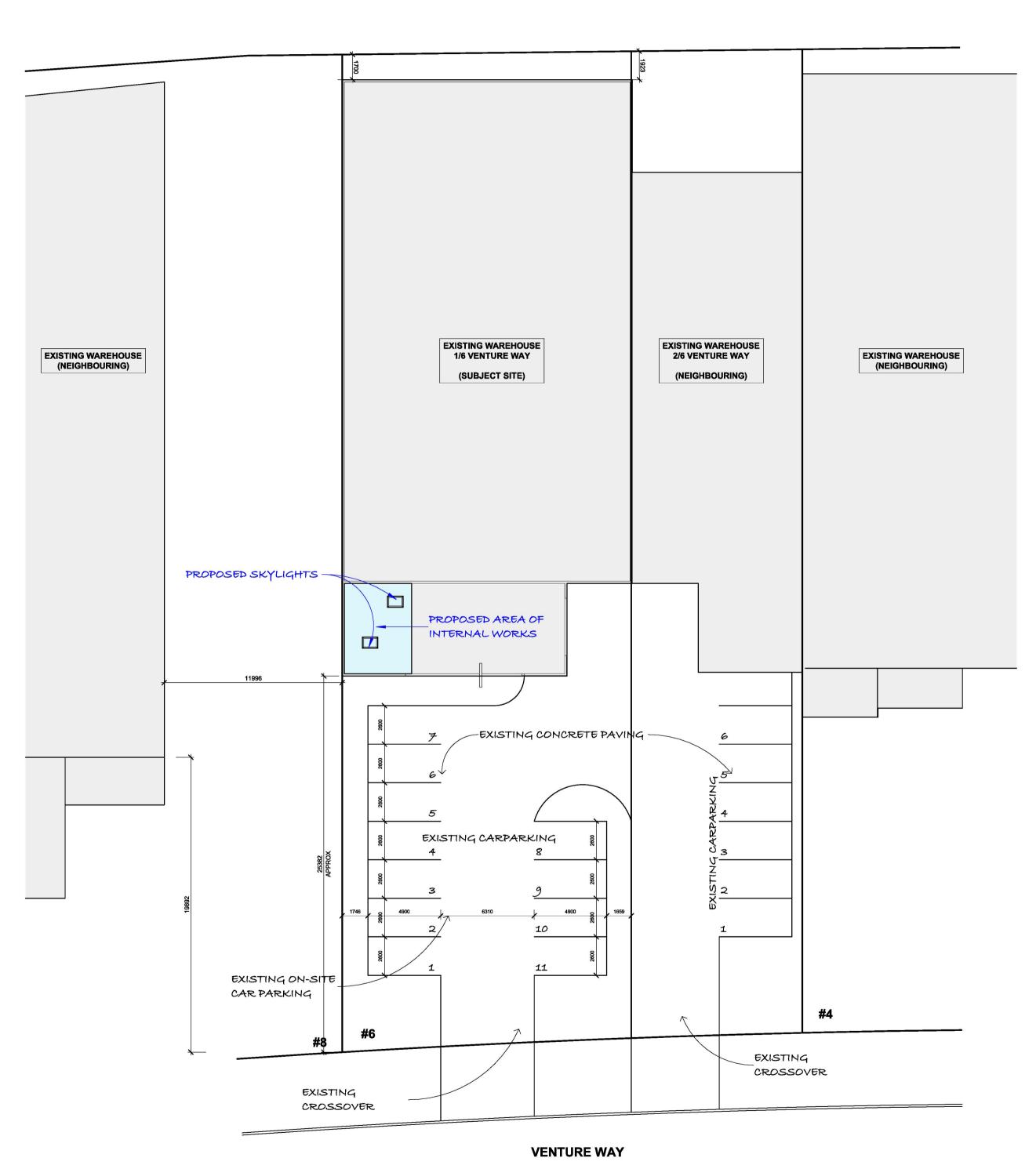
Notes:

OWNER and/or BUILDER to check and verify all dimensions, site levels, grades, roof pitches, etc prior to commencing any works.

Report any discrepancies to 3D Design Group for directions prior to ordering materials and start of building works.

Do not scale drawings, written dimensions are to take precedence over scaled

	Sheet Index	
Sheet Number	Sheet Name	Rev.
100 Series - Site	e Plans	
100 Series - Site	e Plans Site Context Plan	С
	Site Context Plan	С



100 - Site Context Plan

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# NOTE: THERE IS NO PROPOSED INCREASE IN FLOOR AREA AND THERFORE NO CHANGE TO THE CARPARKING ALLOWANCE



 No.
 Date
 Description

 A
 07.12.23
 PRELIM ISSUE A

 B
 14.12.23
 PRELIM ISSUE B

 C
 19.12.23
 TOWN PLANNING ISSUE

Title: Site Context Plan

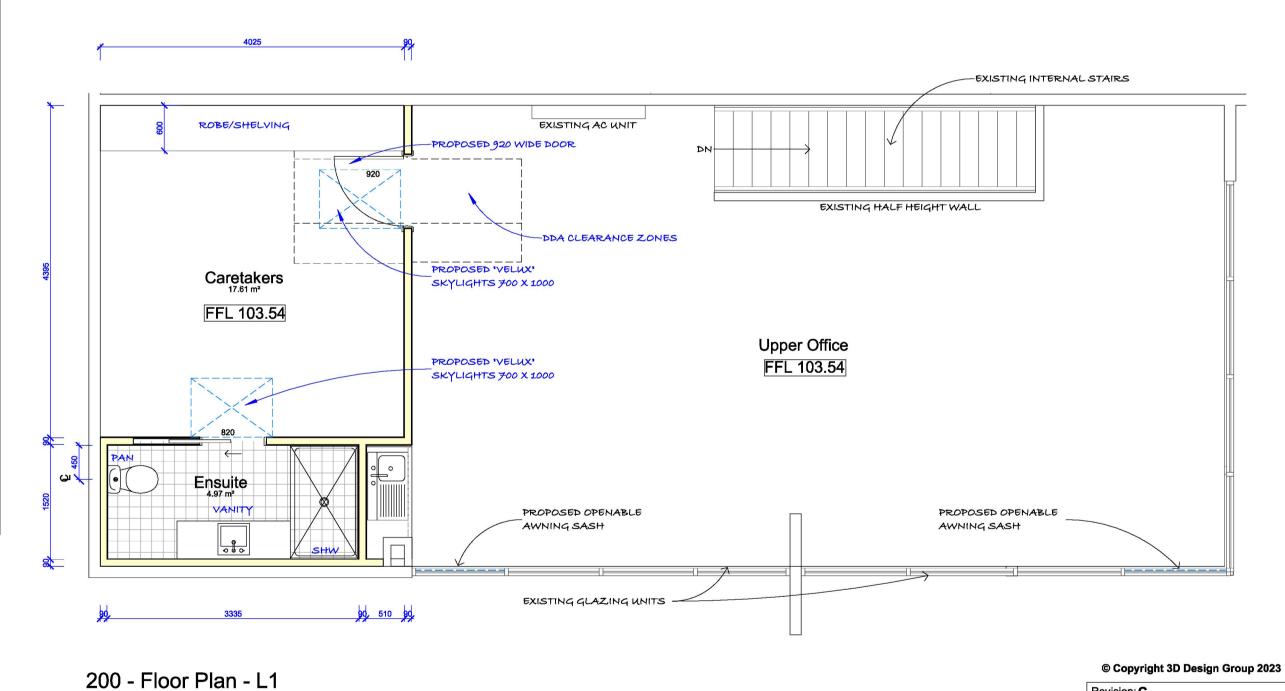
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	6 Venture \akenham	Way,		
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# PLANS ISSUED FOR TOWN PLANNING ONLY. NOT FOR CONSTRUCTION This copied document is made available for the purpose of the planning process as set out in the Planning and Environment Act 1987. The information must not be used for any other purpose. By taking a copy of this document you acknowledge and agree that you will only use the document for the purpose specified above and that any dissemination, distribution or copying of this document is strictly prohibited. EXISTING TIMBER HANDRAIL EXISTING INTERNAL WALL FRAMING Warehouse FFL 100.00

OWNER and/or BUILDER to check and verify all dimensions, site levels, grades, roof pitches, etc prior to commencing any

Report any discrepancies to 3D Design Group for directions prior to ordering materials and start of building works. Do not scale drawings, written dimensions

are to take precedence over scaled



THERE IS NO PROPOSED INCREASE IN FLOOR AREA

- PROPOSED WORKS ARE ALL INTERNL

Warehouse Mezzanine FFL 103.54 -EXISTING INTERNAL STAIRS EXISTING AC UNIT AREA OF PROPOSED CARETAKER ROOMS **Upper Office** FFL 103.54

200 - Existing Floor Plan - GL NO WORKS PROPOSED ON THIS LEVEL

Staff

EXISTING INTERNAL WALL FRAMING

EXISTING INTERNAL WALL FRAMING

EXISTING INTERNAL WALL FRAMING

Acc WC

-EXISTING INTERNAL STAIRS

Reception

FFL 100.00

200 - Existing Floor Plan - L1

90.81 m<sup>2</sup> 138.43 m<sup>2</sup> 85.77 m<sup>2</sup> Address. 1/6 Venture Way,

DESIGN G R O U P

Shop B, 42 Main Street, Pakenham, Vic. 3810.
Ph (03) 5941 4717 Fax (03) 5941 4501
email - pakenham@3dds.com.au

PLANS ISSUED FOR TOWN PLANNING ONLY. NOT FOR CONSTRUCTION



# Receipt

Receipt No **Amount Paid Transaction Status Transaction Date** Reference 1 Reference 2 Reference 3

**Applicant** 

3D DESIGN GROUP

**Applicant Address** 42B MAIN STREET, PAKENHAM VIC 3810

Owner

**Owner Address** 

**Preferred Contact** 3D DESIGN GROUP

**Preferred Contact Address** 42B MAIN STREET, PAKENHAM VIC 3810

Site Address We 1 6 Venture Way Pakenham 3810

Portal Reference ReferenceNumber

InvoiceDate



Regulatio	Description	Amount	Modifier	Modified
n				Amount
9 - Class	Not more than \$100,000	\$1,232.3	100%	\$1,232.3
11		0		0

**Total Amount** \$1,232.30

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Cardinia Shire Council ABN: 32 210 906 807 20 Siding Avenue, Officer (DX 81006)

PO Box 7 Pakenham 3810

Phone: 1300 787 624 Fax: (03) 5941 3784

Email: mail@cardinia.vic.gov.au Web: www.cardinia.vic.gov.au





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# **ePlanning**

#### **Application Summary**

Portal Reference	D124433Z
Reference No	T230641

#### **Basic Information**

Cost of Works	\$30,000
Site Address	We 1/6 Venture Way Pakenham VIC 3810

#### **Covenant Disclaimer**

Does the proposal breach, in any way, an encumbrance on title such as restrictive covenant, section 173 agreement or other obligation such as an easement or building envelope?

No such encumbrances are breached

□ Note: During the application process you may be required to provide more information in relation to any encumbrances.

#### **Documents Uploaded**

Date	Туре	Filename
14-02-2024	Additional Document	T230641_Further Information Letter Response.pdf
14-02-2024	Additional Document	23-04 lanning Assessment.pdf

🔲 Remember it is against the law to provide false or misleading information, which could result in a heavy fine and cancellation of the permit

#### **Lodged By**

Site User	3D DESIGN GROUP	42B MAIN STREET, PAKENHAM VIC 3810	W: +61-3-5941-4717 E: pakenham@3dds.com.au
Submission Date	14 February 2024 - 12:01:PM		

#### **Declaration**

Use By ticking this checkbox, and the Applicant and/or Owner (if not myself) has been notified of the application.



Civic Centre 20 Siding Avenue, Officer, Victoria

Council's Operations Centre (Depot) Purton Road, Pakenham, Victoria Postal Address
Cardinia Shire Council
P.O. Box 7, Pakenham VIC, 3810

Email: mail@cardinia.vic.gov.au

Monday to Friday 8.30am–5pm Phone: 1300 787 624

After Hours: 1300 787 624 Fax: 03 5941 3784



**Civic Centre**20 Siding Avenue, Officer, Victoria

Council's Operations Centre (Depot)
Purton Road, Pakenham, Victoria

Postal Address
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Fax: 03 5941 3784

### TOWN PLANNING APPLICATION

# Planning Assessment/Written Submission

# Proposed Alterations to existing Warehouse Warehouse 1, 6 Venture Way, PAKENHAM 3810

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Owner:

February 2024

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#### 1. Proposed Development Summary:

Applicant:	3D Design Group on behalf of the owner

Owner: Joint Proprietors:

Development Address: Warehouse 1 / 6 Venture Way, PAKENHAM 3810

Lot 1, PS621720B

Project Description: Proposed Alterations to existing Warehouse

Municipality: Cardinia Shire Council

Town Planning Zone: IN1Z – Industrial 1 Zone

Road Zone: Not in a Road Zone 1

Overlays Applicable: None

Policies affecting development: None

Associated Documents: **Town Planning Permit Application, including:** 

Plans by 3D Design Group, Drawing #23-046 Revision C

Sheet A100 – Site Context

Sheet A200 – Existing & Proposed Floor Plans

This is not a stand-alone document and should be read in conjunction with the Town Planning Permit Application and drawings.

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#### 2. Project Overview:

3D Design Group was employed by the owner to design a Caretakers accommodation to the existing Warehouse on the subject site.

The design brief included examining and addressing the planning controls contained within the Cardinia Shire Planning Scheme as they relate to this proposal.

Currently the subject property contains a single storey warehouse with on ground carpark.

The proposal is to construct a Caretakers accommodation with Bathroom facility to the Upper office area. All works are internal of the existing building with no increase to the floor area.

The Owner proposes to utilise the Caretakers accommodation himself to provide security to the facility which he uses for car restoration & storage.

The Owners are semi-retired and use the warehouse for storage of their private car collection and for vehicle restoration projects.

There are no customers or general public visiting the site.

The Owner has some security concerns for their car collection and intends to stay on site on a random basis to give an active presence.

There are no hours of operation as it is not open to the general public.

The proposed addition has no impact on carparking and the use of the building.

Please refer to the below breakdown of floor areas:

Name	Area
Primary Use	958.10
Caretaker's Component	22.58

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#### 3. Site & Surrounds:

#### 3.1. Site

The subject property is bound by Venture Way to the South, warehouse developments to the North, East and West, on Title Plan PS621720 (*Refer to Appendix A*). There are two (2) Instruments registered on title - Covenant AF897305F & Instrument AT390564J.

The site contains a single storey Warehouse with on ground car park.

The site is rectangular in shape and has an area of 914m<sup>2</sup> and has an area to the front nominated as Common Property No. 1.

The site has a Southerly facing frontage to Venture Way and there is existing vehicular access off that road in the form of a double crossover.

There is an existing nature strip tree that is to be retained.

The site is relatively flat, with minimal fall.

#### 3.2. Surrounds

Refer to drawings #23-046 Sheet A100: Site Context Plan for a detailed site analysis.

The immediate surrounding area is zoned IN1Z (Industrial 1 Zone).

The surrounding area is characterized typically by warehouse of similar age and configuration to the existing Warehouse on the subject site.

The general topography of the area is relatively flat with little fall, which is typical of most of the land immediately around the subject site.

Reticulated water, sewerage, stormwater, telephone, gas and electricity are all available to the site, and it is conveniently located with close proximity to Pakenham town centre and all facilities.

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#### 4. Planning Policy Framework VPP 10

#### 4.1. Settlement VPP 11

Planning is to anticipate and respond to the needs of existing and future communities through provision of zoned and serviced land for housing, employment, recreation and open space, commercial and community facilities and infrastructure.

Planning is to recognise the need for, and as far as practicable contribute towards:

- Health, wellbeing and safety.
- Diversity of choice.
- Adaptation in response to changing technology.
- Economic viability.
- A high standard of urban design and amenity.
- Energy efficiency.
- Prevention of pollution to land, water and air.
- Protection of environmentally sensitive areas and natural resources.
- Accessibility
- Land use and transport integration.

Planning is to prevent environmental, human health and amenity problems created by siting incompatible land uses close together.

Planning is to facilitate sustainable development that takes full advantage of existing settlement patterns and investment in transport, utility, social, community and commercial infrastructure and services

#### Response:-

The project generally fits the above objectives.

#### 4.2. Environment and Landscape Values VPP 12

Planning should help to protect the health of ecological systems and the biodiversity they support (including ecosystems, habitats, species and genetic diversity) and conserve areas with identified environmental and landscape values.

Planning must implement environmental principles for ecologically sustainable development that have been established by international and national agreements. Foremost amongst the national agreements is the Intergovernmental Agreement on the Environment, which sets out key principles for environmental policy in Australia. Other agreements include the National Strategy for Ecologically Sustainable Development, National Greenhouse Strategy, the National Water Quality Management Strategy, the National Strategy for the Conservation of Australia's Biological Diversity, the National Forest Policy Statement and National Environment Protection Measures. Planning should protect, restore and enhance sites and features of nature conservation, biodiversity, geological or landscape value.

#### Response:-

The project generally fits the above objectives.

#### 4.3. Environmental Risks and Amenity VPP 13

Planning should strengthen the resilience and safety of communities by adopting a best practice environmental management and risk management approach.

Planning should identify, prevent and minimise the risk of harm to the environment, human health, and amenity through:

Land use and development compatibility.

Effective controls to prevent or mitigate significant impacts.

Planning should identify and manage the potential for the environment and environmental changes to impact on the economic, environmental or social wellbeing of society.

Planning should ensure development and risk mitigation does not detrimentally interfere with important natural processes.

Planning should prepare for and respond to the impacts of climate change

#### Response:-

The project generally fits the above objectives.

#### 4.4. Natural Resource Management VPP 14

Planning is to assist in the conservation and wise use of natural resources including energy, water, land, stone and minerals to support both environmental quality and sustainable development. Planning should ensure agricultural land is managed sustainably, while acknowledging the economic importance of agricultural production.

#### Response:-

The project generally fits the above objectives.

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#### 4.5. Built Environment and Heritage VPP 15

Planning is to recognise the role of urban design, building design, heritage and energy and resource efficiency in delivering liveable and sustainable cities, towns and neighbourhoods.

Planning should ensure all land use and development appropriately responds to its surrounding landscape and character, valued built form and cultural context.

Planning should protect places and sites with significant heritage, architectural, aesthetic, scientific and cultural value.

Planning must support the establishment and maintenance of communities by delivering functional, accessible, safe and diverse physical and social environments, through the appropriate location of use and development and through high quality buildings and urban design.

Planning should promote development that is environmentally sustainable and should minimise detrimental impacts on the built and natural environment.

Planning should promote excellence in the built environment and create places that:

- Are enjoyable, engaging and comfortable to be in.
- Accommodate people of all abilities, ages and cultures.
- Contribute positively to local character and sense of place.
- Reflect the particular characteristics and cultural identity of the community.
- Enhance the function, amenity and safety of the public realm.

#### Response:-

The project generally fits the above objectives.

#### 4.6. Housing VPP 16

Planning should provide for housing diversity, and ensure the efficient provision of supporting infrastructure.

Planning should ensure the long term sustainability of new housing, including access to services, walkability to activity centres, public transport, schools and open space.

Planning for housing should include the provision of land for affordable housing

#### Response:-

The project generally fits the above objectives.

#### 4.7. Economic Development VPP 17

Planning is to provide for a strong and innovative economy, where all sectors are critical to economic prosperity. Planning is to contribute to the economic wellbeing of the state and foster economic growth by providing land, facilitating decisions and resolving land use conflicts, so that each region may build on its strengths and achieve its economic potential.

#### Response:-

The project generally fits the above objectives.

#### **INDUSTRY**

**Industrial land supply** 

#### Objective

To ensure availability of land for industry.

#### **Strategies**

Provide an adequate supply of industrial land in appropriate locations including sufficient stocks of large sites for strategic investment.

Identify land for industrial development in urban growth areas where:

- Good access for employees, freight and road transport is available.
- Appropriate buffer areas can be provided between the proposed industrial land and nearby sensitive land uses.

Protect and carefully plan existing industrial areas to, where possible, facilitate further industrial development.

Avoid approving non-industrial land uses that will prejudice the availability of land in identified industrial areas for future industrial use.

#### **Policy documents**

Consider as relevant:

 Recommended separation distances for industrial residual air emissions (Publication 1518, Environment Protection Authority, March 2013)

#### Response:-

The project generally fits the above objectives.

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#### 4.8. Transport VPP18

Planning should ensure an integrated and sustainable transport system that provides access to social and economic opportunities, facilitates economic prosperity, contributes to environmental sustainability, coordinates reliable movements of people and goods, and is safe

#### Response:-

The project generally fits the above objectives.

#### 4.9. Infrastructure VPP 19

Planning for development of social and physical infrastructure should enable it to be provided in a way that is efficient, equitable, accessible and timely. Planning is to recognise social needs by providing land for a range of accessible community resources, such as education, cultural, health and community support (mental health, aged care, disability, youth and family services) facilities. Planning should ensure that the growth and redevelopment of settlements is planned in a manner that allows for the logical and efficient provision and maintenance of infrastructure, including the setting aside of land for the construction of future transport routes. Planning should facilitate efficient use of existing infrastructure and human services. Providers of infrastructure, whether public or private bodies, are to be guided by planning policies and should assist strategic land use planning. Planning should minimise the impact of use and development on the operation of major infrastructure of national, state and regional significance, including communication networks and energy generation and distribution systems. Planning authorities should consider the use of development and infrastructure contributions in the funding of infrastructure.

#### Response:-

The project generally fits the above objectives.

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## 5. Local Planning Policy Framework 20

5.1. Municipal Strategic Statement LPP 21.0

Al- D-H		
I NO POIICU		
No Policy		

## 5.2. Local Planning Policies

No Policy - Warehouse/industrial

Operation of the Local Planning Policy Framework

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# 6. Overlays 40

## 6.1. Environmental and Landscape Overlays VPP 42

No Policy			
6.2. Heritag	e and Built Form	Overlays VPP 43	
No Policy			
6.3. Land M	lanagement Overl	ays VPP 44	
No Policy			
6.4. Other C	Overlays VPP 45		
No Policy			

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## 7. Particular Provisions 50

## 7.1. Provisions that Apply only to a Specified Area VPP 51

No Policy		

## 7.2. Provisions that require, Enable or Exempt a Permit VPP52

No Policy			

## 7.3. General Requirements and Performance Standards VPP53

No Policy			

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#### 7.4. One Dwelling on a Lot VPP 54

#### Purpose

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To achieve residential development that respects the existing neighbourhood character or which contributes to a preferred neighbourhood character.

To encourage residential development that provides reasonable standards of amenity for existing and new residents.

To encourage residential development that is responsive to the site and the neighbourhood.

#### **Application**

These provisions apply to an application to construct a building or construct or carry out works associated with one dwelling on a lot under the provisions of:

- A Neighbourhood Residential Zone, General Residential Zone, Residential Growth Zone,
- Mixed Use Zone or Township Zone.
- A Neighbourhood Character Overlay if the land is in a Neighbourhood Residential Zone,
- General Residential Zone, Residential Growth Zone, Mixed Use Zone or Township Zone.

#### Operation

The provisions of this clause contain:

- Objectives. An objective describes the desired outcome to be achieved in the completed development.
  - Standards. A standard contains the requirements to meet the objective.

A standard should normally be met. However, if the responsible authority is satisfied that an application for an alternative design solution meets the objective, the alternative design solution may be considered.

 Decision guidelines. The decision guidelines set out the matters that the responsible authority must consider before deciding if an application meets the objectives.

#### Requirements

A development:

- Must meet all of the objectives of this clause.
- Should meet all of the standards of this clause.

If a zone or a schedule to a zone specifies a requirement of a standard different from a requirement set out in this clause, the requirement in the zone or a schedule to the zone applies.

If the land is included in a Neighbourhood Character Overlay and a schedule to the overlay specifies a requirement of a standard different from a requirement set out in this clause or a requirement in the zone or a schedule to the zone, the requirement in the schedule to the overlay applies. If the land is included in an overlay, other than a Neighbourhood Character Overlay, and a schedule to the overlay specifies a requirement different from a requirement of a standard set out in this clause or a requirement of a standard set out in the zone or a schedule to the zone, the requirement in the overlay applies.

#### Response:-

This Policy is not applicable to the application

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#### 7.5. Two or More Dwellings on a Lot VPP 55

#### Purpose

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To achieve residential development that respects the existing neighbourhood character or which contributes to a preferred neighbourhood character.

To encourage residential development that provides reasonable standards of amenity for existing and new residents.

To encourage residential development that is responsive to the site and the neighbourhood.

#### **Application**

Provisions in this clause apply to an application to:

- Construct a dwelling if there is at least one dwelling existing on the lot,
- Construct two or more dwellings on a lot,
- Extend a dwelling if there are two or more dwellings on the lot,
- Construct or extend a dwelling on common property, or
- Construct or extend a residential building,

in the Neighbourhood Residential Zone, General Residential Zone, Residential Growth Zone, Mixed Use Zone or Township Zone.

The provisions of this clause apply to an application specified above, in the manner set out in the following table.

To construct or extend a dwelling (other than a dwelling in or forming part of an apartment	,
development), or To construct or extend a residential building.	
To construct or extend an apartment development,	All of Clause 55 except Clause 55.03-5, Clause 55.03-
or To construct or extend a dwelling in or forming	6, Clause 55.04-8, Clause 55.05-1, Clause 55.05-2
part of an apartment development.	and Clause 55.05-6.

These provisions do not apply to an application to construct or extend a development of five or more storeys, excluding a basement or to construct or extend a dwelling in a development of five or more storeys, excluding a basement.

#### **Operation**

The provisions of this clause contain:

- Objectives. An objective describes the desired outcome to be achieved in the completed development.
  - Standards. A standard contains the requirements to meet the objective.

A standard should normally be met. However, if the responsible authority is satisfied that an application for an alternative design solution meets the objective, the alternative design solution may be considered.

 Decision guidelines. The decision guidelines set out the matters that the responsible authority must consider before deciding if an application meets the objectives.

#### Requirements

A development:

- Must meet all of the objectives of this clause that apply to the application.
- Should meet all of the standards of this clause that apply to the application.

For all of the provisions of Clause 55 other than Clause 55.07 (Apartment developments):

- If a zone or a schedule to a zone specifies a requirement of a standard different from a
- requirement set out in this clause, the requirement in the zone or a schedule to the zone applies.
- If the land is included in a Neighbourhood Character Overlay and a schedule to the overlay
- specifies a requirement of a standard different from a requirement set out in this clause or a
- requirement in the zone or a schedule to the zone, the requirement in the schedule to the overlay

- applies.
- If the land is included in an overlay, other than a Neighbourhood Character Overlay, and a
- schedule to the overlay specifies a requirement different from a requirement of a standard set
- out in this clause or a requirement of a standard set out in the zone or a schedule to the zone,
- the requirement in the overlay applies.

The requirements of a standard set out in Clause 55.07 (Apartment developments) apply to the exclusion of any different requirement specified in a zone, a schedule to a zone, or a schedule to an overlay.

#### **Transitional provisions**

Clause 55.03-4 of this planning scheme, as in force immediately before the approval date of Amendment VC154, continues to apply to:

An application for a planning permit lodged before that date.

An application for an amendment of a permit under section 72 of the Act, if the original permit application was lodged before that date.

#### Response:-

This Policy is not applicable to the application

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#### 7.6. Residential Sub-division VPP 56

#### Purpose

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To create liveable and sustainable neighbourhoods and urban places with character and identity. To achieve residential subdivision outcomes that appropriately respond to the site and its context for:

- Metropolitan Melbourne growth areas.
- Infill sites within established residential areas.
- Regional cities and towns.

To ensure residential subdivision design appropriately provides for:

- Policy implementation.
- Liveable and sustainable communities.
- Residential lot design.
- Urban landscape.
- Access and mobility management.
- Integrated water management.
- Site management.
- Utilities.

#### **Application**

These provisions apply to an application to subdivide land in the Neighbourhood Residential Zone, General Residential Zone, Residential Growth Zone, Mixed Use Zone or Township Zone and any Comprehensive Development Zone or Priority Development Zone that provides for residential development.

These provisions do not apply to an application to subdivide land into lots each containing an existing dwelling or car parking space.

#### Operation

The provisions of this clause contain:

- Objectives. An objective describes the desired outcome to be achieved in the completed subdivision.
  - **Standards**. A standard contains the requirements to meet the objective.

A standard should normally be met. However, if the responsible authority is satisfied that an application for an alternative design solution meets the objective, the alternative design solution may be considered.

#### Requirement

An application to subdivide land:

Must be accompanied by a site and context description and a design response.

Must meet all of the objectives included in the clauses specified in the zone.

Should meet all of the standards included in the clauses specified in the zone.

#### Certification of standards

A subdivision may be certified by a person authorised by the Minister for Planning as meeting the requirements of a standard in this clause.

A standard that is certified as met is deemed to have met the objective of that standard.

#### Response:-

This Policy is not applicable to the application

#### 7.7. Apartment Development VPP 58

#### **Purpose**

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To encourage apartment development that provides reasonable standards of amenity for existing and new residents.

To encourage apartment development that is responsive to the site and the surrounding area.

#### **Application**

Provisions in this clause apply to an application to construct or extend an apartment development, or to construct or extend a dwelling in or forming part of an apartment development, if:

- The apartment development is five or more storeys, excluding a basement, and is in the General Residential Zone, Residential Growth Zone, Mixed Use Zone or Township Zone, or
- The apartment development is in the Commercial 1 Zone, Commercial 3 Zone, Special Use Zone, Comprehensive Development Zone, Capital City Zone, Docklands Zone, Priority Development Zone or Activity Centre Zone.

#### Operation

The provisions of this clause contain:

- **Objectives.** An objective describes the desired outcome to be achieved in the completed development.
  - Standards. A standard contains the requirements to meet the objective.

A standard should normally be met. However, if the responsible authority is satisfied that an application for an alternative design solution meets the objective, the alternative design solution may be considered.

 Decision guidelines. The decision guidelines set out the matters that the responsible authority must consider before deciding if an application meets the objectives.

#### Requirements

A development:

- Must meet all of the objectives of this clause.
- Should meet all of the standards of this clause.

If a zone or a schedule to a zone, or a schedule to an overlay specifies a requirement different from a requirement of a standard set out in Clause 58 (excluding Clause 58.04-1), the requirement in Clause 58 applies.

For Clause 58.04-1 (Building setback):

- If a zone or a schedule to a zone specifies a building setback requirement different from a requirement set out in Clause 58.04-1, the building setback requirement in the zone or a schedule to the zone applies.
- If the land is included in an overlay and a schedule to the overlay specifies a building setback requirement different from the requirement set out Clause 58.04-1 or a requirement set out in the zone or a schedule to the zone, the requirement for building setback in the overlay applies.

#### Response:-

This Policy is not applicable to the application

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## 7.8. VicSmart Application Requirements VPP 59

No Policy		

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#### 8. General Provisions 60

#### 8.1. General Exemptions VPP 62

No Policy

#### 8.2. Existing Uses VPP 63

No Policy

#### 8.3. General Provision for Use and Development VPP 64

No Policy

#### 8.4. Decision Guidelines VPP 65

Because a permit can be granted does not imply that a permit should or will be granted. The responsible authority must decide whether the proposal will produce acceptable outcomes in terms of the decision guidelines of this clause.

## 8.4.1. Approval of an Application or Plan VPP 65.1

Before deciding on an application or approval of a plan, the responsible authority must consider, as appropriate:

- The matters set out in section 60 of the Act.
- Any significant effects the environment, including the contamination of land, may have on the
- use or development.
- The Municipal Planning Strategy and the Planning Policy Framework.
- The purpose of the zone, overlay or other provision.
- Any matter required to be considered in the zone, overlay or other provision.
- The orderly planning of the area.
- The effect on the environment, human health and amenity of the area.
- The proximity of the land to any public land.
- Factors likely to cause or contribute to land degradation, salinity or reduce water quality.
- Whether the proposed development is designed to maintain or improve the quality ofstormwater
- within and exiting the site.
- The extent and character of native vegetation and the likelihood of its destruction.
- Whether native vegetation is to be or can be protected, planted or allowed to regenerate.
- The degree of flood, erosion or fire hazard associated with the location of the land and the use,
- development or management of the land so as to minimise any such hazard.
- The adequacy of loading and unloading facilities and any associated amenity, traffic flow and
- road safety impacts.

This clause does not apply to a VicSmart application.

#### Response:-

This Policy is not applicable to the application

#### 8.4.2. Approval of an application to Sub-divide Land VPP 65.02

Before deciding on an application to subdivide land, the responsible authority must also consider, as appropriate:

- The suitability of the land for subdivision.
- The existing use and possible future development of the land and nearby land.
- The availability of subdivided land in the locality, and the need for the creation of further lots.
- The effect of development on the use or development of other land which has a common means of drainage.
- The subdivision pattern having regard to the physical characteristics of the land including existing vegetation.
- The density of the proposed development.
- The area and dimensions of each lot in the subdivision.
- The layout of roads having regard to their function and relationship to existing roads.
- The movement of pedestrians and vehicles throughout the subdivision and the ease of access to all lots.
- The provision and location of reserves for public open space and other community facilities.
- The staging of the subdivision.
- The design and siting of buildings having regard to safety and the risk of spread of fire.
- The provision of off-street parking.
- The provision and location of common property.
- The functions of any body corporate.
- The availability and provision of utility services, including water, sewerage, drainage, electricity and gas.
- If the land is not sewered and no provision has been made for the land to be sewered, the capacity of the land to treat and retain all sewage and sullage within the boundaries of each lot.
- Whether, in relation to subdivision plans, native vegetation can be protected through subdivision and siting of open space areas.

This clause does not apply to a VicSmart application.

#### Response:-

This Policy is not applicable to the application

#### 8.5. Referral and Notice Provisions VPP 66

#### Scope

These provisions set out the kinds of applications which must be referred under section 55 of the Act or for which notice must be given under section 52(1)(c) of the Act. The provisions do not apply to the seeking of advice about an application or where a responsible authority may choose to give notice under another sub-section of section 52(1) of the Act.

These provisions also specify when a plan must be referred undersection 8(1)(a) of the Subdivision Act 1988.

#### Referrals

Applications of the kind listed in Clauses 66.01, 66.02, 66.03 and 66.04 must be referred to the person or body specified as a referral authority in accordance with section 55 of the Act. Any requirement for referral under this or another clause does not apply if:

- In the opinion of the responsible authority, the proposal satisfies requirements or conditions previously agreed in writing between the responsible authority and the referral authority, or the referral authority has considered the proposal for which the application is made within the past three months and has stated in writing that it does not object to the granting of the permit for the proposal; or
- The application is for the use or development of land for extractive industry or mining and a copy of a work plan or variation to an approved work plan accompanying the application was given to the referral authority (other than the Head, Transport for Victoria) under section 77TE of the Mineral Resources (Sustainable Development) Act 1990.

#### **Notice**

Notice of an application of the kind listed in Clauses 66.05 and 66.06 must be given in accordance with section 52(1)(c) of the Act to the person or body specified as a person or body to be notified. Any requirement for notice under this or another clause does not apply if, in the opinion of the responsible authority, the proposal satisfies requirements or conditions previously agreed in writing between the responsible authority and the person or body to be notified.

#### Response:-

We are aware the application will be subject to council referrals and advertising requirements.

#### 8.6. Applications Under Section 96 of the Act VPP 67

This clause applies to an application for a permit which, except for the provisions of this clause, would be made to the Minister in accordance with Section 96 of the Act

#### Response:-

Not applicable to this application

## 9. Operational Provisions 70

## 9.1. Operation of this Planning Scheme VPP 71

No Policy

#### 9.2. Administration and Enforcement of the Scheme VPP 72

No Policy

#### 9.3. Meaning of Terms VPP 73

A term used in this planning scheme has its ordinary meaning unless that term is defined:

- In this planning scheme; or
- In the Planning and Environment Act 1987 or the Interpretation of Legislation Act 1984, in which case the term has the meaning given to it in those Acts unless it is defined differently in this scheme

#### 9.4. Strategic Implementation VPP 74

No Policy

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# 10. Incorporated Documents

No Incorporated Documents.	

## Response

No Response Required

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## 11. Planning Report.

Please see following planning report for the subject site.

#### PLANNING PROPERTY REPORT



#### PROPERTY DETAILS

1/6 VENTURE WAY PAKENHAM 3810 Address:

Lot and Plan Number: Lot 1 PS621720 Standard Parcel Identifier (SPI): 1\PS621720 Local Government Area (Council): CARDINIA

Council Property Number: 5000008681 Planning Scheme: Cardinia

Planning Scheme - Cardinia

Directory Reference: Melway 323 E2

#### UTILITIES

#### STATE ELECTORATES

Rural Water Corporation: Southern Rural Water Legislative Council: Melbourne Water Retailer: South East Water

**EASTERN VICTORIA** 

Melbourne Water: Inside drainage boundary

AUSNET

Legislative Assembly:

OTHER

PAKENHAM

Registered Aboriginal Party: Bunurong Land Council Aboriginal Corporation

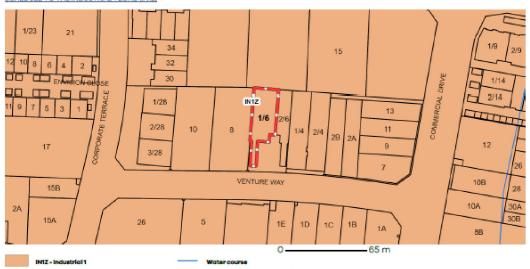
View location in VicPlan

Power Distributor:

#### **Planning Zones**

INDUSTRIAL 1 ZONE (IN1Z)

SCHEDULE TO THE INDUSTRIAL 1 ZONE (IN1Z)



Note: labels for zones may appear outside the actual zone – please compare the labels with the legend

#### **Planning Overlays**

No planning overlay found

#### 11.1. Industrial Zone

#### **INDUSTRIAL 1 ZONE**

Shown on the planning scheme map as IN1Z.

#### Purpose

To implement the Municipal Planning Strategy and the Planning Policy Framework.

To provide for manufacturing industry, the storage and distribution of goods and associated uses in a manner which does not affect the safety and amenity of local communities.

# Warehouse (other than Mail centre and Shipping container storage)

Must not be a purpose listed in the table to Clause 53.10 with no threshold distance specified.

The land must be at least the following distances from land (not a road) which is in an Activity Centre Zone, Capital City Zone, Commercial 1 Zone, Docklands Zone, residential zone or Rural Living Zone, land used for a hospital, an education centre or a corrective institution or land in a Public Acquisition Overlay to be acquired for a hospital, an education centre or a corrective institution:

- The threshold distance, for a purpose listed in the table to Clause 53.10.
- 30 metres, for a purpose not listed in the table to Clause 53.10.

#### Must not:

- Exceed a fire protection quantity under the Dangerous Goods (Storage and Handling) Regulations 2012.
- Require a notification under the Occupational Health and Safety Regulations 2017.
- Require a licence under the Dangerous Goods (Explosives) Regulations 2011.
- Require a licence under Dangerous Goods (HCDG) Regulations 2016.

Must not adversely affect the amenity of the neighbourhood, including through the:

- Transport of materials, goods or commodities to or from the land.
- Appearance of any stored goods or materials.
- Emission of noise, artificial light, vibration, odour, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit or oil.

#### Use of land

#### **Application requirements**

An application to use land for an industry or warehouse must be accompanied by the following information, as appropriate:

- The purpose of the use and the types of processes to be utilised.
- The type and quantity of goods to be stored, processed or produced.
- How land not required for immediate use is to be maintained.
- Whether a Development Licence, Operating Licence, Permit or Registration is required from the Environment Protection Authority.
- Whether a notification under the Occupational Health and Safety Regulations 2017 is required, a licence under the *Dangerous Goods Act 1985* is required, or a fire protection quantity under the Dangerous Goods (Storage and Handling) Regulations 2012 is exceeded.
- The likely effects, if any, on the neighbourhood, including:
  - Noise levels.
  - o Air-borne emissions.
  - Emissions to land or water.
  - o Traffic, including the hours of delivery and despatch.
  - Light spill or glare.

#### **Decision guidelines**

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The Municipal Planning Strategy and the Planning Policy Framework.
- The effect that the use may have on nearby existing or proposed residential areas or other uses which are sensitive to industrial off-site effects, having regard to any comments or directions of the referral authorities.
- The effect that nearby industries may have on the proposed use.
- The drainage of the land.
- The availability of and connection to services.
- The effect of traffic to be generated on roads.
- The interim use of those parts of the land not required for the proposed use.

#### **Buildings and works**

Permit requirement

A permit is required to construct a building or construct or carry out works.

This does not apply to:

- A building or works which rearrange, alter or renew plant if the area or height of the plant is not increased.
- A building or works which are used for crop raising or informal outdoor recreation.
- A rainwater tank with a capacity of more than 10,000 litres if the following requirements are met:
  - o The rainwater tank is not located within the building's setback from a street (other than a lane).
  - o The rainwater tank is no higher than the existing building on the site.
  - The rainwater tank is not located in an area that is provided for car parking, loading, unloading or accessway.
- A building or works which are used for grazing animal production, except for permanent or fixed feeding infrastructure for seasonal or supplementary feeding constructed within 100 metres of:
  - A waterway, wetland or designated flood plain.
  - o A dwelling not in the same ownership.
  - o A residential or urban growth zone.

## **Decision guidelines**

Before deciding on an application, in addition to the decision guidelines in Clause 65, the responsible authority must consider, as appropriate:

- The Municipal Planning Strategy and the Planning Policy Framework.
- Any natural or cultural values on or near the land.
- Streetscape character.
- Built form.
- Landscape treatment.
- Interface with non-industrial areas.
- Parking and site access.
- Loading and service areas.
- Outdoor storage.
- Lighting.
- Stormwater discharge.

#### Maintenance

All buildings and works must be maintained in good order and appearance to the satisfaction of the responsible authority.

#### Response:

The proposed application meets the decision guidelines listed above.

## 11.2. Schedule to the Zone

Maximum leasable floor area requirements	
Land	Maximum leasable floor area for Office (square metres)
None specified	None specified

#### Response:-

The schedule to the zone is not applicable.

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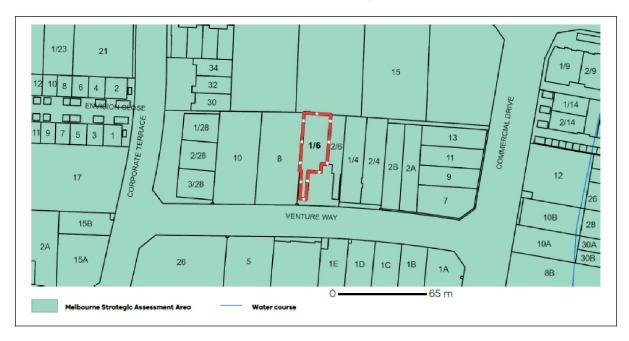
## 12. Overlays

No Planning Overlay applicable

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## 12.1. Melbourne Strategic Assessment

The Melbourne Strategic Assessment (Environment Mitigation Levy) Act 2020 sets down a legislative framework for developers in our growth corridors. It includes the MSA Levy, which developers need to pay when construction or other works are undertaken in the MSA levy area.



#### Response:-

Not applicable to this application

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## 12.2. Areas of Aboriginal Cultural Heritage Sensitivity

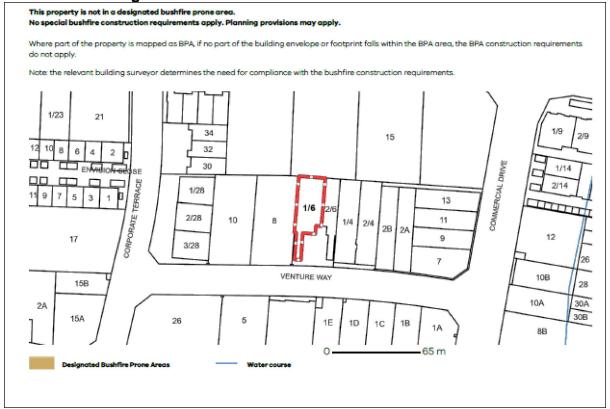


#### Response:-

Not applicable to this application

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## 12.3. Designated Bushfire Area



#### Response:-

The site is not in a designated bushfire prone area.

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14th February 2024

Cardinia Shire Council Planning Department - Tanvi Rawat PO Box 7 Pakenham Vic 3810

Dear

Application No: T230641 **Property No:** 5000008681

Address: L1 PS621720, Southeast Business Park, We 1/6 Venture Way, Pakenham VIC 3810 Proposal: Use of land for Care takers accommodation and associated Building and works

I refer to the above planning permit application, and more specifically your request for further information dated 17th January 2024. Please find attached a detailed response to this request.

If you have any further queries regarding this matter, please do not hesitate to call me on 5941 4717.

We thank you for your cooperation on this matter.

Kind regards,



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	GROUP
	ation Required:
Further Information Required	Response
<ul> <li>1. Town Planning report</li> <li>A town planning report to elaborate on the following:</li> <li>a) Details of the proposed use of caretaker's accommodation,</li> <li>What is the need / purpose of the proposed caretaker's accommodation?</li> <li>Why a caretaker's is necessary, what will it's role be, who will occupy it and what will their role be in the operation of the primary use</li> <li>Breakdown of floor areas for primary use and caretaker's component.</li> <li>Note: Based on Council's initial assessment the proposed use of care takers accommodation is a section 2 use and a planning permit is required for the proposed use.</li> <li>b) Details of existing use (primary use) and why it requires a caretaker's accommodation (this should include):</li> <li>Details of day-to-day operations of the warehouse including: <ul> <li>Hours;</li> <li>Staff;</li> <li>Activities undertaken</li> </ul> </li> <li>c) An assessment of proposed use and response against the objectives and decision guidelines of the applicable provisions within the Cardinia Planning Scheme, including the relevant Planning Policy, Local Planning Policy Frameworks, Industrial zone schedule 1 (INZ1) that apply to the site, particular provisions, and Clause 65 Decision Guidelines.</li> </ul>	Please refer to the attached Planning Assessment / Written Submission prepared by 3D Design Group, dated February 2024.

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## 2. Covenant AF897305F

Demonstrate compliance with all the restrictions on tile, including:

 Written approval of the proposed use from Southeast Business Park Pty Ltd as per the SEBP design guidelines. 2. Covenant AF897305F which was created on 11/06/2008 states that Covenants in Clauses (a) (b) and (c) shall cease to operate 10 years after registration of Plan of Subdivision No. 537513A. A current title search has been completed for PS537513A which provides the certification date as 8/11/2006 — refer to Appendix A attached. It is therefore determined that the requirement of written approval from Southeast Business Park Pty ceased on 8/11/2016 so is no longer a requirement.

## **Preliminary Assessment Comments**

A preliminary assessment of the application has been undertaken and the following comments are provided for your consideration:

## Incompleteness of application

Due to the lack of information provided with this application in regards to proposed use and existing use of the warehouse, a proper assessment of the application could not be carried out.

As there is a lack of information which has limited the scope of this assessment, there is the potential for other issues to arise on receipt of this information. At this stage, the potential concerns have been detailed above, however upon receipt of the information there may be further requests for information and concerns raised.

It is recommended that the application be revised to address these comments, and/or include a written response to them. Revising the application at this stage is likely to result in the application process being more efficient and may mitigate future concerns from relevant parties.

If the application is not revised accordingly, it will be processed in its current form and may be subject to future changes through conditions of any planning permit or may be recommended for refusal.

Noted. The attached Planning Assessment / Written Submission will assist in your assessment.

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## Appendix A

	PLAN OF	ייחפוופ	VISION	Stage N	o. LR use only				Number
	PLAN OF	ועפטפ	VISION		EDITION	3	3	PS	537513A
	Location of	Land			Council Ce	tifico	ation	and	Endorsement
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Township:	_			2. This p	lon is certified under s	ection	11(7) of	the St	ubdivision Act 1988.
Section: Crown Allo	- 47 (PART)	49 (PART	) & 50 (PART)	3. This is	of original certification  Statement of earlip				5 / 11 / 2006 Nigo 21-of the Eutologico Ant 1988
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