

Planning Enquiries  
Phone: (03) 9688 0200  
Web: [www.maribyrnong.vic.gov.au](http://www.maribyrnong.vic.gov.au)

# Application for a Planning Permit

If you need help to complete this form, read **MORE INFORMATION** at the end of this form.

**⚠** 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 under the Planning and Environment Act 1987. If you have any questions, please contact Council planning department.

**⚠** Questions marked with an asterisk ( \*) must be completed.

**⚠** If the space provided on the form is insufficient, attach a separate sheet

**i** Click for further information.

**CITY OF MARIBYRNONG  
ADVERTISED PLAN**

## The Land **i**

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

### Street Address \*

Unit No:	St. No.: 12	St. Name: Ballard Street
Suburb/Locality: YARRAVILLE		Post Code: 3013

### Formal Land Description \*

Complete either A or B.

**⚠** This information can be found on the certificate of title

If this application relates to more than one address, attach a separate sheet setting out any additional property details.

**A** Vol.: 7601 Folio.: 058 Suburb.: Yarraville

**OR** Lot No.: 174 Type.: Lot/Lodged Plan

**B** Crown Allotment No.: Section No.:

Parish/Township Name:

## The Proposal

**⚠** You must give full details of your proposal and attach the information required to assess the application. Insufficient or unclear information will delay your application

**i** For what use, development or other matter do you require a permit? \*

Proposed Two Double Storey Townhouses

**🔗** Provide additional information about the proposal, including: plans and elevations; any information required by the planning scheme, requested by Council or outlined in a Council planning permit checklist; and if required, a description of the likely effect of the proposal.

**i** Estimated cost of any development for which the permit is required \*

850000.00

**⚠** You may be required to verify this estimate. Insert '0' if no development is proposed.


If the application is for land within **metropolitan Melbourne** (as defined in section 3 of the Planning and Environment Act 1987) and the estimated cost of the development exceeds \$1.093 million (adjusted annually by CPI) the Metropolitan Planning Levy must be paid to the State Revenue Office and a current levy certificate **must** be submitted with the application. Visit [www.sro.vic.gov.au](http://www.sro.vic.gov.au) for information.

## Existing Conditions i

Describe how the land is used and developed now \*

For example, vacant, three dwellings, medical centre with two practitioners, licensed restaurant with 80 seats, grazing.

Single Dwelling


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

## Title Information i

Encumbrances on title \*

Does the proposal breach, in any way, an encumbrance on title such as a restrictive covenant, section 173 agreement or other obligation such as an easement or building envelope?

- Yes (If 'yes' contact Council for advice on how to proceed before continuing with this application.)
- No
- Not applicable (no such encumbrance applies).
- Not Sure

 Provide a full, current copy of the title for each individual parcel of land forming the subject site. The title includes: the covering 'register search statement', the title diagram and the associated title documents, known as 'instruments', for example, restrictive covenants.

## Applicant and Owner Details i

Provide details of the applicant and the owner of the land.

### Applicant \*

The person who wants the permit.

Name:

Title: CO First Name: 2Form Surname: P/L

Organization (if applicable):

Unit No: 46 St. No: 131 St. Name: Hyde Street

Suburb: FOOTSCRAY State: VIC Postcode: 3011

Business phone: 0419585604 Email: rob@2form.com.au

Mobile phone: 0419585604 Home:

Where the preferred contact person for the application is different from the applicant, provide the details of that person.

### Contact person's details\*

Name:

Same as applicant

Title: CO First Name: 2Form Surname: P/L

Organization (if applicable):

Unit No: 46 St. No: 131 St. Name: Hyde Street

Suburb: FOOTSCRAY State: VIC Postcode: 3011

Business phone: 0419585604 Email: rob@2form.com.au

Mobile phone: 0419585604 Home:

### Owner \*

The person or organisation who owns the land

Where the owner is different from the applicant, provide the details of that person or organization.

Name:

Same as applicant

Title: MR First Name: CHRIS Surname: PAPASTERIOPOULOS

Organization (if applicable):

Postal Address:

If it is a P.O. Box, enter the details here:

Unit No: St. No: 25 St. Name: Exhibition Street


Suburb: WEST FOOTSCRAY State: VIC Postcode: 3012

Business Phone: Email: rob@2form.com.au

Mobile phone: 0419585604 Home:

## Declaration

This form must be signed by the applicant \*

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

**I declare that I am the applicant; and that all the information in this application is true and correct; and the owner (if not myself) has been notified of the permit application.**

Signature:

*Kylie P/L*

Date 16 / 09 / 2024

day / month / year

## Need help with the Application?

General information about the planning process is available at [planning.vic.gov.au](http://planning.vic.gov.au)

Contact Council's planning department to discuss the specific requirements for his application and obtain a planning permit checklist. Insufficient or unclear information may delay your application

Has there been a pre-application meeting with a council planning officer

No  Yes

Officer Name: KYLIE LEE

12 / 07 / 2024


day / month / year


## Checklist

Have you:

Filled in the form completely?

Paid or included the application fee?

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

 Provided all necessary supporting information and documents?

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

A plan of existing conditions.

Plans showing the layout and details of the proposal.

Any information required by the planning scheme, requested by council or outlined in a council planning permit checklist.

If required, a description of the likely effect of the proposal (for example, traffic, noise, environmental impacts)

If applicable, a current Metropolitan Planning Levy certificate (a levy certificate expires 90 days after the day on which it is issued by the State Revenue Office and then cannot be used). Failure to comply means the application is void

Completed the relevant council planning permit checklist?

Signed the declaration?

## Lodgement

Lodge the completed and signed form, the fee and all documents with:

Maribyrnong City Council  
PO Box 58  
Footscray VIC 3011  
Cnr Napier and Hyde Streets  
Footscray VIC 3011

### Contact information:

Phone: (03) 9688 0200

Email: [email@maribyrnong.vic.gov.au](mailto:email@maribyrnong.vic.gov.au)

DX: 81112

Deliver application in person, by post or by electronic lodgement.

## **i** MORE INFORMATION

### The Land

Planning permits relate to the use and development of the land. It is important that accurate, clear and concise details of the land are provided with the application.

#### How is land identified

Land is commonly identified by a street address, but sometimes this alone does not provide an accurate identification of the relevant parcel of land relating to an application. Make sure you also provide the formal land description - the lot and plan number or the crown, section and parish/township details (as applicable) for the subject site. This information is shown on the title.

See **Example 1**.

### The Proposal

#### Why is it important to describe the proposal correctly?

The application requires a description of what you want to do with the land. You must describe how the land will be used or developed as a result of the proposal. It is important that you understand the reasons why you need a permit in order to suitably describe the proposal. By providing an accurate description of the proposal, you will avoid unnecessary delays associated with amending the description at a later date.

▲ Planning schemes use specific definitions for different types of use and development. Contact the Council planning office at an early stage in preparing your application to ensure that you use the appropriate terminology and provide the required details.

#### How do planning schemes affect proposals?

A planning scheme sets out policies and requirements for the use, development and protection of land. There is a planning scheme for every municipality in Victoria. Development of land includes the construction of a building, carrying out works, subdividing land or buildings and displaying signs.

Proposals must comply with the planning scheme provisions in accordance with Clause 61.05 of the planning scheme. Provisions may relate to the State Planning Policy Framework, the Local Planning Policy Framework, zones, overlays, particular and general provisions. You can access the planning scheme by either contacting Council's planning department or by visiting Planning Schemes Online at [planning-schemes.delwp.vic.gov.au](http://planning-schemes.delwp.vic.gov.au)

▲ You can obtain a planning certificate to establish planning scheme details about your property. A planning certificate identifies the zones an overlays that apply to the land, but it does not identify all of the provisions of the planning scheme that may be relevant to your application. Planning certificates for land in metropolitan areas and most rural areas can be obtained by visiting [www.landata.vic.gov.au](http://www.landata.vic.gov.au) Contact your local Council to obtain a planning certificate in Central Gol fields, Corangamite, Macedon Ranges and Greater Geelong. You can also use the free Planning Property Report to obtain the same information.

See **Example 2**.

#### Estimated cost of development

In most instances an application fee will be required. This fee must be paid when you lodge the application. The fee is set down by government regulations.

To help Council calculate the application fee, you must provide an accurate cost estimate of the proposed development. This cost does not include the costs of development that you could undertake without a permit or that are separate from the permit process. Development costs should be calculated at a normal industry rate for the type of construction you propose.

Council may ask you to justify your cost estimates. Costs are required solely to allow Council to calculate the permit application fee. Fees are exempt from GST.

▲ Costs for different types of development can be obtained from specialist publications such as Cordell Housing: Building Cost Guide or Rawlinsons: Australian Construction Handbook

▲ Contact the Council to determine the appropriate fee. Go to [planning.vic.gov.au](http://planning.vic.gov.au) to view a summary of fees in the Planning and Environment (Fees) Regulations.

**Metropolitan Planning Levy** refer Division 5A of Part 4 of the Planning and Environment Act 1987 (the Act). A planning permit application under section 47 or 96A of the Act for a development of land in metropolitan Melbourne as defined in section 3 of the Act may be a leviable application. If the cost of the development exceeds the threshold of \$1 million (adjusted annually by consumer price index) a levy certificate must be obtained from the State Revenue Office after payment of the levy. A valid levy certificate must be submitted to the responsible planning authority (usually council) with a leviable planning permit application. Refer to the State Revenue Office website at [www.sro.vic.gov.au](http://www.sro.vic.gov.au) for more information. A leviable application submitted without a levy certificate is void

### Existing Conditions

#### How should land be described?

You need to describe, in general terms, the way the land is used now, including the activities, buildings, structures and works that exist (e.g. single dwelling, 24 dwellings in a three-storey building, medical centre with three practitioners and 8 car parking spaces, vacant building, vacant land, grazing land, bush block)

Please attach to your application a plan of the existing conditions of the land. Check with the local Council for the quantity, scale and level of detail required. It is also helpful to include photographs of the existing conditions.

See **Example 3**.

### Title Information

#### What is an encumbrance?

An encumbrance is a formal obligation on the land, with the most common type being a mortgage. Other common examples of encumbrances include:

- **Restrictive Covenants:** A restrictive covenant is a written agreement between owners of land restricting the use or development of the land for the benefit of others, (eg. a limit of one dwelling or limits on types of building materials to be used).
- **Section 173 Agreements:** A section 173 agreement is a contract between an owner of the land and the Council which sets out limitations on the use or development of the land.
- **Easements:** An easement gives rights to other parties to use the land or provide for services or access on, under or above the surface of the land.
- **Building Envelopes:** A building envelope defines the development boundaries for the land.
- signed the declaration on the last page of the application form

Aside from mortgages, the above encumbrances can potentially limit or even prevent certain types of proposals.

#### What documents should I check to find encumbrances

Encumbrances are identified on the title (register search statement) under the header encumbrances, caveats and notices. The actual details of an encumbrance are usually provided in a separate document (instrument) associated with the title. Sometimes encumbrances are also marked on the title diagram or plan, such as easements or building envelopes.

#### What about caveats and notices?

A caveat is a record of a claim from a party to an interest in the land. Caveats are not normally relevant to planning applications as they typically relate to a purchaser, mortgagee or chargee claim, but can sometimes include claims to a covenant or easement on the land. These types of caveats may affect your proposal.

Other less common types of obligations may also be specified on title in the form of notices. These may have an effect on your proposal, such as a notice that the building on the land is listed on the Heritage Register.

#### What happens if the proposal contravenes an encumbrance on title?

Encumbrances may affect or limit your proposal or prevent it from proceeding. Section 61(4) of the *Planning and Environment Act 1987* for example, prevents a Council from granting a permit if it would result in a breach of a registered restrictive covenant. If the proposal contravenes any encumbrance, contact the Council for advice on how to proceed.

**REGISTER SEARCH STATEMENT (Title Search) Transfer of  
Land Act 1958**

VOLUME 10642 FOLIO 263

Security no : 124115867021P  
Produced 17/06/2024 11:56 AM

**LAND DESCRIPTION**

**CITY OF MARIBYRNONG  
ADVERTISED PLAN**

Lot 174 on Plan of Subdivision 010950.  
PARENT TITLE Volume 07601 Folio 058  
Created by instrument AB030244W 22/01/2002

**REGISTERED PROPRIETOR**

Estate Fee Simple  
Sole Proprietor  
CHRIS PAPASTERIOPOULOS of 25 EXHIBITION STREET FOOTSCRAY WEST VIC 3012  
AB151054B 15/03/2002

**ENCUMBRANCES, CAVEATS AND NOTICES**

Any encumbrances created by Section 98 Transfer of Land Act 1958 or Section 24 Subdivision Act 1988 and any other encumbrances shown or entered on the plan or imaged folio set out under DIAGRAM LOCATION below.

**DIAGRAM LOCATION**

SEE LP010950 FOR FURTHER DETAILS AND BOUNDARIES

**ACTIVITY IN THE LAST 125 DAYS**

NUMBER		STATUS	DATE
AX858816S (E)	DISCHARGE OF MORTGAGE	Registered	28/03/2024
AX860200W (E)	TRANSFER CONTROL OF ECT	Completed	28/03/2024

-----END OF REGISTER SEARCH STATEMENT-----

Additional information: (not part of the Register Search Statement)

Street Address: 12 BALLARD STREET YARRAVILLE VIC 3013

**ADMINISTRATIVE NOTICES**

NIL

eCT Control 20126M STEFANIE DONNA SUMMERS  
Effective from 28/03/2024

DOCUMENT END



# Imaged Document Cover Sheet

**CITY OF MARIBYRNONG  
ADVERTISED PLAN**

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**LP 10950**  
 EDITION 1  
 PLAN MAY BE LODGED  
 13-8-25

**COLOUR CODE**  
 E-1 = BLUE  
 E-2 = BROWN  
 E-3 = HATCHED RED OVER BLUE  
 E-4 = HATCHED RED OVER RED

**PLAN OF SUBDIVISION OF  
 CROWN ALLOTMENTS 1, 2, 3, 4, 5, 6, & 7  
 PORTION H SECTION 9  
 PARISH OF CUT PAW PAW  
 COUNTY OF BOURKE  
 MEASUREMENTS ARE IN FEET AN INCHES  
 VOL 3103 FOL 480**

**9 SHEETS  
 SHEET 1**

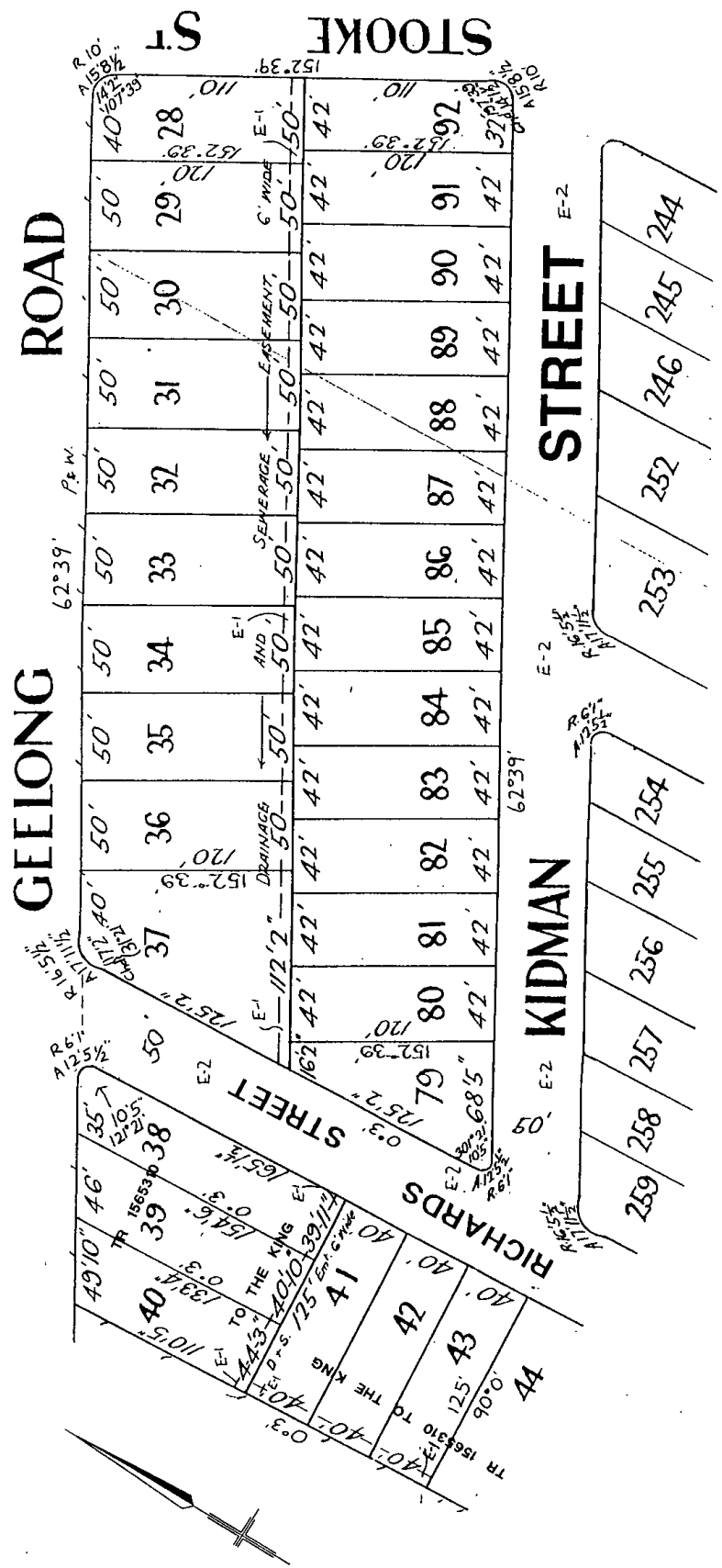
ROADS COLOURED BROWN

LAND SHOWN THUS  HAS BEEN  
 TRANSFERRED TO THE CROWN

LOT No.	DEALING No.
LOTS 38 TO 78	1565310

NOTE: THE DISTANCES FROM THE TANGENT POINTS OF THE  
 ROUNDED CORNERS TO THE INTERSECTION OF THE STREET ALIGNMENTS IS TEN FEET  
 DRAINAGE AND SEWERAGE EASEMENT HATCHED RED OVER BLUE EXCISED  
 DRAINAGE AND SEWERAGE EASEMENT RED OVER RED INSERTED  
 VIDE APPN 16421 SEC 103

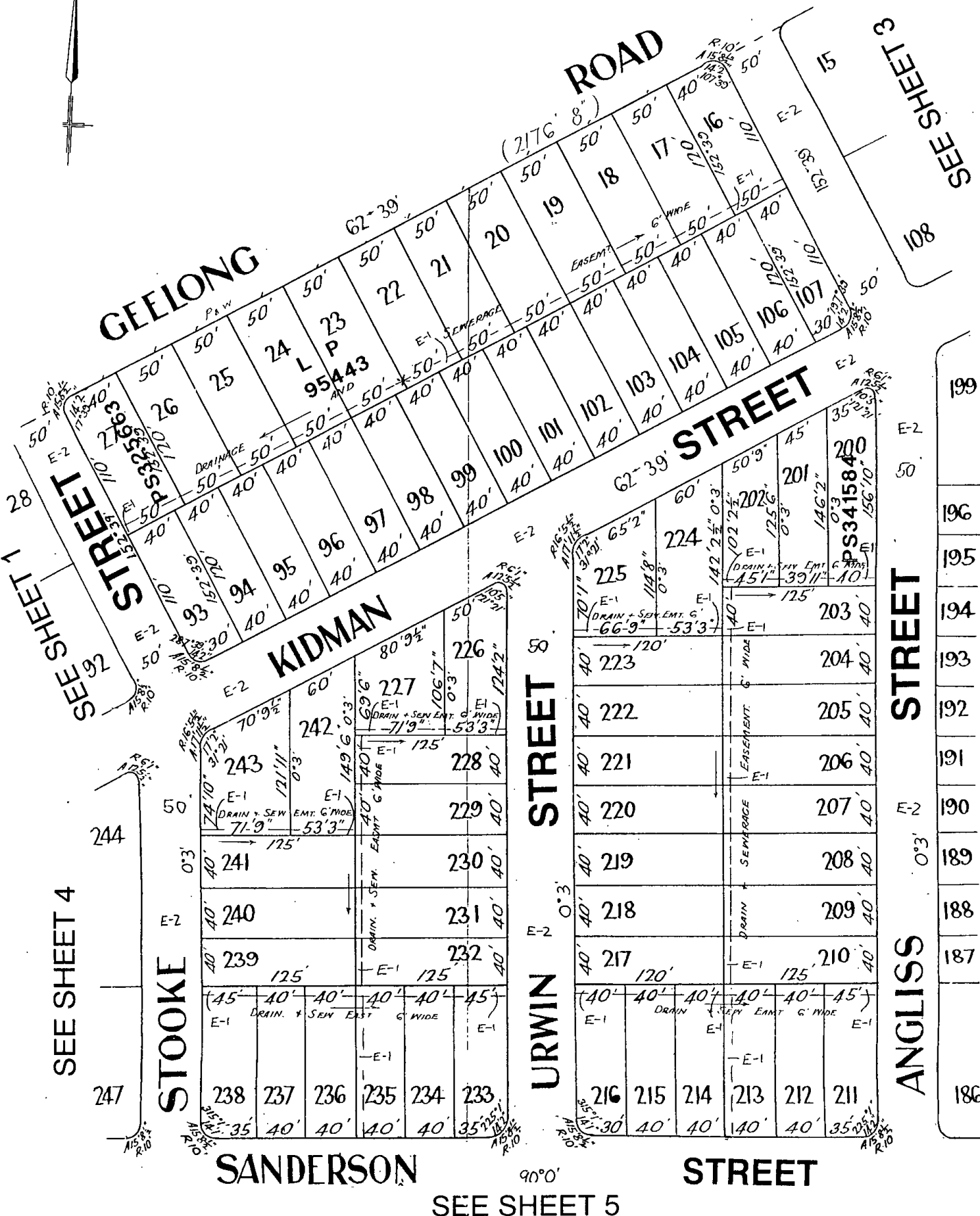
THE LAND COLOURED BLUE  
 IS APPROPRIATED OR SET  
 APART FOR EASEMENTS OF  
 DRAINAGE AND SEWERAGE



SEE SHEET 2

SEE SHEET 4

9 SHEETS  
SHEET 2



SEE SHEET 1

SEE SHEET 4

SEE SHEET 3

SEE SHEET 3

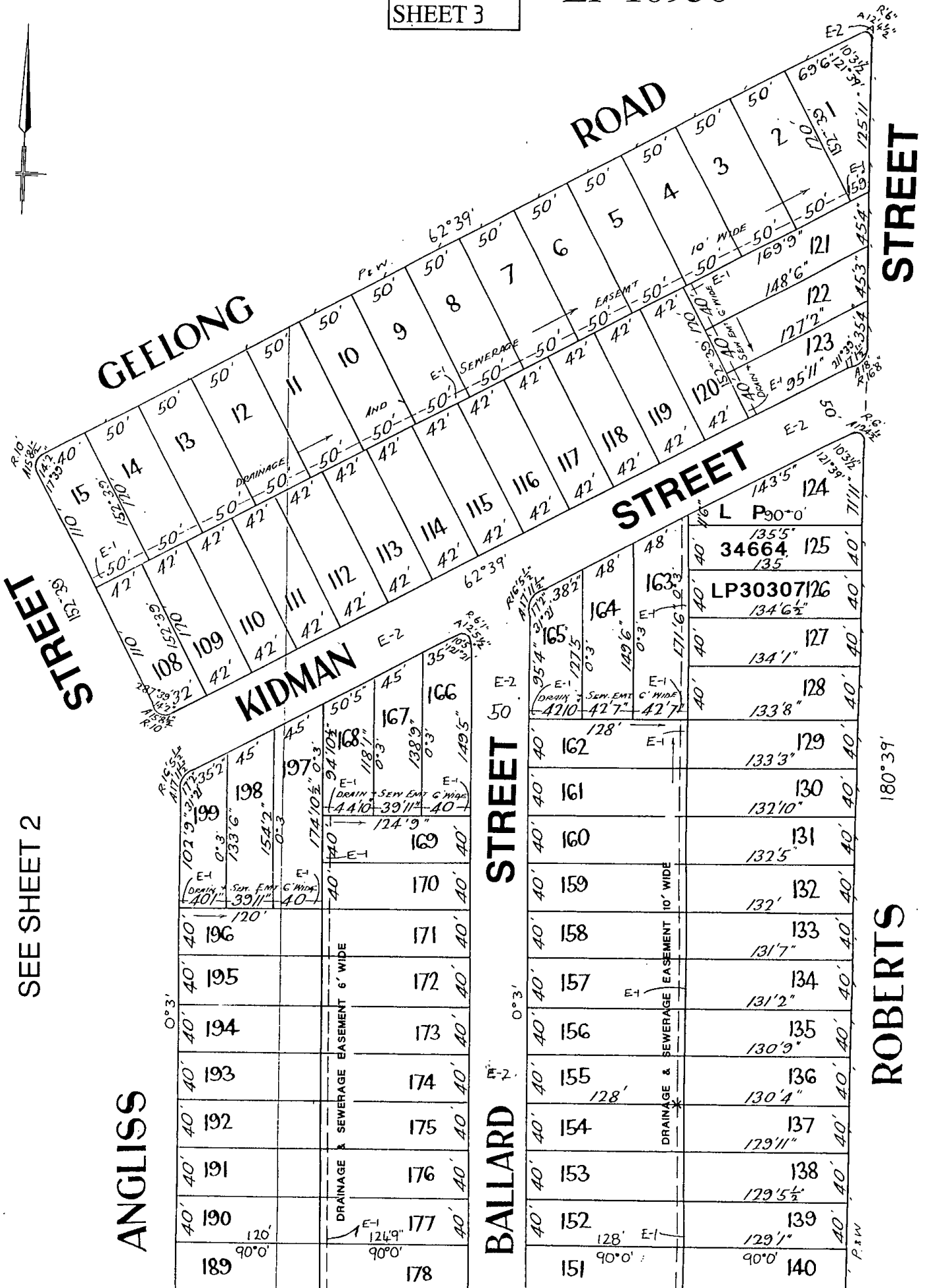
SEE SHEET 6

SEE SHEET 5



9 SHEETS  
SHEET 3

LP 10950



SEE SHEET 2

SEE SHEET 6



SEE SHEET 1

KIDMAN STREET

STREET

SEE SHEET 2

STREET

STREET

SANDERSON STREET

STREET

RICHARDS STREET

STANGER STREET

STOOKE STREET

ADENEY STREET

STREET

SEE SHEET 7

1630' 5" 0'-3"

90°0'

43	40'	E-1	25'
44	40'	E-1	25'
45	40'	E-2	94.4'
46	40'	E-1	177.8'
47	40'	E-1	148.3'
48	40'	E-1	168.11 1/2'
49	40'	E-1	152.4'
50	40'	E-1	173'
51	40'	E-1	183.8'
52	40'	E-1	125'
53	40'	E-1	125'
54	40'	E-2	125'
55	40'	E-2	125'
56	40'	E-1	125'
57	40'	E-1	125'
58	40'	E-1	125'
59	40'	E-1	125'
60	40'	E-1	125'
61	40'	E-1	125'
62	40'	E-1	125'

TR 1565310 TO THE KING

254	45'	E-2	62°39'
255	45'	E-2	351°29'30"
256	45'	E-1	50'9"
257	45'	E-1	152.4'
258	45'	E-1	173'
259	45'	E-1	183.8'
260	40'	E-1	125'
261	40'	E-1	125'
262	40'	E-1	125'
263	40'	E-1	125'
264	40'	E-1	125'
265	40'	E-1	125'
266	40'	E-1	125'
267	40'	E-2	125'
268	40'	E-2	125'
269	40'	E-1	125'
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271	40'	E-1	125'
272	40'	E-1	125'
273	40'	E-1	125'
274	40'	E-1	125'
275	40'	E-1	125'
276	40'	E-1	125'
277	40'	E-1	125'

PS342879

244	40'9"	E-1	105'21"
245	45'	E-1	168'10 1/2"
246	50'8"	E-1	155'8"
247	45'	E-1	135'0.3"
248	40'	E-1	120'0.3"
249	40'	E-1	120'0.3"
250	40'	E-1	120'0.3"
251	40'	E-1	120'0.3"
252	60'	E-1	124.1'0.3"
253	65'2"	E-1	129.6'0.3"
254	45'	E-1	124.1'0.3"
255	45'	E-1	124.1'0.3"
256	45'	E-1	124.1'0.3"
257	45'	E-1	124.1'0.3"
258	45'	E-1	124.1'0.3"
259	45'	E-1	124.1'0.3"
260	40'	E-1	125'
261	40'	E-1	125'
262	40'	E-1	125'
263	40'	E-1	125'
264	40'	E-1	125'
265	40'	E-1	125'
266	40'	E-1	125'
267	40'	E-2	125'
268	40'	E-2	125'
269	40'	E-1	125'
270	40'	E-1	125'
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272	40'	E-1	125'
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304	40'	E-1	140'
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306	40'	E-1	140'
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308	40'	E-1	140'
309	40'	E-1	140'

SP23552

SEE SHEET 5

LP 10950

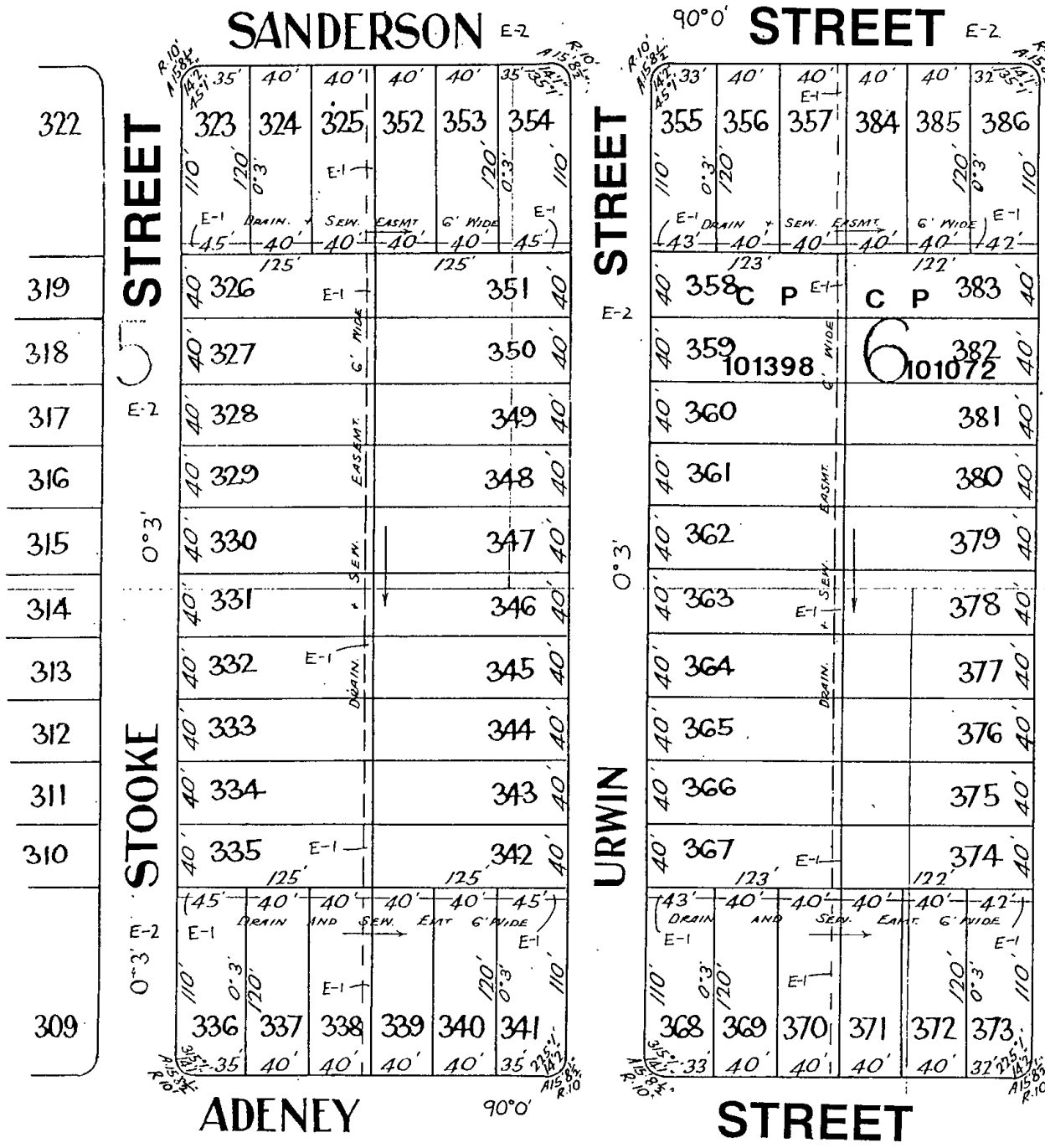
9 SHEETS  
SHEET 5

SEE SHEET 2

247      238 237 236 235 234 233      216 215 214 213 212 211

SEE SHEET 4

SEE SHEET 6



SEE SHEET 8

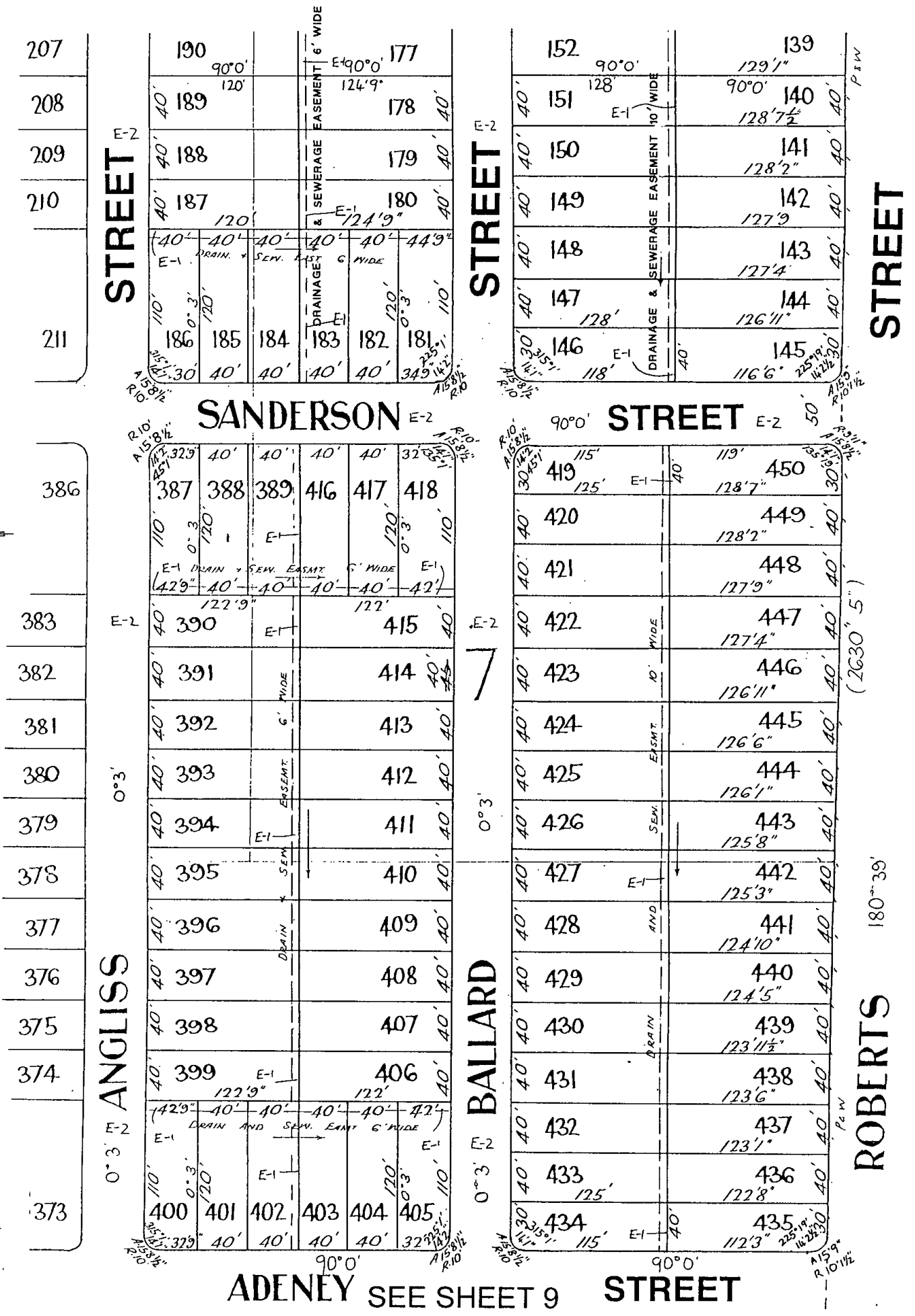
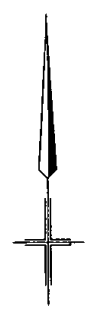
9 SHEETS  
SHEET 6

LP 10950

SEE SHEET 3

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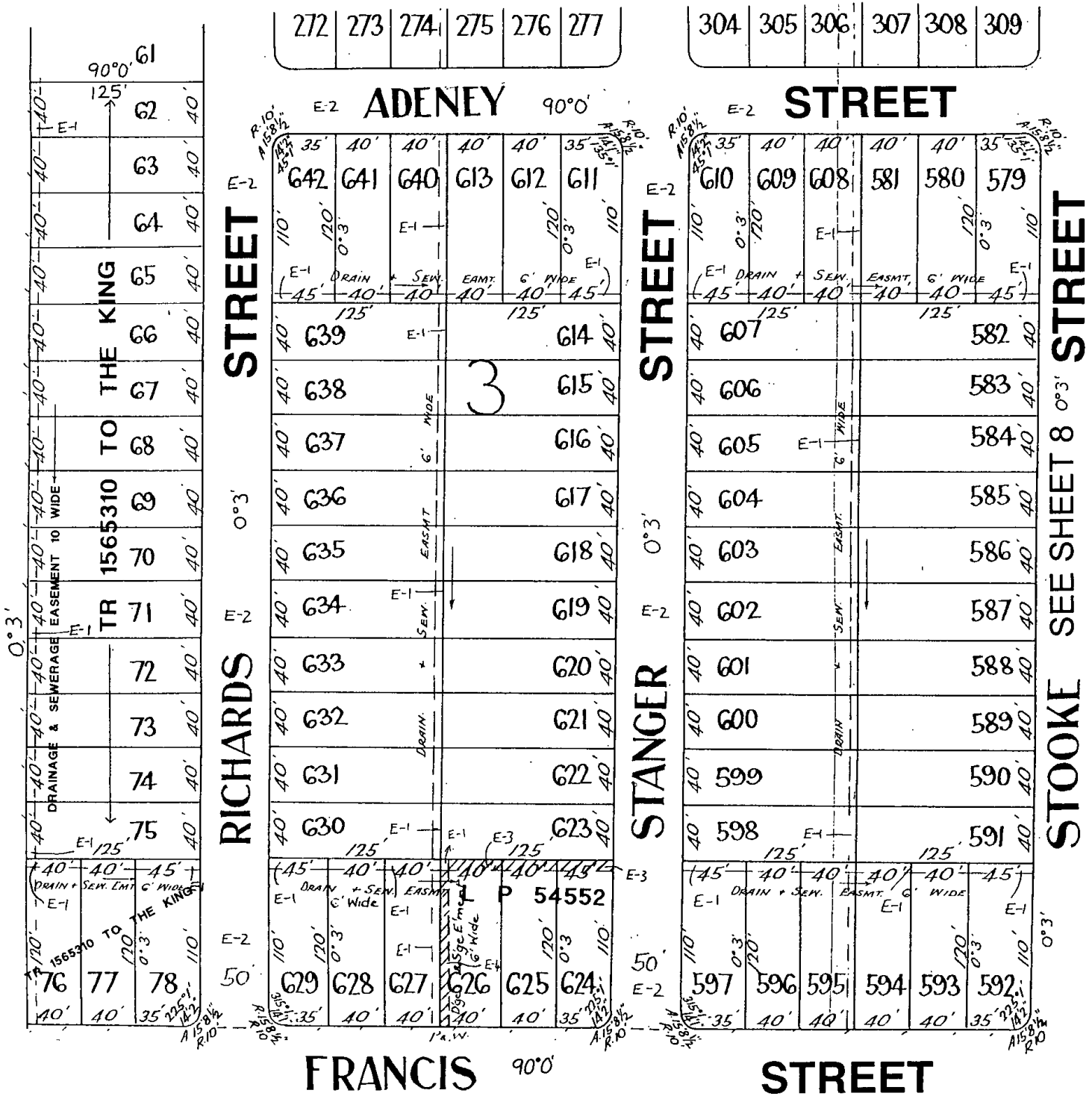


LP 10950

9 SHEETS  
SHEET 7



SEE SHEET 4



LP 10950

9 SHEETS  
SHEET 8

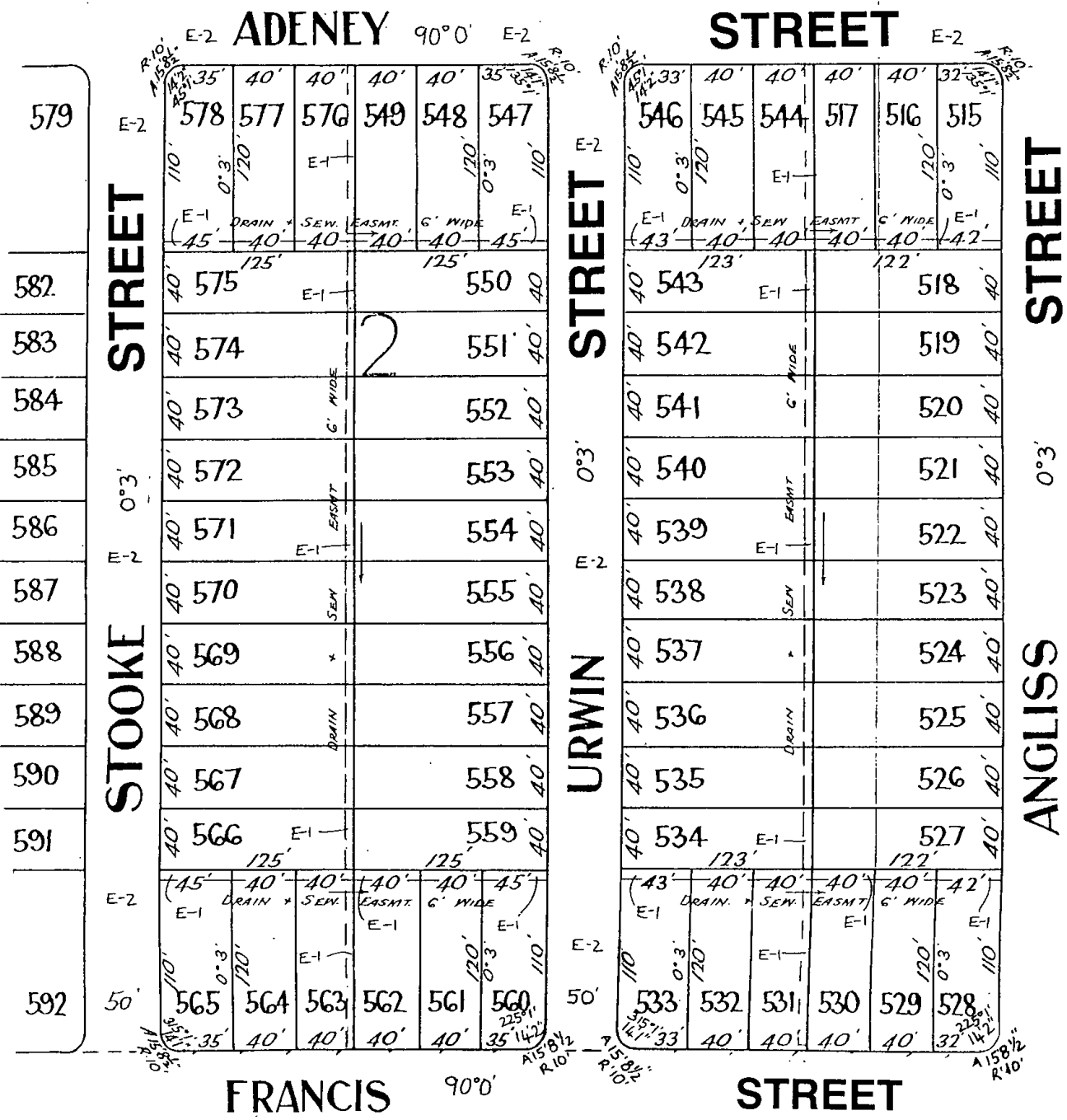


SEE SHEET 5

309 | 336 | 337 | 338 | 339 | 340 | 341 | 368 | 369 | 370 | 371 | 372 | 373

SEE SHEET 7

SEE SHEET 9

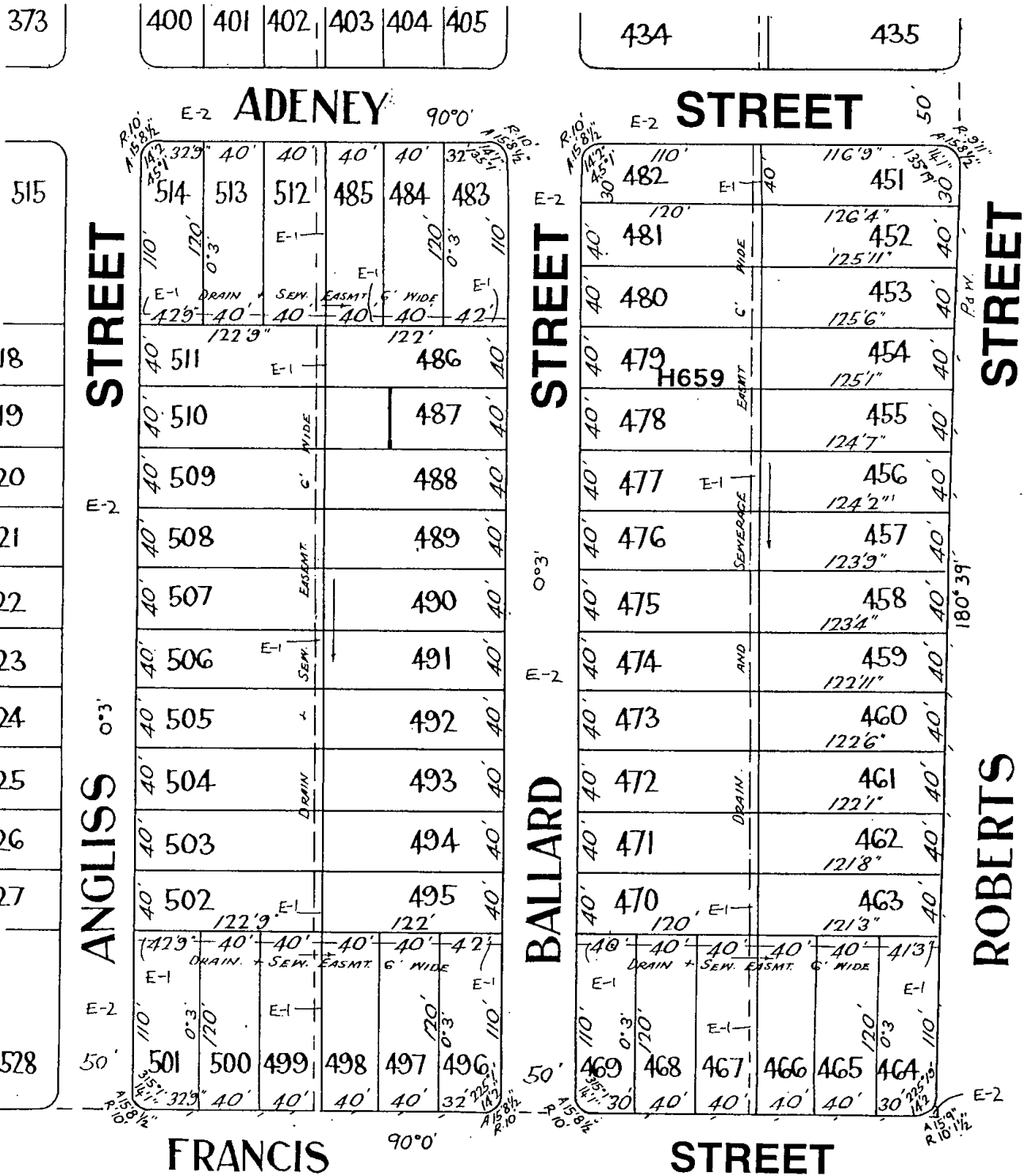


LP 10950

9 SHEETS  
SHEET 9



SEE SHEET 6



SEE SHEET 8