

Planning Enquiries
Phone: (03) 9518 3555
Web: www.monash.vic.gov.au

Office Use Only Fee: \$

Receipt No.:

Application No.:

Date Lodged:

Application to Amend a Planning Permit

Use this form to make an application to amend a planning permit under section 72 of the *Planning and Environment Act 1987* and to provide the information required by section 47 of the Act and regulation 16 of the Planning and Environment Regulations 2005.

▲ Privacy notice Any material submitted with this application, including plans and personal information, will be made available for public viewing, including electronically, and copies may be made for interested parties for the purpose of enabling consideration and review as part of a planning process in accordance with section 51 of the *Planning and Environment Act 1987*. If you have any concerns, please contact Council's planning department.

If the space provided on this form is insufficient, please attach a separate sheet

Need help with the application?

If you need help to complete this form, read *How to complete the Application to Amend a Planning Permit form*. For more information about the planning process, refer to *Planning: a Short Guide*. These documents are available from your local council, or at www.dpcd.vic.gov.au/planning.

Contact council to discuss the specific requirements for this application. Insufficient or unclear information may delay your application.

- ① Has there been a pre-application meeting with a council officer?

Yes No

If yes, with whom?:

Date: / /

The land

- ② Address of the land. Complete the Street Address and one of the Formal Land Descriptions.

Street Address

Street No.: 317-319

Street Name: Clayton Road

Suburb/Locality: Clayton

Postcode: 3 1 6 8

Formal Land Description

▲ This information can be found on the certificate of title.

Lot No.: 2

on Lodged Plan, Title Plan or Subdivision Plan No.: PS310462

OR

Crown Allotment No.:

Section No.:

Parish Name:

- ③ Title information.

Attach a full, current copy of title information for each individual parcel of land, forming the subject site.

- ④ Describe how the land is used and developed now.

eg. single dwelling, three dwellings, shop, factory, medical centre with two practitioners, licensed restaurant with 80 seats.

The land accommodates the Clayton Hotel

- ⑤ Plan of the land.

Attach a plan of the existing conditions. Photos are also helpful.

The amendment proposal

⚠ You must give full details of the permit being amended and the amendment being applied for. If you do not give enough detail or an adequate description of the proposal you will be asked for more information. This will delay your application.

6 a. What permit is being amended?

Include the permit number and what the permit allows.

TPA/40027

b. What is the amendment being applied for?

Describe the changes proposed to the permit including any changes to the plans or to any other documents included in the permit.

Detail any changes sought to what the permit allows.

Detail any changes sought to the current conditions of the permit.

Changes to Conditions 5 and 13. Please refer to section 3 of the attached Planning Report for details.

Detail any changes sought to the plans or to any other documents endorsed under the permit.

c. Why is the amendment required?

State the reasons for the change.

To ensure the venue can operate appropriately and serve the local community. Please refer to section 4 of the attached Planning Report for details.

7 Additional information about the proposal.

Contact council or refer to council planning permit checklists for more information about council's requirements.

■ Attach additional information providing details of the proposal, including:

- Any information required by the planning scheme, requested by council or outlined in a council planning permit checklist.
- Plans showing the layout and details of the proposal.
- If required, a description of the likely effect of the proposal (eg. traffic, noise, environmental impacts).

8 Encumbrances on title.

Encumbrances are identified on the certificate of title.

Is the land affected by an encumbrance such as a restrictive covenant, section 173 agreement or other obligation on title such as an easement or building envelope?

- No, go to 9.
- Yes, Attach a copy of the document (instrument) specifying the details of the encumbrance.
 - Does the proposal breach, in any way, the encumbrance on title?
 - No, go to 9.
 - Yes, contact council for advice on how to proceed before continuing with this application.

⚠ Note

Council must not grant an amendment to permit that authorises anything that would result in a breach of a registered restrictive covenant (sections 61 (4) and 62 of the *Planning and Environment Act 1987*).


Contact council and/or an appropriately qualified person for advice.

Costs of buildings and works/permit fee

Most applications require a fee to be paid. Contact council to determine the appropriate fee.

- 9 If the permit allows development, state the estimated cost difference between the development allowed by the permit and the development to be allowed by the amended permit.

Cost \$ 0.00

 You may be required to verify this estimate.

Note: If the estimated cost of the development to be allowed by the amended permit is less than the estimated cost of the development allowed by the permit, show it as a negative number (see *How to complete the Application to Amend a Planning Permit* form for examples).

- 10 Do you require a receipt for the amendment to permit fee?

Yes No

Contact, applicant and owner details

- 11 Provide details of the contact, applicant and owner of the land.

Contact

The person you want Council to communicate with about the application.

Name: Tim Retrot

Organisation (if applicable): proUrban Advisory, Planning & Management

Postal address: Unit 201C, 5 Claremont Street

South Yarra

Postcode: 3 1 4 1

Contact phone: 0407241728

Mobile phone:

Email: tim.retrot@pro-urban.com.au

Fax:

Indicate preferred contact method

Applicant

The person or organisation who wants the amendment to permit.

Same as contact. If not, complete details below.

Name: Frank Golotta

Organisation (if applicable): The Clayton Hotel

Postal address: 319 Clayton Road

Clayton

Postcode: 3 1 6 8

Owner

The person or organisation who owns the land.

Same as contact Same as applicant

Where the owner is different from the applicant or contact, provide the name of the person or organisation who owns the land.

Name (if applicable):

Organisation (if applicable):

Postal address:

Postcode:

Checklist

12 Have you?

- Filled in the form completely?
- Paid or included the application fee?
- Attached all necessary supporting information and documents?
- Completed the relevant council checklist?
- Signed the declaration below?

Declaration

13 This form must be signed.
Complete one of A, B or C

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

A Owner/Applicant

I declare that I am the applicant and owner of the land and all the information in this application is true and correct.

Signature

Date: / /

B Owner

I declare that I am the owner of the land and I have seen this application.

Signature

Date: / /

Applicant

I declare that I am the applicant and all of the information in this application is true and correct.

Signature

Date: / /

C Applicant

I declare that I am the applicant and:

- I have notified the owner about this application;
- and all the information in this application is true and correct.

Signature

Date: 16 / 11 / 2017

Lodgement

Lodge the completed and signed form and all documents with:

Monash City Council
 PO Box 1, GLEN WAVERLEY VIC 3150
 Civic Centre, 293 Springvale Road, GLEN WAVERLEY VIC 3150
 Telephone: (03) 9518 3555
 Fax: (03) 9518 3444
 Email: mail@monash.vic.gov.au
 TTY: (03) 9518 3655

For help or more information

*Late night (general) Licence**Licence No. 31921495*

Subject to the provisions of the Liquor Control Reform Act 1998 and any conditions specified in the licence, the licensee is authorised to supply liquor up to and including 31 December 2017

Licensee	L'UNICO PTY LTD	
Address for service of notices	SHOP 1 & 2 317-319 CLAYTON ROAD CLAYTON 3168	Licensed premises address SHOP 1 & 2 317-319 CLAYTON ROAD CLAYTON 3168
Trading as	L'UNICO HOTEL	

TYPE OF LICENCE

This licence is a late night (general) licence and authorises the licensee to supply liquor on the licensed premises for consumption on and off the licensed premises during the trading hours specified below.

AMENITY

The licensee must not cause or permit undue detriment (caused by noise or any other factor) to the amenity of the area to arise out of or in connection with the use of the premises to which the licence relates during or immediately after the trading hours authorised under this licence.

ENTERTAINMENT/MUSIC NOISE

The licensee must ensure that the level of noise emitted from the licensed premises does not exceed the permissible noise levels for entertainment noise as specified in the State Environment Protection Policy (Control of Music Noise from Public Premises) No.N-2 or as amended or replaced by the responsible authority from time to time.

DELIVERY OF LIQUOR

Liquor must not be delivered after 11pm on any day, or at any time on Good Friday or Christmas Day, or before 12 noon on ANZAC Day.

SPECIAL CONDITIONS

These special conditions prevail over any conditions above to the extent of any inconsistency.

- . There shall be no disco, karaoke or live entertainment on the licensed premises.
- . The licensee shall not place any tables and chairs nor permit consumption of alcohol outside the licensed premises and within the title line.

MAXMIUM CAPACITIES

Internal area prior to 6pm on any day 200 patrons

Internal area after 6pm on any day 250 patrons

TRADING HOURS**FOR CONSUMPTION OFF THE LICENSED PREMISES -**

Sunday	Between 12 noon and 11 p.m.
Good Friday & ANZAC Day	Between 12 noon and 11 p.m.
On any other day	Between 7 a.m. and 11 p.m.

FOR CONSUMPTION ON THE LICENSED PREMISES -

In the Gaming Room:

On any day	At any time excluding between 3am and 12 noon on ANZAC Day
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In the remainder of the premises:

Sunday	Between 12 noon and 11 p.m.
Good Friday & ANZAC Day	Between 12 noon and 3 a.m. the following morning.
On any other day	Between 7 a.m. and 3 a.m. the following morning.

End of Conditions - Printed on 19/10/2017