



Department of Environment, Land, Water & Planning

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Mr Peter Sagar,
Executive Director, Melbourne Renewal Precincts,
Victorian Planning Authority
Level 25, 35 Collins Street,
MELBOURNE VIC 3000

Att: Ms Lucy Botta Project Manager VPA lucy.botta@vpa.vic.gov.au

Dear Mr Sagar

RE: LILYDALE QUARRY COMPREHENSIVE DEVELOPMENT PLAN AND DRAFT AMENDMENT TO C193 YARRA RANGES PLANNING SCHEME

Thank you for your correspondence and invitation to provide a submission in relation to the proposed Comprehensive Development Plan (CDP) and the proposed draft Planning Scheme Amendment for the former Lilydale Quarry.

Without prejudice to the determination of any future application for a permit under the *Heritage Act 2017*, the following matter is raised in relation to Amendment C193 to the Yarra Ranges Planning Scheme. Please be aware that this matter was first raised in correspondence addressed to Yarra Ranges Council on 11 August 2020.

It is noted that there appears to be a misalignment or potential conflict between the content of the Planning Scheme Amendment as it relates to the proposed treatment of the northern portion of the Heritage Village (Precinct 2) and in particular the entrance driveways and sporting ovals and the recommendations of the Conservation Management Plan, prepared in 2015. While the Conservation Management Plan is not formally endorsed by Heritage Victoria, it is a comprehensive and useful tool to assist with the assessment of matters relating to the heritage place, and the assessment of future approvals under the Heritage Act.

The existing cricket oval, an element dating from the 1930s is bounded by the 1940s driveway to the west and by the 1870s driveway to the east. The Plan demonstrates that it is proposed to form two sports ovals and tennis courts in this precinct, partly over the cricket oval and the 1870s driveway alignment. The Conservation Management Plan assesses the cricket oval as an element of contributory significance and the 1870s driveway alignment as an element of primary significance.

A proposal to reconfigure elements within the heritage registration, including the cricket oval and the driveway alignment would need to be the subject of a future permit application lodged in accordance with the provisions of the Heritage Act. Under the provisions of the Heritage Act, works which propose the loss

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of heritage fabric when other approaches may be achievable would be unlikely to be approved.

Ideally this potential conflict should be resolved before the Planning Scheme Amendment is approved and gazetted so that a situation does not arise where a development that is consistent with the proposed Amendment C193 fails to secure a future approval under the Heritage Act.

Please contact Michael Galimany, Senior Heritage Officer, on (03) 8508 2778 or by email at michael.galimany@delwp.vic.gov.au if you have further queries.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Nicola Stairmand', written in a cursive style.

NICOLA STAIRMAND

Manager, Statutory Approvals

Heritage Victoria

(As delegate for the Executive Director, Heritage Victoria, pursuant to the instrument of delegation under s.20 of the *Heritage Act 2017*)

16/12/2020