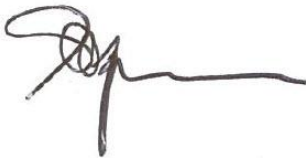


Councillor
(as addressed)

The next Council Meeting will be held in the Council Chamber Realm, on Monday 18 September 2023, commencing at 7:30pm and your presence is requested.

Yours faithfully



Steve Kozlowski
CHIEF EXECUTIVE OFFICER

Note:

***This meeting is being streamed live on the internet and recorded.
Every care is taken to maintain privacy and attendees are advised they may be recorded.***

This meeting of Council can be viewed on Council's website via:

<https://www.maroondah.vic.gov.au/Live-Council-Meetings>

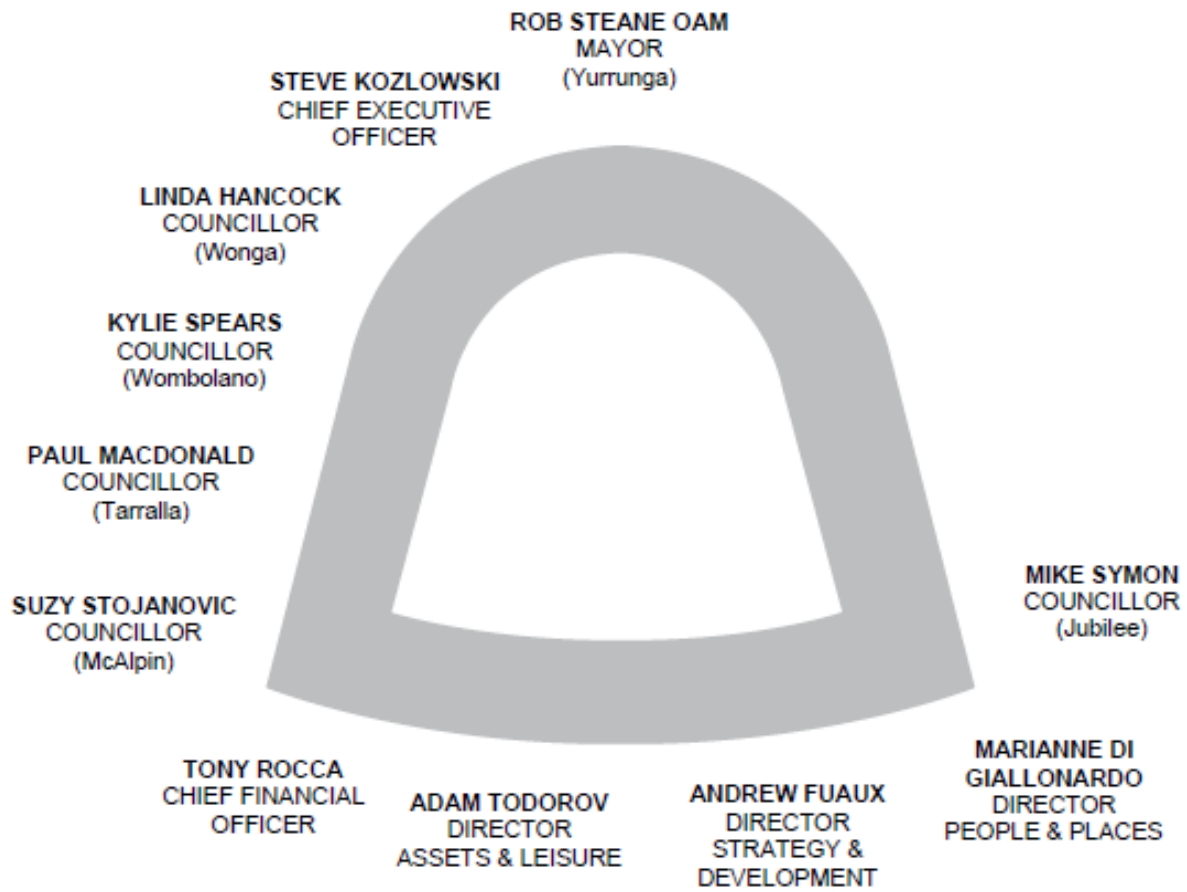


COUNCIL CHAMBER
IS FITTED WITH A HEARING AID
INDUCTION LOOP

**SWITCH HEARING AID TO 'T' FOR
RECEPTION**

Realm	179 Maroondah Hwy, Ringwood, 3134
Postal	PO Box 156, Ringwood 3134 DX 38068, Ringwood
Telephone	1300 88 22 33 Translating and Interpreting Service (TIS): 131 450 National Relay Service (NRS): 133 677
Facsimile	(03) 9298 4345
Email	maroondah@maroondah.vic.gov.au
Web	www.maroondah.vic.gov.au
Service Centres	Croydon: Civic Square, Croydon 3136 Realm: 179 Maroondah Hwy, Ringwood 3134

Council Chamber Seating



APOLOGY
TASA DAMANTE DEPUTY MAYOR (Wicklow)

LEAVE OF ABSENCE
TONY DIB OAM JP COUNCILLOR (Bungalook)

Public Gallery



ORDER OF BUSINESS

1. Prayer and Councillor Pledge
2. Acknowledgment of Country
3. Apologies
4. Declaration of Interests
5. Confirmation of Minutes of the Ordinary Council Meeting held on Monday 28 August 2023.
6. Public Questions
7. Officers' Reports
 - Chief Financial Officer
 1. Attendance Report 4
 2. Reports of Councillor Briefings 6
 3. Councillor Representation Reports 8
 4. Barngeong Ward Vacancy 11
 - Director Assets & Leisure
 1. Stadium Sports Strategy 13
 - Director Strategy & Development
 1. Maroondah Planning Scheme Amendment C148 - Considerations of Submissions 18
 2. Community Facilities Lease - Community Centres 36
 - Director People & Places
 1. Draft Maroondah Extended Outdoor Dining Policy 39
8. Documents for Sealing
 1. Letter Under Seal - Marijke Graham 44
9. Motions to Review
10. Late Items
11. Requests for Leave of Absence
12. In Camera
 - Director Assets & Leisure
 1. Tender Evaluation Report - Contract 21050 Design & Construction of Ringwood Activity Centre Car Park

ATTENDANCE REPORT

ITEM 1

PURPOSE

To provide an opportunity for Councillors to report on Council activities undertaken since the last Ordinary Meeting of Council and forthcoming ward activities.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A well governed and empowered community

Our Vision: In 2040, Maroondah will be an empowered community actively engaged in local decision making, led by an innovation community inspired Council that collaborates regionally and proactively champions local needs.

Key Directions 2021 – 2025:

- 8.1 Provide community inspired governance that is transparent, accessible, inclusive and accountable

BACKGROUND

Not Applicable

ISSUE / DISCUSSION

It is intended that the Mayor and Councillors be given the opportunity to present a verbal or written report updating Council on the activities they have undertaken since the last Ordinary Meeting of Council on the 28 August 2023 in their role as Councillors and forthcoming ward activities.

FINANCIAL / ECONOMIC ISSUES

Not Applicable

ENVIRONMENTAL / AMENITY ISSUES

Not Applicable

SOCIAL / COMMUNITY ISSUES

Not Applicable

COMMUNITY CONSULTATION

Not Applicable

CONCLUSION

It is appropriate that Councillors formally report to Council upon the activities they have undertaken in their role as Councillors.

ATTACHMENTS

Not Applicable

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL RECEIVES AND NOTES THE REPORTS AS PRESENTED BY COUNCILLORS

PURPOSE

To present the ‘Public Record’ of those Councillor Briefings which are attended by Councillors and generally held on Monday evenings at Realm, usually two weeks prior to the formal Council Meeting, and to note the issues discussed.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A well governed and empowered community

Our Vision: In 2040, Maroondah will be an empowered community actively engaged in local decision making, led by an innovation community inspired Council that collaborates regionally and proactively champions local needs.

Key Directions 2021 – 2025:

- 8.1 Provide community inspired governance that is transparent, accessible, inclusive and accountable

BACKGROUND

As part of decision-making processes at Maroondah, it is essential that Councillors are briefed on a range of issues which come before Council for consideration. As a means of providing this information, Councillor Briefings are conducted.

Councillor Briefings are also attended by Council Officers, and sometimes other specific advisors, to provide Councillors with a detailed knowledge and understanding of issues under consideration to a level of detail that would inhibit timely decision-making, that would not be possible in an open Council meeting, where decision-making related debate is governed by strict meeting procedures.

A Councillor Briefing is a non-decision-making forum, and as per past good governance practice, is deemed to be a scheduled or planned meeting comprising a majority of Councillors (at least 5) and one (1) Council employee, for the purpose of discussing matters that are intended or likely to be:

- the subject of a decision of the Council; or
- subject to the exercise of a delegated function, duty or power of Council.

Examples of a Councillor Briefings may include:

- On-site inspections,
- Consultative Meetings with residents, developers, consultants
- Meetings with local organisations, Government Departments, statutory authorities, and local politicians.

REPORTS OF COUNCILLOR BRIEFINGS Cont'd

ITEM 2

ISSUE / DISCUSSION

Councillor Briefings are generally held twice a month, on Monday evenings at Realm, usually two (2) weeks prior to, and on the night of a formal Council meeting.

The intent of this report is to present a 'Public Record' of those Councillor Briefings which are generally attended by all Councillors and typically held on Monday evenings, and to note the items discussed.

The 'Public Record' of the Councillor Briefings held on the 28 August 2023 and 4 September 2023 are attached for information.

FINANCIAL / ECONOMIC ISSUES

Not Applicable

ENVIRONMENTAL / AMENITY ISSUES

Not Applicable

SOCIAL / COMMUNITY ISSUES

Not Applicable

COMMUNITY CONSULTATION

Not Applicable

CONCLUSION

Councillor Briefings are important forums for advice and discussion, on what are often complex issues facing the municipality, in the lead up to formal decisions being made by Councillors at Council Meetings. At Councillor Briefings, or outside them, Councillors also have the opportunity of requesting additional information to assist in the decision-making process.

It is appropriate that the 'Public Record' of those Councillor Briefings, which are attended by a majority of Councillors, i.e. at least five (5) Councillors and one (1) employee of Council, be noted.

ATTACHMENTS

1.  2023 August 28 - Councillor Briefing Public Record
2.  2023 September 04 - Councillor Briefing Public Record

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL RECEIVES AND NOTES THE PUBLIC RECORD OF THE COUNCILLOR BRIEFINGS HELD ON 28 AUGUST 2023 AND 4 SEPTEMBER 2023

PURPOSE

To receive and note meeting minutes from the following organisations, boards and/or advisory committees where Council is represented:

- Maroondah Environment Advisory Committee held on 15 August 2023
- Maroondah Community Health and Wellbeing Committee held on 9 August 2023
- Maroondah Arts Advisory Committee held on 2 August 2023

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A well governed and empowered community

Our Vision: In 2040, Maroondah will be an empowered community actively engaged in local decision making, led by an innovation community inspired Council that collaborates regionally and proactively champions local needs.

Key Directions 2021 – 2025:

8.1 Provide enhanced governance that is transparent, accessible, inclusive and accountable

BACKGROUND

As part of Council's commitment to the principles and practice of good governance, it is appropriate that Councillors and the Community are formally updated on the actions and activities of the various organisations, boards and advisory committees where Council is represented.

ISSUE / DISCUSSION

Council is represented on numerous internal and external bodies.

Internal advisory committees have been initiated by Council and are serviced administratively. They typically consider in-depth issues that are related to Council policy or activities.

External bodies operate under their own charter and determine their own procedures, policies and practices. In these instances, Council involvement is to participate and influence the activities of those external organisations, boards and committees where those activities are in the interests of Maroondah residents.

Representation on these internal and external bodies is reviewed on an annual basis at the commencement of the new Mayoral term.

Council representatives for the bodies providing reports for this item are noted below:

Crs Graham, Macdonald and Stojanovic are Council's Representatives on the Maroondah Environment Advisory Committee.

Crs Damante and Dib are Council's Representatives on the Maroondah Community Health and Wellbeing Committee.

Crs Macdonald, Stojanovic and Symon are Council's Representatives on the Maroondah Arts Advisory Committee.

FINANCIAL / ECONOMIC ISSUES

Not Applicable

ENVIRONMENTAL / AMENITY ISSUES

Not Applicable

SOCIAL / COMMUNITY ISSUES

Not Applicable




COMMUNITY CONSULTATION

Not Applicable

CONCLUSION

It is appropriate that Councillors and the community are formally updated on the actions and activities of the various organisations, boards and advisory committees where Council is represented. Recent meeting minutes from a number of these bodies are tabled for noting.

ATTACHMENTS

1. 2023 August 15 - Maroondah Environment Advisory Committee Meeting Minutes

2. 2023 August 09 - Maroondah Community Health and Wellbeing Committee Meeting Minutes

3. 2023 August 02 - Maroondah Arts Advisory Committee Meeting Minutes


CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL RECEIVES AND NOTES MINUTES OF THE FOLLOWING BODIES

- 1. MAROONDAH ENVIRONMENT ADVISORY COMMITTEE HELD ON 15 AUGUST 2023**
- 2. MAROONDAH COMMUNITY HEALTH AND WELLBEING COMMITTEE HELD ON 9 AUGUST 2023**
- 3. MAROONDAH ARTS ADVISORY COMMITTEE HELD ON 2 AUGUST 2023**

BARNGEONG WARD VACANCY

ITEM 4

PURPOSE

To note that an extraordinary vacancy has arisen in the Barnggeong Ward as a result of the resignation of Councillor Marijke Graham on 8 September 2023 and that a by-election will be held to fill the vacancy, in accordance with requirements of the *Local Government Act 2020*.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A well governed and empowered community

Our Vision: In 2040, Maroondah will be an empowered community actively engaged in local decision making, led by an innovative community inspired Council that collaborates regionally and proactively champions local needs.

Key Directions 2021 – 2025:

8.1 Provide community inspired governance that is transparent, accessible, inclusive and accountable

BACKGROUND

Councillor Marijke Graham has resigned from her role as Barnggeong Ward Councillor of the City of Maroondah, effective 8 September 2023.

As required by the *Local Government Act 2020*, Council’s Chief Executive Officer has advised the Minister for Local Government and the Victorian Electoral Commission (VEC) of this extraordinary vacancy.

ISSUE / DISCUSSION

The VEC will manage a by-election in accordance with the requirements of the Local Government Act 2020. Following the completion of the by-election, the elected candidate will take up the role Councillor for Barnggeong Ward for remainder of the Council term through to the next general election in October 2024.

The VEC have advised the Minister and Council that the by-election will be held on Saturday 2 December 2023.

FINANCIAL / ECONOMIC ISSUES

Not Applicable

ENVIRONMENTAL / AMENITY ISSUES

Not Applicable

SOCIAL / COMMUNITY ISSUES

Not Applicable

COMMUNITY CONSULTATION

Not Applicable

CONCLUSION

It is appropriate that the Maroondah community are formally advised of the resignation of Cr Graham on 8 September 2023 and the resulting extraordinary vacancy in Barnggeong Ward.

ATTACHMENTS

Not Applicable

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL NOTE THE VACANCY IN THE BARNGEONG WARD AND THAT A BY-ELECTION IS TO BE HELD ON 2 DECEMBER 2023

STADIUM SPORTS STRATEGY

ITEM 1

PURPOSE

The purpose of this report is to seek Council endorsement of the Stadium Sports Strategy.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A Safe Healthy and Active Community

Our Vision: In 2040, Maroondah will be a safe, healthy and active community where all people have the opportunity to experience enhanced levels of social, emotional and physical wellbeing.

Key Directions 2021 – 2025:

- 1.13. Promote physical activity by supporting education initiatives and providing a diverse range of accessible active and passive open spaces, state of the art sporting precincts and integrated recreation facilities
- 1.14. Work in partnership to increase opportunities and create welcoming, supportive and accessible environments for all community members to undertake physical activity

BACKGROUND

The Maroondah Sport Demand Analysis 2017 included a recommendation to review the need for additional basketball and netball courts, or additional use of existing courts. This strategy addresses that recommendation, and also includes badminton, pickleball, table tennis and volleyball, providing an overall strategy for stadium sports in Maroondah. The strategy looks at existing stadium facilities in Maroondah and surrounding LGA's and identifies any additional stadium facilities that will be required in the next 10 years to meet the demand for stadium sports in Maroondah.

Council owns and manages two stadiums, Maroondah Nets and The Rings. Both of these have one or more sporting associations based out of the stadium, who run their own competition and manage their own scheduling. Council staff also run programs that cater for other sectors of the community at these sites. Staff facilitate overall facility bookings to ensure that fair and equitable access is provided to a range of different sports, that covers different age, gender and ability groups.

Close to 10,000 netball, basketball and volleyball players are registered with Maroondah associations that utilise 3 Council and 18 school venues.

ISSUE / DISCUSSION

The Strategy highlights the key considerations which affect Stadium Sports within Maroondah and provides recommendations to improve accessibility for associations and clubs in response to increased participation and the growth in population.

There are three (3) basketball associations that service Maroondah residents and use facilities in Maroondah. The Ringwood Basketball Association (RBA) and the Vic Baptist Basketball Association (VBBA) are the key basketball associations that are based in Maroondah. The Kilsyth Basketball Association (KBA) is based in Kilsyth (Yarra Ranges) but due to the geographic split, and location of facilities, 21% of Maroondah residents that have registered with Basketball Victoria, play for the KBA rather than the RBA. There is also a Phillipino basketball club that is not part of any association, that trains and plays at a school stadium. There are three (3) main stadiums in Maroondah where basketball is currently played, these are:

- **The Rings** – Four (4) court stadium which caters to basketball, netball, volleyball and junior sporting programs. This facility is managed by Council
- **Norwood Secondary College** – Two (2) court stadium that was built by the Education Department. The RBA have a long-term hire agreement with the school, and are sole users of this stadium out of school hours
- **Melba College** – Four (4) court stadium that was built with a combination of Education, Sport and Recreation Victoria and KBA funding. The KBA have a long-term agreement with the school and are the sole users of this stadium out of school hours

Basketball in Maroondah has seen strong growth following COVID restrictions. The research undertaken in this strategy has found an immediate need for additional compliant courts to meet the future needs of the RBA. It is expected that growth of basketball will be restricted unless additional facilities become available. It is recommended that a feasibility study be undertaken at the Rings to improve existing facilities, look at expanding to cater for more courts, and to look at how this facility will integrate with the golf course.

With Melba College and Norwood Secondary College both having undertaken stadium redevelopments over the past few years, Ringwood Secondary College is the only public secondary school in Maroondah that is yet to have a multi court stadium. A high-level Master Plan of the school has been completed, which includes a multi court stadium. The RBA has expressed interest in out of hours use of a multi court stadium, and Basketball Victoria is supportive of a four-court facility at this school. The principal has met with the Education Department, and State and Federal members about the school interest in such a facility, and has expressed interest in working with Council to understand the feasibility for a four-court stadium that would be available for community use out of school hours. It would be important that any stadium facilities built at Ringwood Secondary College cater for multiple sports, to meet community needs, and also to attract government funding.

There are 11 basketball courts in Maroondah that are used by the KBA and includes Council's single court stadium at John Frost Stadium (Cheong Park). This stadium is very old and does not meet run off standards. Discussions with Yarra Ranges Council and the KBA will need to continue in the medium to long term to discuss a possible location, in either Maroondah or Yarra Ranges, for this club when this building has reached the end of its useful life.

The Melbourne East Netball Association (MENA) and Ariels VCNA (Ariels) are the two (2) netball associations that are based in Maroondah. MENA has clubs based in both Maroondah and Whitehorse. As with basketball, many Maroondah residents that live in Croydon, Croydon South, Croydon North, Croydon Hills and Kilsyth South play for the Lilydale and Yarra Valley Netball Association, which is based at Pinks Reserve in Kilsyth (approximately 14% of the Maroondah residents that are registered with Netball Victoria). In addition, the Eastern Football Netball League (EFNL) also plays netball at Maroondah Nets. The main venue for Netball in Maroondah is the Maroondah Nets.

MENA have voiced a strong preference to be based out of one (1) venue. While some of their netball clubs train at school facilities, a large number of clubs have a preference to train at Maroondah Nets, and all games are scheduled at Maroondah Nets.

Based on projections to 2025, court space at Maroondah Nets would meet the needs of netball, but they may need to make some changes to their scheduling of games. Ariels VNCA indicated during consultation that they required additional court space on a Monday night. There are currently no other indoor courts available on a Monday night that could meet this need for them. It is recommended in the strategy to investigate options for covering the existing outdoor netball courts to increase usage of these courts.

Maroondah Volleyball Association is based at Maroondah Nets. They run programs and competitions and have access to six (6) courts on Tuesday, Thursday and Sunday's. They also hire two (2) courts at Heathmont Secondary College on Tuesday evenings for their competition, and two (2) courts at The Rings on a Sunday afternoon for state league training.

Current volleyball facilities in Maroondah do not meet the needs of Maroondah Volleyball. The strong growth in volleyball over the past four (4) years has seen them significantly increase their participation, far more than was anticipated in the 2017 Sports Demand Analysis and outgrow their allocated days and times at Maroondah Nets. Lack of additional stadium space in Maroondah sees them with a long waiting list and the inability to run all of the programs that they would like to run. There is an immediate need for volleyball to access additional courts.

Pickleball is offered in Maroondah (Maroondah Nets). With the current way that Pickleball is organised, it needs to be run at a staffed facility or a community run club, a school stadium is not an option. It is expected that by the end of 2023, growth of Pickleball will be restricted unless additional facilities become available. There is a short term need for additional court space for Pickleball.

Maroondah Nets offers social table tennis and badminton with limited uptake as there are a number of purpose-built badminton facilities with established clubs in neighbouring Council's and as such there is not a need for additional facilities in Maroondah.

The Strategy includes 17 recommendations at an individual sport level as well as a multi-sport level. These recommendations have been categorised as short term (1 to 3 years), medium term (4 to 6 years) and long term (7 to 10 years).

FINANCIAL / ECONOMIC ISSUES

A key action of the Strategy is to undertake feasibility studies for additional multipurpose courts at The Rings and Ringwood Secondary College which will include developing costs estimates.

The provision of additional courts or modifications to current facilities requires careful financial consideration and financial support from both State and Federal Governments.

ENVIRONMENTAL / AMENITY ISSUES

Council is committed to the development of facilities that meet Council's environmental sustainability objectives, and which are sympathetic to their surrounds and environment.

SOCIAL / COMMUNITY ISSUES

Stadiums within Maroondah have long played a valuable role in the overall sport and recreation options available to the community. Activities played within the facilities can be both competitive and social and provide a space for enjoyment from all levels and abilities and in many different formats.

The population of Maroondah, and the Eastern Region, is increasing. Council needs to consider how this will impact on the ability to meet the demand for stadium sports going forward. The increase in population across all age ranges means that it will be important for stadium sports in Maroondah to be varied, and to cater for all groups.

COMMUNITY CONSULTATION

A number of consultation methods were used in the development of this strategy, as per the following:

- Club and Association data was collected by sending surveys out to Maroondah basketball, volleyball and netball associations. These surveys collected information around previous, current and projected membership numbers as well as facility requirements, both current and future.
- State and regional sporting bodies for each of these sports were also contacted to understand the current and projected participation for their sport both in Maroondah, and more broadly across the state.
- Discussions were held with local associations around challenges and barriers of growth, as well as facility feedback.
- Broad community consultation to seek feedback from players and non-players of stadium sport in Maroondah.

A community survey was put out for consultation for a four-week period in August 2022. This consultation period included collecting feedback from both users and non-users of Council stadiums. Methods of collecting feedback included: on site surveying at Maroondah Nets and The Rings during program times, link on Council's website, eDM's to Maroondah Leisure members, email with link to members of all clubs and associations, signage at Maroondah Leisure sites, Maroondah News, Eastern FM and internal staff communications.

CONCLUSION

The development of an evidence based strategic approach involving all key stakeholders, has highlighted the key considerations which are currently affecting stadiums sports in Maroondah.

With a short term need for additional stadium space for basketball, volleyball and pickleball, it is evident that there is a need for additional stadium facilities in Maroondah. The document identifies priority recommendations over the next 10 years to ensure that the needs for all of these sports can be met through new and modified facilities, and to enable Council to apply for government funding for these facilities, they will need to be multi-sport facilities that are managed by Council, as per Council's existing stadium facilities.

ATTACHMENTS

1.  Stadium Sports Strategy - final report

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL ADOPTS THE STADIUM SPORTS STRATEGY

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS**

ITEM 1

PURPOSE

The purpose of this report is:

- To consider the submissions received to Amendment C148maro.
- To consider the officer's response and recommendations to submissions received, and
- To consider whether under the provisions of Section 23 (1) of the *Planning and Environment Act 1987* Council resolves to either:
 - Change the Amendment in the manner requested: Section 23 (1) (a); or
 - Refer the submissions to a Panel: Section 23(1) (b); or
 - Abandon the Amendment or part of the Amendment: Section 23 (1) (c).

Council is committed to ensuring the identification, protection and recognition of its heritage assets. Council's municipal wide heritage study review consisted of a two-stage process. Stage 1 involved the preparation and completion of Maroondah's Thematic Environmental History Post WW2.

Stage 2 of the review involved the identification and shortlisting of places which met the threshold criteria for heritage protection. The assessment process undertaken in the identification and analysis of the proposed heritage places is consistent with *Planning Practice Note 1 Applying the Heritage Overlay* in terms of justifying the significance of the place and including a Statement of Significance. Planning Scheme Amendment C148maro seeks to implement the findings of Stage 2 of the review, namely *City of Maroondah Heritage Study Review- Volume 2 Citations for Individual Heritage Places & Heritage Precincts by Built Heritage Pty Ltd., April 2023*.

The Amendment proposes to:

- Amend the Schedule to Clause 43.01 (Heritage Overlay) to apply the Heritage Overlay to 36 individual places, 3 precincts, and 1 serial group listing on a permanent basis.
- Amend the Schedule to Clause 43.01 (Heritage Overlay) to turn on external paint controls for 50 Maroondah Highway, Ringwood, and 6 The Outlook Heathmont. Further, the Amendment seeks to turn on internal controls for 39-41 Viviani Crescent Heathmont; and 265 Canterbury Road Bayswater North; and allow otherwise prohibited uses at 254 Canterbury Road, Bayswater North.
- Amend the Schedule to Clause 43.01 (Heritage Overlay) to delete 130 Croydon Road, Croydon (HO93).
- Amend the Schedule to Clause 72.04 (Incorporated Documents) to introduce Statements of Significance for the 36 individual places, 3 precincts and 1 serial group listing, and Heritage Design Guidelines to 2 individual places; 1 precinct and 1 serial group listing.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

- Amend the Schedule to Clause 72.08 (Background Documents) to introduce the following background documents:
 - *City of Maroondah Heritage Study Review: Volume 1 Post-WW2 Thematic Environmental History* (Built Heritage Pty Ltd, May 2022)
 - *The City of Maroondah Heritage Study Review Volume 2: Citations for Individual Heritage Places & Heritage Precincts*, April 2023, Built Heritage Pty Ltd
- Amend the Maroondah Planning Scheme Maps No.'s 1HO, 2HO, 3HO, 4HO, and 5HO to reflect the changes listed above.

Amendment C148maro was placed on public exhibition in accordance with the requirements of Section 19 of the *Planning and Environment Act 1987*. Further discussion of the public exhibition is included in the Community Consultation section of this report.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together (June 2021 update) and the Council Plan 2021-2025 (2023/2024 Update) provide the strategic framework that underpin the purpose of this report.

Outcome Area: The relevant preferred outcomes for the community are:

- Vibrant and Culturally Rich
- Attractive, Thriving and Well Built
- Inclusive and Diverse

Our Vision: A vibrant and culturally rich community

Key Directions 2021 – 2025:

- 3.6 Celebrate the local history, diversity, arts and produce of our community through a range of festivals, events programs and activities.
- 3.7 Celebrate, value and recognise local history to facilitate enhanced community understanding and a broader appreciation of cultural heritage.

Our Vision: An attractive, thriving and well-built community

Key Directions 2021 – 2025:

- 6.5 Develop and implement an urban environment that enhances the desirable attributes of Maroondah to protect and value neighbourhood character, local history and cultural heritage.
- 6.7 Coordinate and advocate for the increased utilisation, longevity and availability of fit for purpose community facilities and spaces that meet local needs and act as key places for neighbourhood connection.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

Our Vision: An inclusive and diverse community

Key Directions 2021 – 2025:

7.11 Support and celebrate the unique cultural diversity, heritage and languages of communities in Maroondah.

7.12 Acknowledge, recognise, value and support our indigenous heritage, culture and communities.

BACKGROUND

Council has a key role in managing the identification and protection of places of heritage significance under the Maroondah Planning Scheme. Under the *Planning and Environment Act 1987* (The Act) the recognition and protection of heritage of local significance is the responsibility of municipal councils. Specifically, Section 4(1)(d) of the Act provides that local councils as planning authorities have a statutory obligation to ensure that their planning schemes '*conserve and enhance those buildings, areas or other places which are of scientific aesthetic, architectural or historical evidence or otherwise special cultural value*'. Part of this role involves undertaking heritage studies with assessments of places identified as having heritage value.

Clause 21.04 of the Maroondah Planning Scheme notes that the recognition of Maroondah's heritage is crucial to the development of a vibrant, confident community. The Policy notes the need to identify and plan for future protection, enhancement and appropriate use of heritage places in Maroondah.

At its meeting on 18 October 2021 Council adopted the *Maroondah Heritage Action Plan* which establishes the parameters for a proactive approach towards heritage conservation. A priority action in both the Heritage Action Plan and Council Plan 2017-2021 was to undertake a municipal wide heritage review. The *Thematic Environmental History: Post WW2* of the municipality was completed as part of the Stage 1 of the Heritage Study review.

The current Heritage Study review represents the most significant heritage review since the adoption of earlier heritage studies. The existing heritage studies undertaken since 1998 are as follows:

- In 1998 Council commissioned its first heritage study: The Maroondah Heritage Identification Study (Richard Peterson with Peter Barrett). This study was confined to '*historic places of well recognised heritage significance*' and it ultimately identified 52 in the places.
- In 2003, Council undertook a thematic and contextual history study of the City of Maroondah. This study identified and listed potential post contact cultural heritage places in Maroondah. The Maroondah Heritage Study (Stage One) identified corrections to the heritage overlay and provided the strategic justification for the inclusion of several properties into a heritage listing.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

- Maroondah Heritage Study (Stage Two- Volume 1) recommended new heritage citations which were introduced via Amendment C42 to the Maroondah Planning Scheme (gazetted on 10 November 2011). The interwar period to the development of the former municipalities of Ringwood and Croydon was noted in the Maroondah Amendment C42 Panel Report with further heritage assessments encouraged. Maroondah Heritage Study (Stage Two) 2003 identified additional heritage places within Maroondah and included detailed statements of significance for the additional properties.

In 2018 Council appointed Built Heritage Pty Ltd to undertake a City of Maroondah municipal wide heritage study review with a focus on post war heritage and address the Panel's recommendation as part of Amendment C42.

The municipal wide Heritage Study Review identified places that have significant cultural heritage value to warrant local level heritage protection. This review process required a full heritage assessment and the preparation of a statement of significance to determine whether a place satisfies the threshold of local significance and would justify the application of a heritage overlay.

The municipal wide heritage study review addressed the gaps from Maroondah's Heritage Study 2003 and undertook a wider survey of places of heritage significance. The Heritage Review focused on Maroondah's post World War II heritage and complements the existing heritage studies.

Municipal Wide Heritage Study Review - methodology

The preparation of heritage studies in Victoria must be in accordance with the Australia ICOMOS Burra Charter, 1999 and its Guidelines. These typically follows a two-stage process as follows:

- Stage 1: Preparation of a Thematic Environmental History and identification of places of potential heritage significance.
- Stage 2: Detailed assessment of a shortlist of places identified in Stage 1 to determine whether they meet the thresholds for local significance.

Stage 1: Maroondah's Thematic Environmental History

Maroondah's Thematic Environmental History Post WW2 (TEH) sets out "*the key themes that have influenced the historical development of the municipality since the first contact between Aboriginal and non-Aboriginal people.*" The TEH is not intended to be a chronological history of the City of Maroondah, rather it is intended to provide a snapshot of how various themes have shaped its physical environment over a period.

The role of gap studies as "*legitimate way to address areas or themes not previously studied in detail*" has been recognised by Planning Panels as can be seen in the example of Moonee Valley C200moon (PSA) [2021] PPV 7 (16 February 2021).

Stage 1 of the Review entailed the preparation of Maroondah's TEH focusing on the development of the municipality since 1945, as this was a gap in the previous heritage studies.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

The completion of Maroondah's TEH highlights that while sparse suburb development in Maroondah only began at the coming of the railway line in the 1880s and later intensified during the 1920s with the electrification of the railway line; the majority of suburban development in the municipality took place after World War II. It is this post war period that most strongly characterises Maroondah's residential areas and activity centres.

The TEH was adopted by Council at its meeting on 13 December 2021 and supplements the Thematic Environmental History prepared for Maroondah Heritage Study Stage 1 (2003).

The TEH found that while some parts of the City of Maroondah provide physical evidence dating back to 1870s, most of the municipality is characterised by twentieth century development and in the cases of areas such as Heathmont, Bayswater North, Warranwood and Croydon Hills, by post WW2 development.

The methodology in the review was to identify potential heritage significance through the following process:

- Preparation of a thematic environmental history focusing on post World War II
- Desktop identification of places
- Feedback from community groups, historical societies, and individuals
- Fieldwork surveying
- The preparation of the TEH included:
 - A community nominations process between 19 March 2018 and 9 April 2018 including direct communications with historical groups and community wide messages requesting nominations including Council's website and social media channels.
 - Consultation with the former Maroondah Heritage Reference Group (MHRG). This group provided feedback on the TEH and proposed citations.

Stage 2 - Assessing the Threshold of Heritage Significance

Stage 2 of the Municipal Wide Heritage Study Review involved the detailed assessment of the short-listed places identified in Stage 1 of the review. This involved determining whether the identified places met the threshold for local heritage significance as well as the preparation of prioritised heritage citations.

A list was reviewed to include places that were likely to meet the threshold of local heritage significance with an attributed grading of high, medium or low priority. The list was further updated to reflect the most recent developments as a number of properties had been subsequently altered or demolished.

Since the initial identification of places, some high priority places have been included in the heritage overlay to respond to the ad-hoc risk of demolitions. Further review of the listing took place following the informal preliminary consultation in 2022 with owners of affected properties.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

Heritage Assessment

The primary consideration in the application of the proposed heritage controls as part of the planning scheme amendment process relates to the evidence and justification as to whether the place meets the threshold of sufficient local heritage significance.

The strategic basis of this Amendment clearly justifies the significance of the identified places. The statements of significance prepared for this Amendment establish the importance of a place and address the heritage thresholds determined in accordance with the criteria set by the Heritage Council of Victoria (HERCON).

ISSUE / DISCUSSION

Following the statutory advertising period Council received a total of 48 submissions.

- Of those submissions a total of 38 submissions objected or did not support the Amendment. The objecting submissions are:
 - 1- 5; 7; 9-16; 18; 20; 21- 23; 25; 27; 28; 29; 31- 45; and 47.

Two of the submissions listed above included petitions: Submission #41 with 11 signatures, and Submission #35 with 52 signatures.

- 1 petition (11 signatures) - Submission #19
- 2 submissions in support for the overall Amendment (submissions #30 and #43)
- 2 submissions in support of site-specific heritage listing (submission #8 and #17)
- 3 submissions conditional support (submissions #26, #46, and #48)
- 2 submissions (No #6 and #24) with combined support and objections:
 - Support of some specific sites (Submission #6: 196 Canterbury Road (HO151); 6 The Outlook (HO164); 8 Possum Lane Heathmont (HO173); 4 Swain Court, Heathmont (HO174); 2A Dirkala Avenue, Heathmont (HO179); 122-124 Heathmont Road Heathmont (HO180); 4 Wendy Court Heathmont (HO182); 3 The Boulevard Heathmont (HO183).
 - Support of specific sites (Submission #24) 8-16 Bedford Road Ringwood (HO176); 9-11 Wonga Road Ringwood North (HO177); 30-32 Station Street Ringwood (HO184); 1-4/86 Maroondah Highway and 1-10 Murray Place Ringwood (HO172)
 - In part supporting (Submission #24) 67 Loughnan Ringwood (HO157), 17 Malcolm Ringwood East (HO160) and
 - Not supporting (Submission #24) 52 Loughnan Ringwood North (HO156); 50 Maroondah Hwy Ringwood (HO161); 20, 22 & 24 Rawson Court, Ringwood East (HO187).

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

Issues raises by Submissions received

The key issues that were raised by the submissions during the formal public exhibition were as follows:

- Question the principles of heritage controls, and infringement of property rights.
- Oppose the mandatory process for heritage listing. Instead support a voluntary process for heritage listing.
- Question the significance of post war buildings. Associate them with a lack of architectural value.
- Highlight economic and social impacts (overall hardship, impact on property values, insurance premiums, hindering future development plans, and additional cost on permit applications).
- Maintenance issues and increases in ongoing costs for repairs.
- Poor building condition.
- Concerns about the notification process of the proposed heritage controls.
- Buildings are not environmentally sustainable.
- Limitations on making building adjustments to serve the needs of occupants.
- Extent of alterations are such that the building doesn't have any heritage value.
- Property located within an area designated for further growth (Metropolitan and Major Activity Centre, and local activity centre areas).
- Houses have design flaws/and or have been cheaply and poorly constructed.
- Question the value of standardised designed for the Contemporary Homes Group Listing and the Sunbower precinct.
- Question the assessment process for building conditions and validity assessment based on of street view inspections.

Attachment 1 includes the exhibited documents for Amendment C148maro.

A detailed summary of all issues raised by all submissions received and the officer's report is included in **Attachment 2** to this report.

Discussion on the evaluation of submissions based on the heritage threshold

A detailed evaluation of the submissions received has been undertaken as set out in **Attachment 2** of the report.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

In considering the objections and requests to remove the properties to the listing, Council assessed the merits of the grounds of submissions in relation to *Planning Practice Note 1 Applying the Heritage Overlay* (PPN1), and the level of evidence provided to support the submissions.

The submissions were referred to Council's heritage consultant to consider issues relating to the merits of the listing and whether or not the property meets the required threshold as set out in *PPN1*.

A range of issues were identified of a more general nature such as loss in property value resulting from a heritage overlay, additional costs in planning permits and process, financial impacts of an individual nature, increase in insurance premium. Reference has been made below to some relevant Planning Panel decisions addressing these issues and widely applied principles in relation to the nature of these objections.

The table of submissions and officer's response (**Attachment 2**) provides responses and recommendations for each of the submissions received.

Challenges associated with the protection of post war heritage buildings have been addressed in number of Planning Panel reports including:

- Maribyrnong Planning Scheme Amendment C172mari where the Panel in comparing the community's understanding of Edwardian, Victorian and Inter-war era places value and protection indicated that: *The protection of Post War austere housing or 1960's brick dwelling is different. What could be described as bland forms of architecture nonetheless represents a form of architecture that tells a story of the municipality's growth.*
- Mornington Peninsula Planning Panel Scheme Amendment C214morn where the Panel indicated in that: *seeking to apply the heritage overlay to interwar and post war dwellings with a seaside and holiday theme is relatively more complicated than seeking to protect older buildings with a uniform architectural theme. This is further complicated when a building like a "holiday shack" is not perceived as grand or worthy of heritage protection compared to older examples already in the heritage overlay.*

Peer Review of the Contemporary Homes Precinct (HO188)

Prior to seeking authorisation of the Amendment, Council undertook informal consultation with owners and occupiers of properties recommended for inclusion in HO188. As a result of this informal consultation and based on the new evidence submitted eight properties were reassessed by the heritage consultant. These eight properties were subsequently removed from the proposed HO188 prior to Council seeking authorisation of the Amendment. The properties removed from HO188 prior to exhibition were:

- 29 Ross Crescent, Heathmont;
- 1/10 and 24 Joel Court, Heathmont; and
- 40, 44, 46, 48 and 35 Daisy Street, Heathmont.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

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Following exhibition of the Contemporary Homes Group listing a total of 15 submissions were received in relation to this listing.

In light of the nature and number of submissions received relating specifically to the Contemporary Homes Group listing, and the complexity and uniqueness of this group listing, Council subsequently commissioned a peer review of this group listing. A number of external alterations (e.g., rendering, recladding) were undertaken in this group of properties after the preliminary consultation in 2022. It is also relevant to note that Council did not pursue interim controls for the properties within this group listing (either individually or for the entire group listing based on the evidence of redevelopment pressure).

The Peer Review has supported the following findings of the heritage assessment and exhibited heritage overlay controls for the Contemporary Homes Group listing (HO188):

- The inclusion of the Thematic Environmental History (TEH) covering the Post War period is appropriate and assists in placing the Contemporary Homes Group Listing in a historic, economic, social and cultural context. The TEH specifically includes references to modernist housing, the Small Homes Service, and the output of Contemporary Homes Pty Ltd.
- Supports the application of the Heritage Criteria A to the Contemporary Homes Groups Listing.
- Supports the adoption of a group listing approach.
- Supports the proposed contributory grading of the properties with the listing HO188.
- Supports the scope of criteria used for considering intactness and the level of accepted change.

Notwithstanding the support to the above factors in the heritage assessment; the Peer Review has also identified a number of differences in the evaluation and assessment on the significance of external alterations and reference to Robin Boyd in the citation:

- The identification of the designer in the citation as “Contemporary Homes Pty Ltd (after Robin Boyd) understates the importance of properties not having a connection to Boyd. As the Boyd connection with the Contemporary Homes is well known and documented, since the connection does not relate to the properties in the Roslyn Estate it is recommended that the reference “after Boyd” in the statement of significance should be removed.
- In addition to the recommendation from the heritage consultant to remove 4 properties, Council officers also support the recommendations from the Peer Review to remove an additional 3 properties, based on the significance of some of the alterations undertaken to these properties. Support is also offered to additional changes to the Contemporary Homes Listing, the basis of which is presented in **Attachment 2** of this report, under the individual discussion section.

The following properties within the Contemporary Homes Group Listing are recommended for removal from HO 188 based on the heritage consultant recommendations:

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

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- 14 Joel Court Heathmont
- 37 Daisy Street Heathmont
- 18 Ross Crescent Heathmont.
- 18 Valerie Court Heathmont.

The following additional properties within the Contemporary Homes Group Listing are recommended for removal from HO 188 based on the recommendations from the Peer Review:

- 42 Daisy Street Heathmont
- 1/16 Joel Court Heathmont
- 1/16 Valerie Court Heathmont

Should Council resolve to refer submissions to an independent planning panel, the recommendations from this peer review will be tabled at a Panel hearing.

Summary of Actions identified in Officer's Recommendations

As set out in **Attachment 2** to this report with the detailed Consideration of Submissions, a number of further actions and recommended changes to the Amendment were identified as follows:

- Recommend that all submissions be referred to an Independent Planning Panel for consideration.
- Further advise the Panel that Council supports changes to the Amendment to remove the following properties from the proposed listing:
 - 37 Daisy Street Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly
 - 42 Daisy Street Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly.
 - 14 Joel Court Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly
 - 1/16 Joel Court Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly.
 - 18 Ross Crescent Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly.
 - 1/16 Valerie Court Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly.
 - 18 Valerie Court Heathmont. Further Action update citation for Contemporary Homes Group Listing accordingly

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
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- Advise the Panel that Council is currently finalising a peer review of the Contemporary Homes Group listing and further examination of the exhibited listing will be tabled at the Panel.
- Further actions involving updates and/or corrections:
 - 22 Lucille Avenue Croydon South – Update citation.
 - Correcting a reference to 251 Canterbury Road Heathmont in the *City of Maroondah Heritage Study Review- Volume 2 Citations for Individual Heritage Places & Heritage Precincts by Built Heritage Pty Ltd., April 2023*. This property has not been demolished.
 - Update Schedule to delete HO93-130 Croydon Road Croydon as noted in the advertised material.
 - Identify future strategic work on specific exemptions to planning permit on solar panels.
 - Updates to the City Maroondah Heritage Study Review- Volume 2 Citations for Individual Heritage Places & Heritage Precincts by Built Heritage Pty Ltd, April 2023 to reflect any changes adopted by Council following consideration of an independent Panel. Including the removal of reference “after Boyd” in the statement of significance for Ho188 Contemporary Homes Group Listing.

Attachment 3 includes the recommended changes to Amendment C148maro.

Integrated Decision Making

Clause 71.02-3 of Maroondah Planning Scheme relates to an integrated decision-making process with the need to balance conflicting objectives in favour of net community benefit and sustainable development.

In considering the application of this integrated decision-making process, it is relevant to note that in accordance with recent Planning Panel decisions the nature of heritage places as “irreplaceable assets” require the focus on the longer-term benefits to the overall community.

In accordance with the requirements of the *Planning and Environment Act 1987 section 12(2) (b), (c)* and *Planning Practice Note 46*; consideration has been given to competing objectives and the likely effect on the economic wellbeing of the community.

Further attention has been given to existing non-residential sites of a commercial or industrial nature. A number of specific measures have been incorporated into the proposed controls as follows:

- Heritage Design Guidelines have been prepared for three non-residential sites as part of this Amendment. This will provide certainty for landowners on the long-term management of the heritage values of the sites in question. Further objectives were identified in the Heritage Design Guidelines to encourage reuse and adaptation of existing building stock without significantly affecting the capacity to continue or expand the activities on the land.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
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- Heritage Design Guidelines were prepared for the Contemporary Homes Groups Listing to provide certainty and clarify on the level of alterations.
- Enabling the consideration of prohibited uses for the heritage assets for the land at 254 Canterbury Road, Bayswater North. This acknowledges the significance of the site in the wider regional context, promotes adaptation and continuation of the industrial use whilst protecting the significant heritage fabric of the site.

FINANCIAL / ECONOMIC ISSUES

It is acknowledged that some additional costs are likely to be imposed on owners of affected residential properties, since the Amendment will necessitate a planning permit for most buildings and works. In addition, it is likely that the Amendment will have some impacts on the redevelopment of some sites.

The proposed introduction of a heritage overlay is intended to identify the significant heritage aspects of the place and the need for any future redevelopment to have regard to that as opposed to precluding development. As part of the integrated decision-making process, the consideration of balancing competing objectives and application of an integrated decision making is then relevant in considering any proposed alterations, demolition, adaptation of the proposed places at a planning permit stage which is a separate and subsequent stage to this planning scheme amendment process.

It is further relevant to refer to the Panel comments in Stonnington Planning Scheme Amendment C270 (27 June 2028) where it was noted that: *“The Panel maintains the consistent view adopted by other panels that broader community effects rather than private economic effects such as impact upon land values or the individual financial circumstances of the landowner are of particular relevance at the Amendment stage.”*

On balance the overall economic impact of these additional restrictions is unlikely to have a negative economic impact on the wider community.

All costs incurred, including any panel hearing, will be covered through Council’s operational budget.

ENVIRONMENTAL / AMENITY ISSUES

The Amendment is anticipated to have a positive environmental and amenity effect in that it will contribute towards conserving places of heritage significance consistent with the following clauses of the Maroondah Planning Scheme:

- Clause 15- Built Environment and Heritage: *“Planning should protect places and sites with significant heritage, architectural, aesthetic and cultural value”*
- Policy 15.03 Heritage -15.03-1S Heritage Conservation- which specifies the strategies:
 - Identify, assess, and document places of natural and cultural heritage significance as basis for their inclusion in the planning scheme
 - Provide for the protection of natural heritage and man-made resources

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
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- Provide for the conservation and enhancement of those places which are of aesthetic, archaeological, architectural, cultural scientific or social significance
- Clause 21.04 which notes that the recognition of Maroondah's heritage is crucial to the development of a vibrant and confident community. One of the objectives being to "*identify and plan for the future protection, enhancement and appropriate use of heritage places in Maroondah*"

As noted by several research studies including: *Irons and Armitage, the Value of built heritage: Community, economy and environment, 2011*, heritage protection provides a unique opportunity for adaptive reuse, refurbishment of existing buildings.

It is also relevant to note that as discussed in Attachment 2, Amendment VC226 (gazetted on 4 November 2022) introduced changes to the Victorian Planning Provisions to support solar energy systems.

The exhibited provisions of Amendment C148maro, specifically Clause 43.01 of Maroondah Planning Scheme, adopts the default provisions introduced by VC226 Amendment so that a planning permit is only required for visible solar energy systems.

Submissions were received raising concerns on the application of solar energy controls. Due to the particular features of some individual properties an action to exempt planning permit requirement for solar panel, where appropriate has been identified by Council for further strategic work.

TIMELINES

Ministerial Direction 15 sets out the timelines for a scheme amendment process.

- Notice of the Amendment
Subject to Direction 4 (1)(a) a planning authority must give notice of an amendment within 40 days of receiving authorisation to prepare the Amendment. A request was made by Council on 28 March 2023 for an exemption under section 5 of *Ministerial Direction 15* to the requirements of section 4 (1) by a planning authority to prepare and give notice of an amendment within 40 business days after the authorisation.
An exemption to this requirement was granted on 28 March 2023.
- Notice to the Minister
In accordance with the requirements of Section 17(3) of the Act copies of the amendment must be provided to the Minister at least 10 days before notice. Notice of preparation of the amendment was submitted to the Minister on 8 May 2023.
- Request to appoint a Panel
On 14 June 2023, Council lodged a request for an exemption under Section 5 of *Ministerial Direction 15* to the requirements of section 4(3) by a planning authority to request the appointment of a Panel within 40 business days after the closing date of submissions.

An exemption to this request was granted on 15 June 2023 based on allowing sufficient time to consider submissions and reporting the submissions to Council.

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SOCIAL / COMMUNITY ISSUES

The identification and conservation of heritage places assists in developing a distinctive sense of identity and cultural diversity. This provides certainty to owners of heritage properties and developers regarding Council's position in relation to heritage.

In addition, many research studies have demonstrated that heritage conservation improves people's wellbeing by preserving and enhancing an environment that can holistically support their physical, mental, emotional, social, cultural, spiritual and economic needs (*ICCROM, Heritage and Wellbeing 2008*).

The identified heritage significance of the places reflects the historical development of Maroondah and further provide certainty to owners of affected properties on the management of the proposed heritage places.

Issues of personal hardship

A number of submissions received expressed concerns relating to personal and financial hardship, particularly post the COVID pandemic.

The post exhibition stage of the planning scheme amendment process requires as noted above for Council to consider each individual submission in accordance with Section 23 of the *Planning and Environment Act 1987*.

The consideration of submissions resulted in some recommended changes to the Amendment, and recommended referral of submissions to a Panel. To ensure compliance with the planning scheme amendment process as required by the Act, once all submissions are considered by an Independent Panel, subsequent recommendations will be referred to Council for consideration and adoption.

COMMUNITY CONSULTATION

Amendment C148maro was placed on public exhibition from 24 May 2023 to 27 June 2023. The exhibition period was then extended to 14 July 2023. The exhibition included:

- Advertisement in The Age: Wednesday 24 May 2023
- Notice in Government Gazette: G21 - 25 May 2023
- Direct notification of affected and adjoining properties. Letters were sent to all owners of proposed listed properties and to adjoining property owners. Noting that no letters were posted after 25 May 2023 being the date of gazettal in accordance with Section 19 of the *Planning and Environment Act 1987*.
- Notices to statutory authorities and prescribed Ministers- Letters sent 24 May 2023
- Documents available for viewing on Council's website i.e. Your Say Maroondah consultation portal and Department of Transport and Planning website.
- Hard copy documents available at Council's customer service areas and libraries

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

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- Public Information Sessions: Five consultation sessions at 3 different venues: 27 May 2023; 30 May 2023; 6 June 2023; 14 June 2023; 21 June 2023. Further 1-2-1 discussions took place throughout the exhibition period on 1-2-1 basis in person, telephone and MS teams call outside these sessions.
- FAQ's on heritage controls and heritage issues
- Your Say Maroondah webpage- use as a web portal during the consultation period.
- Preparation of two videos, the first video on general heritage matters and the second on the planning panel process.

Several submissions raised concerns on the consultation process in particular:

- Not being made aware of the proposed listing prior to Council preparing the Amendment and concerns that some properties were added after the initial consultation in 2022.
- Prior to the statutory notification/formal exhibition period, information sessions were undertaken with the owners of identified heritage places. Pre exhibition information sessions were held between 30 May 2022 and 14 June 2022, consisting of six evening sessions. Further discussions with owners took place by virtual mode, individual face to face and by phone.
- The information sessions provided the opportunity for owners to discuss issues with the Heritage consultant as well as Council Statutory Planners and Strategic Planners. Noting that the sessions also involved discussion/and advice regarding the planning permit stage and implications of the heritage overlay on potential alterations and additions to the properties affected by the heritage overlay.
- As a result of the informal discussions with owners, it became apparent that a number of properties within the Wicklow Hills Estate Precinct and the Contemporary Homes Precinct (not a Group Listing at that time) specifically required a re-evaluation of the proposed grading/or inclusion into the heritage overlay. This was primarily due to further evidence on the timing of additions, and extent of alterations. As a result of this reassessment the precincts were reviewed and updated as follows:
 - Wicklow Hills Estate Precinct: Noting that as a requested from the conditional authorisation this precinct was excluded from the current amendment to address the issues of applying two separate planning controls, namely the existing Neighbourhood Character Overlay and Heritage Overlay. This precinct will be considered in a separate process from the Amendment.
 - War Service Homes Precinct: one property from the initial listing was excluded prior to authorisation due to a planning permit process well underway.
 - Contemporary Homes Group Listing (initially identified as a wider precinct and the extent of the precinct was reduced to a group listing): A total of 8 properties were excluded from the precinct and 4 new properties were added to the proposed group listing.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

ITEM 1

- In relation to the additional places identified prior to authorisation of the Amendment, written correspondence was then sent on 23 August 2022 to the owners of the additional heritage places with invitations to discuss on a 1-2-1 basis with Council officers any queries or concerns on the proposed listing. Further face to face, phone and MS Teams were held with the owners of those additional properties who responded to Council's invitation.
- Overall, this two stage informal information sessions during May and August 2022 respectively, resulted in a total of 138 letters sent out to property owners advising of the opportunity to discuss the proposed Amendment with Council officers. Following Council's written notification of the opportunity for preliminary discussions a total of 79 property owners engaged in 1-2-1 discussions with Council (in person, by phone or MS Teams).
- As noted above, in addition to the preliminary consultation process in 2022, as part of the formal exhibition process; 1-2-1 discussions took place either face to face or MS Teams meeting or phone discussions to clarify queries about the amendment process, implications of a heritage overlay in terms of future works and issues of heritage significance.

CHARTER OF HUMAN RIGHTS

Under section 38(1) of the *Charter of Human Rights and Responsibilities Act (2006)* (the Charter) Section 38 (1) applies to Council in its capacity as a public authority.

- Maroondah City Council acknowledges its obligations under the Charter; specifically, under section 18 of the Charter (right to take part in public life) and section 20 of the Charter (property rights).
- Makes it clear that Council has given proper consideration to relevant human rights.
- The application of the heritage overlay controls to the identified properties part of Amendment C148 as exhibited and modified post exhibition is not incompatible with relevant human rights including:
 - That Council is acting in accordance with its functions as a planning authority under the *Planning and Environment Act 1987*.
 - That in its capacity as a planning authority, Council has duties to (among other things) implement the objectives of planning in Victoria, which include to “*conserve and enhance those buildings, areas, or other places which are of scientific, aesthetic, architectural or historical interest or otherwise of special cultural value*”.
 - That the application of a heritage overlay to a property does not prohibit development. It applies an additional planning control to ensure heritage values are taken into consideration during decision making.
 - That Council has complied with the Planning Scheme Amendment statutory process under the *Planning and Environment Act 1987*.

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**




ITEM 1

CONCLUSION

Council is committed to ensuring the identification, protection and recognition of heritage assets across the municipality. This commitment is demonstrated in the Maroondah Heritage Action Plan 2021 that established the parameters for a proactive approach towards local heritage.

Amendment C148maro to the Maroondah Planning Scheme proposes to introduce permanent heritage controls as outlined in the exhibited documents. The application of these site-specific heritage controls will result in conserving the heritage significance of the sites in question following rigorous heritage assessments. This will assist in further developing a distinctive sense of identify and cultural diversity across the City of Maroondah.

ATTACHMENTS

1. Maroondah C148maro Consideration of Submissions Attachment 1 Exhibited
 Amendment Documents
2. Maroondah C148maro Council report Attachment 2 Table of submissions and officers
 responses
3. Maroondah C148maro Consideration of Submissions Post Exhibition Changes
 Attachment 3

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL HAVING PREPARED AMENDMENT C148MARO TO THE MAROONDAH PLANNING SCHEME (AMENDMENT C148MARO) AND EXHIBITED AMENDMENT C148MARO UNDER SECTION 19 OF THE *PLANNING AND ENVIRONMENT ACT 1987*

1. **NOTES AND CONSIDERS ALL WRITTEN SUBMISSIONS RECEIVED IN RESPONSE TO THE EXHIBITION OF AMENDMENT C148 IN ACCORDANCE WITH SECTION 22(1) OF THE *PLANNING AND ENVIRONMENT ACT 1987***
2. **ENDORSES THE OFFICER'S RESPONSE TO THE ISSUES RAISED BY THE SUBMISSIONS AS OUTLINED IN THE OFFICER REPORT AND ATTACHMENT 2 TO THIS REPORT**
3. **REQUESTS THE MINISTER FOR PLANNING APPOINT AN INDEPENDENT PLANNING PANEL UNDER PART 8 OF THE *PLANNING AND ENVIRONMENT ACT 1987* TO CONSIDER ALL SUBMISSIONS TO AMENDMENT C148**
4. **REFERS ALL SUBMISSIONS TO THE INDEPENDENT PLANNING PANEL APPOINTED BY THE MINISTER FOR PLANNING**

**MAROONDAH PLANNING SCHEME AMENDMENT C148 -
CONSIDERATIONS OF SUBMISSIONS Cont'd**

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- 5. ENDORSES THE RECOMMENDED CHANGES TO AMENDMENT C148 OUTLINED IN THE OFFICER REPORT, ATTACHMENT 2 AND ATTACHMENT 3, FOR THE PURPOSES OF COUNCIL'S ADVOCACY POSITION BEFORE THE PANEL**
- 6. DELEGATES THE MANAGER CITY FUTURES THE POWER TO CONSIDER ANY LATE SUBMISSIONS AND THE POWER TO REFER THEM TO THE PANEL**
- 7. ADVISES ALL SUBMITTERS OF COUNCIL'S RESOLUTION**

COMMUNITY FACILITIES LEASE - COMMUNITY CENTRES

ITEM 2

PURPOSE

To seek Council approval of lease agreements with five incorporated Community Houses and to authorise the signing and sealing of the relevant documentation.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: A prosperous and learning community

Our Vision: In 2040, Maroondah will be a thriving regional centre of economic activity and education, where the sustainable growth of local businesses is supported, and diverse lifelong learning opportunities are accessible for all community members.

Key Directions 2021 - 2025:

2.11. Facilitate and encourage the provision of positive learning environments, life-long learning opportunities and employment pathways for all ages, abilities and backgrounds

Outcome Area: An inclusive and diverse community

Our Vision: In 2040, Maroondah will be an inclusive and equitable community where all people are valued, supported and socially connected and diversity is embraced and celebrated

Key Directions 2021 – 2025:

7.5 Promote and create opportunities for social interactions, learning, mentoring, skills transfer and volunteering for people from all ages, abilities, and backgrounds.

BACKGROUND

There are five Community Houses in the municipality located on Council land and occupying Council-owned premises. Independent incorporated associations, via representative Committees of Management manage the organisations operating out of these premises. The current leases for all Community Houses are presently in overholding and discussions have progressed with all five to draft new lease agreements for the continued use and occupation of the facilities.

ISSUE / DISCUSSION

Council seeks to enter into a new lease agreement with each of the following Community Houses:

- Arrabri Community House Inc.
- Central Ringwood Community Centre Inc.
- Glen Park Community Centre Inc.

**COMMUNITY FACILITIES LEASE - COMMUNITY CENTRES
Cont'd**

ITEM 2

- North Ringwood Community House Inc.
- Yarrunga Community Centre Inc.

In respect to these lease agreements between Council and the Lessees, the Lessees will be granted use and occupation of the premises for a term of five years with an option for a further five years at annual rentals based on Council's Community Facilities Pricing Schedule.

It is proposed that Council approves the lease agreements, based on the following principal terms:

- Rental – Set in accordance with the Community Facilities Pricing Schedule
- Term – Five (5) years with the option of a further five (5) year term
- Maintenance – in accordance with the Community Facilities Standard Maintenance Schedule
- Public Liability Insurance of \$20M and glass replacement insurance

FINANCIAL / ECONOMIC ISSUES

Under the previous lease agreements, which are currently in overholding since 1 January 2023, community houses paid a nominal lease fee in accordance with Council's Community Facilities Pricing Schedule.

Due to the highly specialised programs and services each individual community house offers to the local community, it is proposed the nominal lease fees are continued given the vital role they play in maintaining a thriving and well-connected community.

ENVIRONMENTAL / AMENITY ISSUES

Not Applicable

SOCIAL / COMMUNITY ISSUES

Community Houses are key contact points for many vulnerable community members, particularly older adults, migrants, new parents, jobseekers and those re-training and wanting to re-enter the workforce. They offer social, health and wellbeing and low-cost further education programs and provide spaces for the community to meet, connect and celebrate in an inclusive and welcoming environment.

COMMUNITY CONSULTATION

Council undertook discussions with all five Community Houses and provided each with a proposal document outlining proposed changes to the lease and inviting each to meet directly with Council Officers to discuss. Council has met with all five Community Houses and received written acknowledgement of the intention to sign the lease as presented.






**COMMUNITY FACILITIES LEASE - COMMUNITY CENTRES
Cont'd**

ITEM 2

CONCLUSION

The lease agreements provide a mutually beneficial arrangement between Council and the five incorporated Community Houses for the continued use and management of the stated premises.

ATTACHMENTS

1.  Arrabri Community House Lease - September 2023
2.  Central Ringwood Community Centre Lease (Particulars) - September 2023
3.  Glen Park Community Centre Lease (Particulars) - September 2023
4.  North Ringwood Community House Lease (Particulars) - September 2023
5.  Yarrunga Community Centre Lease (Particulars) - September 2023

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL SIGNS AND SEALS COMMUNITY FACILITIES LEASE DOCUMENTATION FOR THE FOLLOWING INCORPORATED COMMUNITY HOUSES

1. **ARRABRI COMMUNITY HOUSE INC**
2. **CENTRAL RINGWOOD COMMUNITY CENTRE INC**
3. **GLEN PARK COMMUNITY CENTRE INC**
4. **NORTH RINGWOOD COMMUNITY HOUSE INC**
5. **YARRUNGA COMMUNITY CENTRE INC**

**DRAFT MAROONDAH EXTENDED OUTDOOR DINING
POLICY**

ITEM 1

PURPOSE

This report provides an update to Council on the development of the Draft Maroondah Extended Outdoor Dining Policy, which aims to guide assessment of existing and future use of public land across Maroondah for the purpose of extended outdoor dining.

This policy incorporates the learnings and feedback from business owners during the trial. It also formalises Council's approach to the longer-term activation of outdoor public space to increase the vibrancy of our local activity centres.

STRATEGIC / POLICY ISSUES

The following directions contained in Maroondah 2040: Our Future Together and the Council Plan 2021-2025 (Year 3: 2023-2024) provide the strategic framework that underpins the purpose of this report.

Outcome Area: An attractive, thriving and well-built community

Our Vision: In 2040, Maroondah will be an attractive, sustainable and well-built community with thriving activity centres and a network of neighbourhoods where everyone has the opportunity to live, work and play locally.

Key Directions 2021 – 2025:

- 2.6 Embrace a place-based approach to the revitalisation, activation and promotion of neighbourhood activity centres that enhance opportunities for local business, access to services and places for social interaction
- 6.4 Work towards a network of local neighbourhoods across Maroondah where everyone can live, work and play
- 6.10 Facilitate a vibrant day and night time economy through development of high quality public spaces.

Priority Action 2023-2024:

Advance planning to reinforce the sense of place and local neighbourhoods to enable people the choice to live local through the provision of services and daily needs from across a network of neighbourhoods within Maroondah.

BACKGROUND

The extension of outdoor dining into public spaces, including car parking spaces, was introduced by the Victorian Government and local councils in late 2020 to assist with recovery from the COVID-19 pandemic.

The use of public space for this purpose was facilitated through temporary amendments to the Victoria Planning Provisions, liquor licensing requirements and Council's Local Laws permit guidelines.

**DRAFT MAROONDAH EXTENDED OUTDOOR DINING
POLICY Cont'd**

ITEM 1

Maroondah City Council trialled expanded outdoor dining in unused public space and on-street parking spaces over a two-year period to support our businesses to deal with the adverse impacts of COVID-19 and the increased pressure to provide safe space for customers to gather.

Thirty seven (37) businesses initially capitalised on the opportunity to trial free extended outdoor dining.

ISSUE / DISCUSSION

Six hospitality businesses with extended outdoor dining areas remain in place throughout Maroondah:

1. Bark and Silk, Burnt Bridge Shopping Centre, Ringwood
2. Common Room, Kalinda Road, Ringwood
3. Good Company: Burgers, Brew and BBQ, Paul Street Shopping Centre, Croydon
4. Leaf and Vine, Panfield Avenue Shopping Centre, Ringwood
5. The Full Pantry, Ryland Avenue Shopping Centre, Croydon.
6. The Scented Garden Cafe, McAdam Square Shopping Centre, Croydon North.

These business owners have all indicated a preference to continue offering extended outdoor dining. All business owners have been contacted directly and advised that a policy is being developed to guide future occupation of Council land.

Advice from a number of internal teams and benchmarking of other Councils was undertaken in developing the Draft Extended Outdoor Dining Policy.

Council's valuers were engaged by Council in April 2023 to establish an appropriate fee structure for use of Council land by hospitality businesses.

This rental assessment proposed is based on the principle that ratepayers are entitled to a reasonable return from the use of public land for commercial purposes. It also recognises that a greater rental rate can be charged for premium activity centre locations such as Ringwood Metropolitan Activity Centre and Croydon Major Activity Centre.

FINANCIAL / ECONOMIC ISSUES

Should the Draft Policy be adopted, it is proposed that businesses be charged a fee for the use of Council land, through a road occupation licence.

Council's valuers have recommended a rental assessment framework for occupation of Council-owned land, based on a tiered structure where businesses in smaller local shopping centres would be charged a lower fee than those located in Maroondah's larger activity centres.

Benchmarking with other councils was undertaken when setting these proposed fees.

**DRAFT MAROONDAH EXTENDED OUTDOOR DINING
POLICY Cont'd**

ITEM 1

Council's valuers also recommended that those businesses currently occupying public land be charged \$40 per square metre, as they are located in local neighbourhood centres. This equates to an income of between \$1,120 and \$1,880 per annum per business.

It is proposed that the Policy would be reviewed every two years including the associated fees in line with Council's Fees and Charges Policy.

ENVIRONMENTAL / AMENITY ISSUES

A key objective of the Draft Maroondah Extended Outdoor Dining Policy is to ensure that competing need for public space such as car parking is dealt with appropriately.

Accordingly, the Draft Policy recommends that businesses make a monetary contribution for the use of Council land.

The Policy also stipulates that a number of conditions be met in relation to the amenity of individual sites. These include that sites must:

1. Be maintained in a clean and tidy condition at all times and litter disposed of appropriately.
2. Not compromise public safety, access and circulation or significantly reduce sight lines for vehicles and pedestrians
3. Not negatively impact on neighbouring uses (noise, amenity, safety).

Structural engineering certification and public liability insurance is required for all structures built over Council land. Routine inspections of each extended outdoor dining site will be undertaken to ensure compliance.

SOCIAL / COMMUNITY ISSUES

This Draft Policy supports the creation of thriving, activated and safe liveable neighbourhoods. It aims to balance the needs of business owners and the community, ensuring fair and equitable decision making, while improving the economic viability of Maroondah's local activity centres.

Overwhelming support has been received by the community and businesses for extended outdoor dining as a means to enhance social interaction and outdoor gathering placemaking in Maroondah's shopping centres.

This Draft Policy ensures that opportunities for outdoor dining are implemented across Maroondah in a balanced way and that businesses within each centre where extended outdoor dining is proposed have the opportunity to have their say on the use of public space for this purpose.

**DRAFT MAROONDAH EXTENDED OUTDOOR DINING
POLICY Cont'd**

ITEM 1

COMMUNITY CONSULTATION

Community and business consultation was undertaken between 24 July and 14 August via the YourSayMaroondah website, with ninety-seven (97) survey responses received.

Each of the six (6) businesses with existing extended outdoor dining were visited and provided an update on the development of the Draft Policy and encouraged to participate in completion of the online survey.

Postcards were displayed at Realm Customer Service and were also delivered to all cafes with outdoor dining in place and each business within those shopping centres.

There was very positive support from the community and local businesses for the introduction of permanent extended outdoor dining in Maroondah:

- 98% of respondents aware of extended outdoor dining introduced by the Victorian Government in 2021
- 93% of respondents regularly visit local cafes with extended outdoor dining in place
- 94.8% of respondents support permanent extended outdoor dining
- 92% support the introduction of a policy
- Five (5) respondents were not supportive of the continuation of extended outdoor dining, with three of the five citing use of car spaces for this purpose as their main concern.



The Maroondah Business Advisory Committee (MBAC) was also consulted on 16 August 2023 and who provided valuable feedback to the Draft Policy and overall was generally supportive of the introduction of the Draft Policy as a mechanism for enhancing the 'village feel' and vibrancy of our local centres.

CONCLUSION

Extended outdoor dining has contributed positively to the social and economic vibrancy of Maroondah's neighbourhood activity centres over the past three years.

This Draft Policy incorporates the learnings and feedback from business owners during the trial period. It also formalises Council's approach to the longer-term activation of outdoor public space to support local hospitality businesses and the community.

ATTACHMENTS

1.  Maroondah Extended Outdoor Dining Policy August 2023
2.  Hospitality Uses Rental Assessment Framework Maroondah May 2023

CONFIDENTIALITY

Not Applicable

**DRAFT MAROONDAH EXTENDED OUTDOOR DINING
POLICY Cont'd**

ITEM 1

RECOMMENDATION

THAT COUNCIL

- 1. NOTE FEEDBACK RECEIVED THROUGH THE MAROONDAH BUSINESS ADVISORY COMMITTEE AND COMMUNITY CONSULTATION; AND**
- 2. ENDORSE THE DRAFT MAROONDAH EXTENDED OUTDOOR DINING POLICY**

BACKGROUND

Barneong Ward Councillor Marijke Graham has resigned from her role as Councillor of the City of Maroondah, effective 8 September 2023. Her resignation was advised to the Chief Executive Officer on Friday 8 September 2023.

Marijke was first elected Councillor in the former Wyreena Ward in November 2016, serving a full four-year term. During this Council term, Marijke was elected Deputy Mayor for the 2019/20 period.

Council elections were held in October 2020, with a change to the ward and member representation electoral structure. At that time, Marijke was re-elected as the single Councillor representative for the new Barneong Ward, a geographic area that sat within the former Wyreena Ward.

Over the years, Marijke represented Council on a range of Council and Community Committees, including:

- Maroondah Arts Advisory Committee,
- Eastern Alliance for Greenhouse Action,
- Eastern Regional Group - Mayors and CEOs (2019/20),
- Eastern Regional Libraries Corporation,
- Eastern Transport Coalition,
- Maroondah Communities of Wellbeing Steering Committee,
- Maroondah Access, Inclusion and Equity Advisory Committee,
- Maroondah Age-Friendly Cities & Communities Committee,
- Maroondah Environment Advisory Committee,
- Maroondah Partners in Community Wellbeing Committee,
- Victorian Local Government Women's Charter.

Among her roles during the current Council term, Marijke represented Council as Chair of the Maroondah Environment Advisory Committee, and Deputy Chair of the Maroondah Access, Inclusion and Equity Advisory Committee.

During her time on Council, Marijke provided community leadership and advocacy in a range of areas including community health and wellbeing, the natural environment, climate change, young people and families, gender equality and social inclusion.

Given Marijke's extensive contribution in representation, community involvement, support and leadership for the Maroondah community, its people and environment; it is appropriate that Council formally recognises her service as a Councillor from November 2016 to September 2023, and as Deputy Mayor in 2019/20.

DOCUMENTS FOR SEALING

ATTACHMENTS

Not Applicable

CONFIDENTIALITY

Not Applicable

RECOMMENDATION

THAT COUNCIL SIGNS AND SEALS A LETTER UNDER SEAL FOR MARIJKE GRAHAM IN RECOGNITION OF HER SERVICE AS A COUNCILLOR OF THE CITY OF MAROONDAH BETWEEN 2016 AND 2023 AND AS DEPUTY MAYOR IN 2019/20