

## PLANNING PERMIT

<b>Permit No.:</b>	PA2402911
<b>Planning scheme:</b>	Moonee Valley Planning Scheme
<b>Responsible authority:</b>	Minister for Planning
<b>ADDRESS OF THE LAND:</b>	32-44 Leonard Crescent, Ascot Vale Formally known as: Lot 37 on LP000402 Lot 38 on LP000402 Lots 1 and 2 on TP142653V Lots 1 and 2 on TP746972L

### THE PERMIT ALLOWS:

<b>Planning scheme clause No.</b>	<b>Description of what is allowed</b>
	<i>Use and development of an Automated Collection Point (Reverse Vending Machine (Kiosk)) and the display of business identification signage</i>
37.02-1	Use the land for an automated collection point.
37.02-4	Construct a building or construct or carry out works.
52.05-13	Display of business identification signage.

### THE FOLLOWING CONDITIONS APPLY TO THIS PERMIT:

#### Compliance with documents approved under this permit

1. At all times what the permit allows must be carried out in accordance with the requirements of any document approved under this permit to the satisfaction of the responsible authority.

#### Layout not altered

2. The use and development as shown on the endorsed plans must not be altered (unless the Moonee Valley Planning Scheme specifies that a permit is not required) without the prior written consent of the responsible authority.

#### Hours of operation

Date issued: 11 July 2024 Signature for the responsible authority:



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3. The use must only operate between the following times:

- a) 8:00am to 7:00pm Monday to Sunday

The responsible authority may consent in writing to vary this requirement.

**Control of light spill**

4. External lighting must be designed, baffled and located so as to prevent any adverse effect on adjoining land to the satisfaction of the responsible authority.

**Signs**

5. The location and details of the signs, and any supporting structure, as shown on the endorsed plans, must not be altered without the written consent of the responsible authority.

6. The signs must not be animated or contain any flashing or intermittent light.

**Waste**

7. The Automated Collection Point must be designed to withstand the effects of wind and access by birds, vermin and foxes.

**Commencement of permit**

8. This permit will operate from the issued date of this permit.

**Tree Protection Fencing**

9. Before the development starts, tree protection fencing must be erected around the street trees identified for retention on the endorsed plans in accordance with *Australian Standard AS4970-2009 - Protection of Trees on Development Sites*, to the satisfaction of the responsible authority.

**Decommissioning**

10. The Automated Collection Point must be removed from the subject site when the use ceases operation, to the satisfaction of the responsible authority.

**Expiry – Signs**

11. This permit as it relates to a sign(s) will expire when the permitted use of this permit ceases operation.

On expiry of the permit, the sign and structures built specifically to support it must be removed.

In accordance with Section 69 of the *Planning and Environment Act 1987*, an application may be submitted to the responsible authority for an extension of the period referred to in this condition.

**Expiry – Development and Use**

12. This permit will expire if one of the following circumstances applies:

- a) The development is not started within two (2) years of the issued date of this permit.  
b) The development is not completed within four (4) years of the issued date of this permit.

Date issued: 11 July 2024 Signature for the responsible authority:



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c) The use does not start within four (4) years of completion of the development.

In accordance with Section 69 of the *Planning and Environment Act 1987*, the responsible authority may extend the permit:

- The commencement date referred to if a request is made in writing before the permit expires, or within six months afterwards.
- The completion date if a request is made in writing within twelve months after the permit expires and the development started lawfully before the permit expired.

**Date issued:** 11 July 2024 **Signature for the responsible authority:**

A handwritten signature in black ink, appearing to be 'D. J. ...', written over a horizontal line.

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## IMPORTANT INFORMATION ABOUT THIS PERMIT

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### WHAT HAS BEEN DECIDED?

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The responsible authority has issued a permit.

(Note: This is not a permit granted under Division 5 or 6 of Part 4 of the **Planning and Environment Act 1987**.)

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### CAN THE RESPONSIBLE AUTHORITY AMEND THIS PERMIT?

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The responsible authority may amend this permit under Division 1A of Part 4 of the **Planning and Environment Act 1987**.

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### WHEN DOES A PERMIT BEGIN?

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A permit operates:

- from the date specified in the permit; or
- if no date is specified, from—
  - i. the date of the decision of the Victorian Civil and Administrative Tribunal, if the permit was issued at the direction of the Tribunal; or
  - ii. the date on which it was issued, in any other case.

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### WHEN DOES A PERMIT EXPIRE?

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1. A permit for the development of land expires if—
  - the development or any stage of it does not start within the time specified in the permit; or
  - the development requires the certification of a plan of subdivision or consolidation under the **Subdivision Act 1988** and the plan is not certified within two years of the issue of the permit, unless the permit contains a different provision; or
  - the development or any stage is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit or in the case of a subdivision or consolidation, within five years of the certification of the plan of subdivision or consolidation under the **Subdivision Act 1988**.
2. A permit for the use of land expires if—
  - the use does not start within the time specified in the permit, or if no time is specified, within two years after the issue of the permit; or
  - the use is discontinued for a period of two years.
3. A permit for the development and use of land expires if—
  - the development or any stage of it does not start within the time specified in the permit; or
  - the development or any stage of it is not completed within the time specified in the permit, or, if no time is specified, within two years after the issue of the permit; or
  - the use does not start within the time specified in the permit, or, if no time is specified, within two years after the completion of the development; or
  - the use is discontinued for a period of two years.
4. If a permit for the use of land or the development and use of land or relating to any of the circumstances mentioned in section 6A(2) of the **Planning and Environment Act 1987**, or to any combination of use, development or any of those circumstances requires the certification of a plan under the **Subdivision Act 1988**, unless the permit contains a different provision—
  - the use or development of any stage is to be taken to have started when the plan is certified; and
  - the permit expires if the plan is not certified within two years of the issue of the permit.
5. The expiry of a permit does not affect the validity of anything done under that permit before the expiry.

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### WHAT ABOUT REVIEWS?

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- The person who applied for the permit may apply for a review of any condition in the permit unless it was granted at the direction of the Victorian Civil and Administrative Tribunal, in which case no right of review exists.
- An application for review must be lodged within 60 days after the permit was issued, unless a notice of decision to grant a permit has been issued previously, in which case the application for review must be lodged within 60 days after the giving of that notice.
- An application for review is lodged with the Victorian Civil and Administrative Tribunal.
- An application for review must be made on the relevant form which can be obtained from the Victorian Civil and Administrative Tribunal, and be accompanied by the applicable fee.
- An application for review must state the grounds upon which it is based.
- A copy of an application for review must also be served on the responsible authority.
- Details about applications for review and the fees payable can be obtained from the Victorian Civil and Administrative Tribunal.

Date issued: 11 July 2024 Signature for the responsible authority:

