### **MELBOURNE PLANNING SCHEME**

### AMENDMENT C305MELB

#### **EXPLANATORY REPORT**

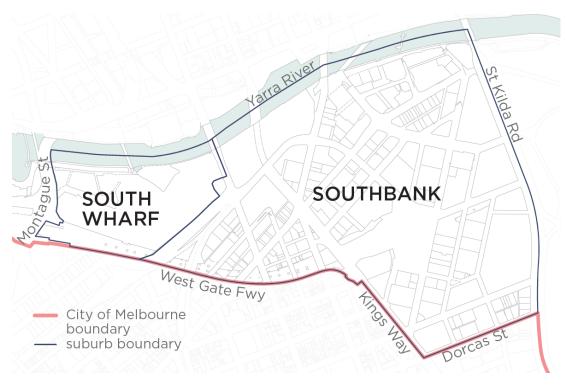
### Who is the planning authority?

This amendment has been prepared by the Melbourne City Council, which is the planning authority for this amendment.

This Amendment has been made at the request of the Melbourne City Council.

### **Land affected by the Amendment**

The Amendment affects 46 places in the suburbs of Southbank and South Wharf shown below and one place in Port Melbourne located at 344-370 Lorimer Street and 231-249 Todd Road. The affected places are listed in Attachment 1 to this Explanatory Report.



#### What the amendment does

The Amendment implements the recommendations of the *Southbank Bend Heritage Review 2017, updated November 2020* (the Review) by:

- Amending the Schedule to clause 43.01 Heritage Overlay for places in Southbank and South Wharf on a permanent basis, by:
  - Applying the Heritage Overlay to 15 additional places, including two group listings and 13 individual places.
  - Deleting the Heritage Overlay from 12 places due to buildings being demolished or places being incorrectly mapped.

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- Deleting interim HO1214 City Road Industrial and Warehouse Precinct because this place does not meet the threshold for local heritage significance.
- Deleting interim HO1222 Eckersley & Sons, 93-103 Clarendon Street, Southbank because this place does not meet the threshold for local heritage significance.
- Deleting interim HO1230 Commonwealth Artificial Limb Factory, 242- 246
   Sturt Street, Southbank because this place does not meet the threshold for local heritage significance.
- Amending the Heritage Overlay for 16 existing places to correct addresses, descriptions or boundary anomalies.
- o Adding references to the *Southbank Statements of Significance, December 2020* for all new or amended Heritage Overlays for locally significant places.
- Adding a reference to the PMG Postal Workshops, Garages & Stores complex, Part 45-99 Sturt Street Southbank Incorporated Plan, November 2020 for HO1201 PMG Postal Workshops, Garage & Stores complex, Part 45-99 Sturt Street Southbank.
- Amending the Schedule to Clause 43.01 Heritage Overlay for one place in Port Melbourne located at 344-370 Lorimer Street and 231-249 Todd Road to reflect that an aircraft hangar that was previously in this location has been relocated to Tyabb.
- Inserting the following new Incorporated Documents into the Melbourne Planning Scheme at the Schedule to Clause 72.04:
  - o Southbank Statements of Significance, December 2020
  - PMG Postal Workshops, Garage & Stores complex, Part 45-99 Sturt Street Southbank Incorporated Plan, November 2020.
- Deleting the following Incorporated Documents from the Melbourne Planning Scheme at the Schedule to Clause 72.04 which had been included on an interim basis, and deleting references to them in the Schedule to Clause 43.01:
  - o Southbank and Fishermans Bend Heritage Inventory, January 2017
  - Southbank Heritage Review: Statements of Significance, January 2017
  - Southbank Heritage Inventory, February 2018
  - Southbank Statements of Significance, February 2018
  - Amending the existing Incorporated Document titled Heritage Places Inventory February 2020 Part A (Amended July 2020) by adding, amending or removing properties affected by this Amendment and renaming the Incorporated Document Heritage Places Inventory February 2020 Part A (Amended December 2020).
- Amending Local Policies Clause 22.04 (Heritage Places in the Capital City Zone) and Clause 22.05 (Heritage Places outside the Capital City Zone) to amend the reference to the Southbank Heritage Review 2017, updated 2020.
- Amending planning scheme maps 8HO, 8HO1, 8HO2 and 11HO to reflect the changes described above.

It is noted that three of the additional heritage places identified as part of the *Southbank Heritage Review*, 2017 updated *November* 2020 were initially proposed to be the subject of Amendment C280 and have now been incorporated into Amendment C305. These places are:

- Former Crown Chemicals Co warehouse, 63-65 City Road Southbank.
- Former Castlemaine Brewery, Part 107-127, 129-131 and 133 Queens Bridge Street Southbank.

PMG Postal Workshops, Garage & Stores complex, Part 45-99 Sturt Street Southbank.

It is noted that the Review recommended various amendments / deletions to the Heritage Overlay for sites included in the Victorian Heritage Register. These changes cannot be pursued in this Amendment and can be pursued following an application to amend these heritage places on the Victorian Heritage Register.

### **Strategic assessment of the Amendment**

### Why is the Amendment required?

Southbank and South Wharf are suburbs with important and rich histories. They are also important urban renewal areas.

The Review was undertaken to assess the heritage significance of all buildings and places in Southbank and South Wharf. The Review recommended the introduction of new heritage places, deletion of the Heritage Overlay due to demolition of heritage buildings or mapping anomalies and the correction of various anomalies relating to existing heritage overlays.

### How does the Amendment implement the objectives of planning in Victoria?

By including buildings of historic and aesthetic significance in the Heritage Overlay, the Amendment implements the following objectives under Section 4 of the *Planning and Environment Act 1987*:

- 4(1)(d) 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
- 4(1)(g) to balance the present and future interests of all Victorians.

### How does the Amendment address any environmental, social and economic effects?

It is expected that the amendment will have positive environmental, social and economic outcomes for the area. Heritage places enhance an area as a place in which to live, work, invest and visit.

The Amendment will encourage reuse, restoration and adaptation of heritage places. Retention of places will reduce building waste associated with demolition and construction of new buildings and it will also conserve embodied energy in existing buildings.

The Amendment will have positive social effects by recognising buildings, streetscapes, and precincts that make the area a distinctive neighbourhood for its local population and also visitors to the area. Heritage places provide identity for an area, add character, appeal and interest to the city. The inclusion of heritage places in the Heritage Overlay will ensure that the heritage value of these sites is considered as part of any planning permit application process and enable the protection of this part of Melbourne's history for present and future generations.

The Amendment will have positive economic effects by retaining the urban qualities that make the Southbank area distinctive as an area for locals and visitors. It is expected to have further positive economic effects by facilitating decision making and minimising time delays.

### Does the Amendment address relevant bushfire risk?

The Amendment will not result in any increased bushfire risk.

## Does the Amendment comply with the requirements of any Minister's Direction applicable to the amendment?

The Amendment is consistent with the Ministerial Direction on the Form and Content of Planning Schemes, pursuant to section 7(5) of the Planning and Environment Act 1987.

The Amendment is consistent with Ministerial Direction 11 on the Strategic Assessment of Planning Scheme Amendments.

The Amendment is also consistent with Ministerial Direction 15 – the Planning Scheme Amendment Process and Ministerial Direction No. 9 – Metropolitan Strategy, which requires that the amendment support the provisions of Plan Melbourne 2017-2050. Specifically, the Amendment is supported by the following policy directions:

Direction 4.4 - Respect Melbourne's heritage as we build for the future: The Amendment will encourage new development to be designed and sited to respect the identified significance of heritage places. The Amendment will also protect newly identified places in Southbank and ensure that they are not compromised by new development.

# How does the Amendment support or implement the Planning Policy Framework and any adopted State policy?

The Amendment supports the following objectives of the Planning Policy Framework:

Clause 15 - Built Environment and Heritage

- 15.01-1 Urban design To create urban environments that are safe, functional and provide good quality environments with a sense of place and cultural identity
- 15.03-1 Heritage conservation To ensure the conservation of places of heritage significance
- 15.03-2 Aboriginal cultural heritage To ensure the protection and conservation of places of aboriginal cultural heritage

#### Clause 17 - Economic Development

- 17.03-1 Facilitating tourism To encourage tourism development to maximise the employment and long-term economic, social and cultural benefits of developing the State as a competitive domestic and international tourist destination
- 17.03-2 Tourism in Metropolitan Melbourne To maintain and develop Metropolitan Melbourne as a desirable tourist destination.

## How does the Amendment support or implement the Local Planning Policy Framework, and specifically the Municipal Strategic Statement?

The Amendment is consistent with the objectives, strategies, and policies outlined in the Local Planning Policy Framework of the Melbourne Planning Scheme. In particular, the Amendment supports the following provisions:

- Clause 21.06-2 (Heritage) which specifies the objective to conserve and enhance places and precincts of identified cultural heritage significance.
- Clause 22.04 (Heritage Places in the Capital City Zone), particularly the objective to conserve fabric of historic, aesthetic, social, spiritual and scientific heritage value, which contributes to the significance, character and appearance of heritage places.
- Clause 22.05 (Heritage Places outside the Capital City Zone), particularly the objective to conserve and enhance Melbourne's heritage places.

### Does the Amendment make proper use of the Victoria Planning Provisions?

The Amendment makes proper use of the Victoria Planning Provisions. The Schedule to the Heritage Overlay is the proper Victorian Planning Provision tool for the introduction of heritage controls for places identified as having heritage significance.

The Amendment also addresses the requirements of the Planning Practice Note "Applying the Heritage Overlay, August 2018". This Practice Note specifies that places identified in

local heritage studies should be included in the Heritage Overlay if the significance of the place can be established.

### How does the Amendment address the views of any relevant agency?

Notice of the Amendment was sent to VicRoads, VicTrack and Infrastructure Victoria in May 2018. These agencies did not make submissions.

A submission on the Amendment was received from the Environmental Protection Authority (EPA) in June 2018 during the exhibition period. The submission noted that some of the properties subject to the Amendment had the potential for land contamination and noted that future work could investigate applying the Environmental Audit Overlay to potentially contaminated land. The submission was referred to the Panel, who commended the EPA for advising the City of Melbourne of properties with potential contamination but considered that this was not a relevant when considering heritage significance and that it is beyond the scope of the Amendment.

# Does the Amendment address relevant requirements of the Transport Integration Act 2010?

The Amendment is not expected to have any significant impact on the transport system as defined under Section 3 of the *Transport Integration Act 2010*.

#### Resource and administrative costs

## What impact will the new planning provisions have on the resource and administrative costs of the responsible authority?

The inclusion of additional Southbank places may contribute to a minor increase in the number of planning permit applications on an annual basis. However, this increase can be accommodated within existing Council resources.

The resource and administration costs will be offset by a reduction in the need for individual responses to the possible demolition of significant heritage places which are not currently included within the Schedule to the Heritage Overlay.

### Where you may inspect this Amendment

The amendment can be inspected free of charge at the Melbourne City Council website at <a href="https://www.melbourne.vic.gov.au">www.melbourne.vic.gov.au</a>; or

The amendment is available for public inspection, free of charge, during office hours at the following places:

Melbourne City Council, Town Hall, 120 Swanston Street, Melbourne

The amendment can also be inspected free of charge at the Department of Environment, Land, Water and Planning website at <a href="www.planning.vic.gov.au/public-inspection">www.planning.vic.gov.au/public-inspection</a> or by contacting the office on 1800 789 386 to arrange a time to view the amendment documentation.

### ATTACHMENT 1: SITES AFFECTED BY AMENDMENT C305MELB

### 1. Existing permanent heritage overlays to be amended

HO Number	HO Map changed	Address	Name /Description and proposed change
HO366	Deletion Map - 8HO, & Addition Map - 8HO	133-139 City Road, 141- 155 City Road, 68-82 Southbank Boulevard, Southbank	James Moore's Timber Yards and Sawmills complex façade – revised address in the schedule to the heritage overlay, revised listing in the heritage inventory and revised heritage overlay boundaries
HO368	Deletion Map - 8HO	171-193, 195-205 City Road, 1 Balston Street, Southbank	Sharp & Sons Timber, General Motors (Australia), International Harvester - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory and revised heritage overlay boundaries
HO369	N/A	207 City Road, Southbank	State school No. 2686, South Melbourne Girls School, J.H. Boyd Domestic College - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and no mapping change
HO370	N/A	235-239 City Road, Southbank	Main Point Hotel – revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and no mapping change
HO371	Deletion Map - 8HO	269-283 City Road, Southbank	Bank of New South Wales - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and revised heritage overlay boundaries
HO374	Addition Map - 8HO	272 City Road, Southbank	Edward Murphy warehouse and workshop - revised address in the schedule to the heritage overlay and revised heritage overlay boundaries
HO375	Deletion Map - 8HO	276-282 City Road, Southbank	Murphy's Buildings - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and revised heritage overlay boundaries
HO376	Deletion Map - 8HO, & Addition Map - 8HO	300 City Road, Southbank	White & Hancock's Warehouse, White, Hancock and Mills Pty Ltd - revised address in the schedule to the heritage overlay and revised heritage overlay boundaries
HO390	Addition	113 Sturt Street,	Castlemaine Brewery

HO Number	HO Map changed	Address	Name /Description and proposed change
	Map - 8HO & Deletion Map - 8HO	Southbank	Malthouse/Malthouse Theatre - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and revised heritage overlay boundaries
HO760	N/A	100 St. Kilda Road, 2 St. Kilda Road, Southbank	Hamer Hall and Arts Centre – revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, and no mapping change
HO762	N/A	Queensbridge Square, Southbank	Sandridge Rail Bridge, over the Yarra River, - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, no mapping change
HO764	N/A	1-27 & 29-65 South Wharf Promenade & 2 Clarendon Street, South Wharf	Duke and Orr's Dry Dock & Cargo Sheds 4, 5, 6, 7, 8, 9, adjoining Melbourne Convention & Exhibition Centre, South Wharf – revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, no mapping change
HO765	N/A	28 Clarendon Street, Southbank	Fergus and Mitchell, Robur Tea House - revised place name in the schedule to the heritage overlay, no mapping change
HO791	N/A	Queens Bridge Street, Southbank	Queens Bridge, Queens Bridge Street over Yarra River - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, no mapping change
HO792	N/A	180 St. Kilda Road, Southbank	National Gallery Victoria – revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, no mapping change
HO910	N/A	234 St. Kilda Road and 13 Dodds Street, Southbank	Victoria Police depot including Barracks, Mounted Branch stables and Police Hospital - revised address in the schedule to the heritage overlay, revised listing in the heritage inventory, no mapping change

### 2. Existing permanent heritage overlays to be deleted

HO Number	HO Map changed	Address	Name / Description
HO5	Deletion Maps - 8HO & 11HO	Various streets	South Melbourne Precinct (demolished Commonwealth Clothing Factory and surrounding streets, no heritage significance)
HO367	Deletion Map - 8HO	157-165 City Road, Sth Melbourne	Stewarts & Lloyds (demolished)
HO377	Deletion Map - 8HO	109-117 Clarendon Street, Sth Melbourne	Southern Cross Service Station (demolished)
HO378	Deletion Map -8HO	Clarendon St Bridge, Sth Melbourne	Clarendon Street Rail Bridge (demolished)
HO380	Deletion Map - 8HO	46-48 Haig Street, Sth Melbourne	Former Cider factory (demolished)
HO381	Deletion Map - 8HO	93 Kavanagh Street, Sth Melbourne	Former Halford Timber (demolished)
HO384	Deletion Map - 8HO	40-46 Kavanagh Street, Sth Melbourne	Former Thomas Warburton & co (demolished)
HO387	NA	234-254 St. Kilda Road, Sth Melbourne	Victorian College of The Arts (listed twice in the schedule to the heritage overlay with two separate numbers - HO387 needs to be deleted from schedule)
HO388	Deletion Map - 8HO2	23-31 Sturt Street, Sth Melbourne	Alcock's Billiard Tables (demolished)
HO389	Deletion Map - 8HO	43-45 Sturt Street, Sth Melbourne	PMG Postal Workshops, Garage & Stores complex (replaced with new HO1201)
HO391	Deletion Map - 8HO	102-118 Sturt Street, Sth Melbourne	Former Melford Motors (demolished)
HO913	Deletion Map - 8HO2	20 Convention Centre Place, South Wharf	Buchannan & Brock (demolished - mapping change only required, not listed in the schedule to the heritage overlay)
HO934	Not on existing HO maps	344-370 Lorimer Street and 231- 249 Todd Road, Port Melbourne	Former Commonwealth Aircraft Corporation Hangar (building no longer exists in this location, deletion from the schedule to the heritage overlay only required)

### 3. Existing interim heritage overlays to be deleted

HO Number	HO Map changed	Address	Name / Description
HO1214	Deletion Maps - 8HO & 8HO1	Heritage Precinct – various addresses on City Road and other streets, Southbank	City Road Industrial and Warehouse Precinct (does not meet the threshold for local heritage significance)
HO1222	Deletion Map - 8HO2	93-103 Clarendon Street, Southbank	Eckersley & Sons (does not meet the threshold for local heritage significance)
HO1230	Deletion Map – 8HO	242-246 Sturt Street, Southbank	Commonwealth Artificial Limb Factory (does not meet the threshold for local heritage significance)

### 4. New heritage overlays to be introduced on a permanent basis

HO Number	HO Map changed	Address	Name /Description	Proposed changes
HO1215	Addition Map - 8HO	Group listing – various addresses, Southbank	Electricity substation thematic group – 5 Electrical substations	<ul> <li>Permanent HO1215 added to map 8HO</li> <li>Schedule to the heritage overlay updated to:         <ul> <li>Delete the expiry date of HO1215</li> <li>Delete reference to the Southbank Heritage Inventory, February 2018</li> <li>Replace reference to the Southbank Statements of Significance, February 2018 with reference to the Southbank Statements of Significance, December 2020, and</li> <li>Correct an address to reflect exhibited Amendment C305</li> </ul> </li> </ul>
HO1216	Addition Maps - 8HO & 11HO, & Deletion Map - 8HO	Group listing – various addresses, Southbank	Bluestone pitched laneways group – 10 bluestone laneways	<ul> <li>Permanent HO1216 added to maps 8HO &amp; 11HO, with extent reduced from the exhibited extent to remove the part of Sm 549 to the south of 11-13 Hancock Street</li> <li>Deleted the part of interim HO1216 which is the part of Sm 549 to the south of 11-13 Hancock Street from map 8HO</li> <li>Schedule to the heritage overlay updated to:         <ul> <li>Delete the expiry date of HO1216</li> <li>Delete reference to the Southbank Heritage Inventory, February 2018</li> <li>Replace reference to the Southbank Statements of Significance, February</li> </ul> </li> </ul>

				2018 with reference to the Southbank Statements of Significance, December 2020, and - Correct identifier for part of Wells Place from Sml 248 to Sm 0248
HO1200	Addition Map - 8HO2	Part 107-127, 129 -131 and 133 Queens Bridge Street, Southbank	Former Castlemaine Brewery	- Permanent HO1200 added to map 8HO2  - Schedule to the heritage overlay updated to:  - Delete the expiry date of HO1200  - Add reference to the Southbank Statements of Significance, December 2020
HO1201	Addition Map - 8HO, & Deletion Map - 8HO	Part 45-99 Sturt Street, Southbank	PMG Postal Workshops, Garage & Stores complex	<ul> <li>Permanent HO1201 added to map 8HO, with the extent reduced from the exhibited extent</li> <li>Deleted the part of interim HO1201 which is not part of the permanent HO1201 from map 8HO</li> <li>Schedule to the heritage overlay updated to:         <ul> <li>Delete the expiry date of HO1201</li> <li>Add reference to the Southbank Statements of Significance, December 2020</li> <li>Add reference to the PMG Postal Workshops, Garages &amp; Stores, Part 45-99 Sturt Street Southbank Incorporated Plan, November 2020</li> </ul> </li> </ul>
HO1203	Addition Map - 8HO2	63-65 City Road, Southbank	Former Crown Chemicals Co warehouse	<ul> <li>Permanent HO1203 added to map 8HO2</li> <li>Schedule to the heritage overlay updated to add HO1203</li> </ul>

HO1218	Addition Map - 8HO2	20 City Road, Southbank	New St John's Lutheran Church	<ul> <li>Permanent HO1218 added to map 8HO2</li> <li>Schedule to the heritage overlay updated to:         <ul> <li>Delete the expiry date of HO1218</li> <li>Delete reference to the Southbank Heritage Inventory, February 2018</li> <li>Replace reference to the Southbank Statements of Significance, February 2018 with reference to the Southbank Statements of Significance, December 2020</li> </ul> </li> </ul>
HO1220	Addition Map - 8HO2	71-75 City Road, Southbank	Maurice Artaud & Co. façade	<ul> <li>Permanent HO1220 added to map 8HO2, with the extent reduced from the exhibited extent</li> <li>Schedule to the heritage overlay updated to add HO1220</li> </ul>
HO1221	Addition Map - 8HO2	Clarendon Street, Southbank and Spencer Street, Melbourne	Spencer Street Bridge	<ul> <li>Permanent HO1221 added to map 8HO2</li> <li>Schedule to the heritage overlay updated to add HO1221</li> </ul>
HO1223	Addition Map - 8HO	67-69 Clarke Street, Southbank	Melbourne and Metropolitan Tramways Board Electricity Substation 'S'	<ul> <li>Permanent HO1223 added to map 8HO</li> <li>Schedule to the heritage overlay updated to:         <ul> <li>Delete the expiry date of HO1223</li> <li>Delete reference to the Southbank Heritage Inventory, February 2018</li> <li>Replace reference to the Southbank Statements of Significance, February 2018 with reference to the Southbank</li> </ul> </li> </ul>

				Statements of Significance, December 2020
HO1224	Addition Map - 11HO	49-61 Coventry Street and 50 Dorcas Street, Southbank	Thornycraft (Aust) Ltd later Herald Sun Television Studio	- Permanent HO1224 added to map 11HO  - Schedule to the heritage overlay updated to:  - Delete the expiry date of HO1224  - Delete reference to the Southbank Heritage Inventory, February 2018  - Replace reference to the Southbank Statements of Significance, February 2018 with reference to the Southbank Statements of Statements of
HO1225	Addition Map - 8HO	Corner Grant Street and Dodds Street, Southbank	Vault sculpture	Significance, December 2020  - Permanent HO1225 added to map 8HO  - Schedule to the heritage overlay updated to add HO1225
HO1226	Addition Map - 8HO	63 Kings Way, Southbank	Austral Otis engineering works, later Regent House	Permanent HO1226 added to map 8HO     Schedule to the heritage overlay updated to add HO1226
HO1227	Addition Maps - 8HO & 8HO2	Kings Way, Southgate	Kings Way Bridge	<ul> <li>Permanent HO1227 added to maps 8HO and 8HO2</li> <li>Schedule to the heritage overlay updated to add HO1227</li> </ul>
HO1228	Addition Map - 8HO2	1-7 Queens Bridge Street, Southbank	Queens Bridge Hotel	<ul> <li>Permanent HO1228 added to map 8HO2</li> <li>Schedule to the heritage overlay updated to add HO1228</li> </ul>
HO1229	Addition Map - 8HO2	Part 107-127 Queens Bridge Street, Southbank	Robur Tea Company factory- warehouse	<ul><li>Permanent HO1229 added to map 8HO2</li><li>Schedule to the heritage</li></ul>

	overlay updated to:
	- Delete the expiry date of HO1229
	- Delete reference to the Southbank Heritage Inventory, February 2018
	- Replace reference to the Southbank Statements of Significance, February 2018 with reference to the Southbank Statements of Significance, December 2020