

# VICTORIAN CIVIL AND ADMINISTRATIVE TRIBUNAL

## PLANNING AND ENVIRONMENT LIST

VCAT REFERENCE NO. P1408/2022  
PERMIT APPLICATION NO. TPA/53815

**APPLICANT** Peter Lucarelli  
**RESPONSIBLE AUTHORITY** Monash City Council  
**SUBJECT LAND** 42 Grenfell Road  
MOUNT WAVERLY VIC 3149  
**HEARING TYPE** Hearing  
**DATE OF HEARING** 2 February 2023  
**DATE OF ORDER** 2 February 2023

### ORDER

#### Conditions changed

- 1 The decision of the responsible authority is varied.
- 2 The Tribunal directs that planning permit TPA/53815 must contain the conditions set out in planning permit TPA/53815 issued by the responsible authority on 24 August 2022 with the following modifications:
  - (a) Conditions 1 (c), (f) and 3 (a) are deleted.
  - (b) Condition 1 (e) is amended to read:
    - (e) The extent of driveway for dwelling 1 to be reduced in width to align with the opening of the garage door and gradually reduced to the width of the crossover.
  - (c) Conditions in the planning permit are renumbered accordingly.
- 3 The responsible authority is directed to issue a modified planning permit in accordance with this order.

Karina Shpigel  
**Member**



## APPEARANCES

For Peter Lucarelli

Lorenzo Rigoni, Town Planner, Terrain  
Consulting Group.

For Monash CC

Calum Douglas, Town Planner.



## REMARKS

- 1 This proceeding was listed in the Short Cases List and at the conclusion of the hearing the parties were provided with an Oral Ruling. The reasons provided in the ruling are the reasons for the determination.

Karina Shpigel  
**Member**

