

# Submission Cover Sheet

## Fishermans Bend Planning Review Panel

# 91

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**Request to be heard?:** Yes

**Precinct:** Montague

**Full Name:** Johan Moylan

**Organisation:** E133 Property Development Pty Ltd

**Affected property:** 30-38 Thistlethwaite Street, South Melbourne

**Attachment 1:** 171214\_30-38\_Th

**Attachment 2:**

**Attachment 3:**

**Comments:** Refer to the enclosed.

14 December 2017

Fishermans Bend Planning Review Panel  
C/- Planning Panels Victoria  
1 Spring Street  
**MELBOURNE VIC 3000**

**Planning & Property Partners Pty Ltd**

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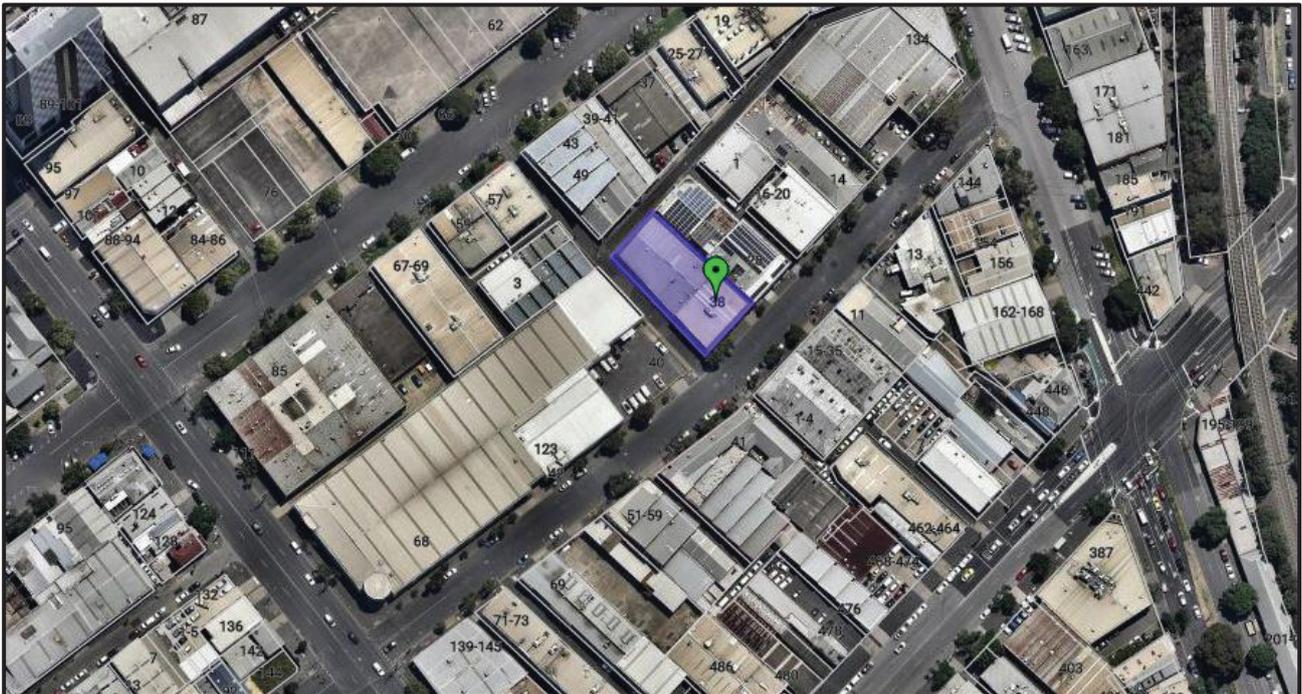
Via email: [planning.panels@delwp.vic.gov.au](mailto:planning.panels@delwp.vic.gov.au); [fishermansbend@delwp.vic.gov.au](mailto:fishermansbend@delwp.vic.gov.au);

Dear Sir / Madam,

**DRAFT PLANNING SCHEME AMENDMENT GC81 SUBMISSION  
30-38 THISTLETHWAITE ST, SOUTH MELBOURNE**

We act for E133 Property Development Pty Ltd, the land owner of 30-38 Thistlethwaite Street, South Melbourne (the Site).

This letter is a formal submission to Draft Planning Scheme Amendment GC81 (the Amendment) within the Port Phillip Planning Scheme.



Source *nearmap Pty Ltd* depicting image from 23 November 2017

The Site is materially impacted by the Amendment and our client has many concerns relating to specific provisions and assumptions that have been made to support their inclusion. As proposed, the draft Amendment material will negatively impact the development potential of our client's land.

The following matters are a summary of our client's concerns:

1. The justification and analysis behind the targeted 80,000 residents and 80,000 (inclusive of the Employment Precinct) jobs up to 2051.
2. No definitive commitment or timing to deliver the proposed northern or southern light rail connections.

3. Mandated building heights and setbacks combined with maximum floor area ratio (FAR) requirements is overtly prescriptive.
4. The cap on floor area ratio (FAR) is set low, meaning that proposals seeking to make efficient and effective use of their site trigger use of the floor area uplift (FAU) mechanism.
5. The ability to achieve a FAU is limited to very specific items and does not clearly establish a nexus or need method with limited transparency to the securing of the benefit and its implementation.
6. The inclusion of explicit mandatory requirements within the proposed Design and Development Overlay Schedule 30 (DDO30) fails to recognise a performance-based planning provision that allows for architectural expression and site responsive design, with planning permit applications appropriately assessed on their merits.
7. The location of the Neighbourhood Future Open Space within the Montague Precinct identified as M11 and how this location aligns with the *Fishermans Bend Strategic Framework Plan 2014 (Amended 2016)* is far from clear.
8. The mechanism and realistic ability for the proposed planning scheme provisions to provide the planning tools for the acquisition of land nominated for new streets, laneways or public open space.
9. The timing to acquire land nominated for new streets, laneways or public open space.
10. The ability for the other additional targeted commercial land use to be realistically delivered, marketed and tenanted.
11. The mandatory parking requirements (i.e. maximum of 1 space to each 100sqm of 'office' and maximum of 0.5 spaces to each 'dwelling') contained within the Parking Overlay (PO).

It is for the above reasons that our client is not supportive of the Amendment in its current form. We look forward to expanding upon the matters outlined in this letter throughout the Advisory Committee process and respectfully ask that all correspondence be directed to this office.

Should you have any queries in relation to this submission, please contact me directly on 8626 9081.

Yours faithfully



**Johan Moylan**  
**Planning & Property Partners Pty Ltd**