

ACQUISITION OF LAND

Submitting Councillors: Mayor Stuart James & Councillor Rebecca Paterson

MOTION

That Council:

1. *Notes that the land described in item 3 below has been compulsorily acquired by Council following the publication in the Government Gazette of the Notice of Acquisition.*
2. *Notes that Council has publicly announced the land acquisition through a media release, information on the website and is writing to key stakeholders and interested parties in accordance with Council's previous resolution. A public notice of Council's acquisition will be published in The Age Newspaper on Monday 14 September 2020 in accordance with the legislation.*
3. *Resolves, pursuant to s 77(2)(a) of the Local Government Act 1989, that the Report titled 'Acquisition of part of 452 – 454 Waverley Road, Mount Waverley' and presented to Council at the Ordinary Council meeting held on 25 August 2020 and any related attachments, Council minutes, discussion and proceedings are not confidential.*
4. *Resolves, pursuant to s 77(2)(a) of the Local Government Act 1989, that this amended substantive motion, as passed by Council, is not confidential*

INTRODUCTION

Council resolved at its Council meeting on 25 August, 2020 to compulsorily purchase part of the land at 452 – 454 Waverley Road, Mount Waverley.

As part of that resolution, Council resolved amongst other things: *Once Council has compulsory purchased the land, Council publically announces the land acquisition (excluding financials which remain confidential) through a media release, providing information on its website and writing to key stakeholders and interested parties.*

DISCUSSION

Council resolved at its Council meeting on 25 August, 2020 to compulsorily purchase part of the land at 452 – 454 Waverley Road, Mount Waverley.

Following Council's resolution, Council has now compulsorily acquired part of the land (2720sqm abutting the creek) at 452 – 454 Waverley Road following the publication in the Government Gazette on 9 September 2020, of the Notice of Acquisition.

A public notice of Council's acquisition will be published in The Age Newspaper on Monday 14 September 2020 in accordance with the legislation. Council will be provided future confidential update once the compensation process is complete.

This motion intends to allow a more free and transparent sharing of information than is otherwise restricted by the confidential designation of the August Notice of Motion and provides an explanation as to why Council purchased a portion of the land as opposed to the entire parcel where Council's main intent was to ensure ongoing public access through the land in proximity to the creek.

It would be open to Councillors to discuss all other aspects of the report and considerations of the NOM relating to the property 452 – 454 Waverley Road, Mount Waverley as considered at the 25 August Council meeting including the four options that were considered by Council with regard to the parcel of land as detailed at point 1 in the Notice of Motion.

FINANCIAL IMPACT

Nil

CONCLUSION

We ask that Council endorses the recommendation of this Motion.