

5.10 Planning Matters VCAT Report - December 2023

Responsible GM: Lili Rosic
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Recommendation(s)

That Council note the report.

Executive Summary

The following list is presented to keep Council informed of applications that are currently the subject of appeals proceedings and recent decisions from the Victorian Civil and Administrative Tribunal (VCAT). This list is current as of 10 November 2023.

Relevance to Council Plan

5.1 We practise responsible leadership

5.1.1 Build trust through meaningful community engagement and transparent decision-making.

Matters Recently Lodged at VCAT

Hearing Date	App. No.	Address	Proposal	Council Decision	Appealed By
31/01/2024	T220366	550 Scanlons Drain Road, Catani 3981	The use and the development of the land for a dwelling	Refusal	Applicant
2/04/2024	T220660	275 Daly Road Nar Nar Goon 3812	Use and Development of Land for a Dwelling	FTD	Applicant
14/05/2024	T220375	41915 South Gippsland Highway, Lang Lang	Subdivision of land into two (2) lots (boundary realignment)	Refusal	Applicant
13/02/2024	GE220364	Lot H on Plan of Subdivision 400130H, Princes Hwy, Pakenham	End of Section 173 Agreement T148994L	FTD	Applicant

*FTD denotes an application for review of Council's failure to issue a decision within the prescribed timeframe.

Matters Currently the Subject of VCAT Appeal

Hearing Date	App. No.	Address	Proposal	Council Decision	Appealed By
7/2/2024	T220809	490-494 McGregor Road, Pakenham VIC 3810	Subdivision of land into two (2) lots (re-subdivision of two lots)	FTD*	Applicant
3/08/2023	T220221	205 Seven Mile Road Nar Nar Goon	Use and development of the land for a Contractors Depot	Refusal	Applicant
23/02/2024	T220813	375 Rossiter Road, Koo Wee Rup 3981	Buildings and works for the construction of twenty-one (21) warehouses; Creation or alteration of access to a road in a Transport Zone 2	FTD*	Applicant

*FTD denotes an application for review of Council's failure to issue a decision within the prescribed timeframe.

Matters Recently Decided at VCAT

App. No.	Address	Proposal	Council Decision	Appealed By	Outcome	Decision Date
T210643	44 Paternoster Road, Cockatoo	Use and Development of the Land for a Telecommunications facility	Notice of Decision to Grant a Permit	Objector	Permit Issued	18 October 2023
T220666	8/18 Racecourse Road, Pakenham 3810	Use of land for a shop	Refusal	Applicant	Withdrawn	19 October 2023
T220501	74-76 Ahern Road Pakenham	Construction of two or more dwellings	Refusal	FTD*	Permit issued	27 October 2023