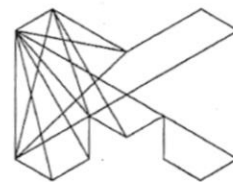


# NOTICE OF DECISION TO AMEND A PERMIT



**CITY OF MELBOURNE**

For further reference contact:

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Planning and Building Branch

Level 3, Council House 2

240 Little Collins Street, Melbourne

**APPLICATION NO.**

**TP-1998-476/A**

**PLANNING SCHEME**

Melbourne Planning Scheme

**RESPONSIBLE  
AUTHORITY**

Melbourne City Council

**The Responsible Authority has decided to amend a permit. The amended permit has NOT been issued.**

**ADDRESS OF THE LAND**

193-197 Nicholson Street, CARLTON VIC 3053

**PERMIT FOR WHICH  
AMENDMENT WAS  
SOUGHT**

Use of the building as a Place of Assembly (female fitness centre)

**WHAT AMENDMENT IS  
PROPOSED TO BE MADE  
TO THE PERMIT?**

Remove Condition 6 of the permit to allow 24 hour operation, 7 days per week

## TO WHAT CONDITIONS IS THE AMENDMENT SUBJECT?

1. Prior to the commencement of the use hereby permitted, the applicant shall submit to the Responsible Authority three copies of plans drawn to scale generally in accordance with the plans accompanying the application but amended to show:
  - a. The layout of the car parking area
  - b. **Current floor plans and internal layout of the use**

These amended plans shall be to the satisfaction of the Responsible Authority and when approved shall be the endorsed plans of this permit.
2. The use of any land or building or part thereof as shown on the endorsed plans shall not be altered or modified without the prior written consent of the Responsible Authority.
3. The parking area shall be kept available for the use at all times during business hours and the car parking spaces and access ways should not be obstructed or otherwise rendered inaccessible.
4. The car parking bays shall be line marked, to the satisfaction of the Responsible Authority.
5. All garbage and other waste material must be stored in an area set aside for such purposes to the satisfaction of the Responsible Authority and must not be stored in the car parking area.
6. **Prior to the commencement of extended trading hours referred to in Condition 9, the applicant must submit an operational management plan describing:**
  - a. The ways in which staff are to be made aware of the conditions attached to this permit
  - b. Details of the provision of music within the building

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**Date Issued: 3 August 2015**

**Signature of the Responsible Authority**

*[Handwritten signature]*

**Security arrangements**

**d. Lighting within the boundaries of the site**

The management plan must be to the satisfaction of, and approved by, the Responsible Authority. Once approved, the management plan will form a part of the endorsed plans and documents under this permit. Unless with the prior written consent of the Responsible Authority, the operation of the use must be carried out in accordance with the endorsed operational management plan.

7. The number of patrons attending the centre must not exceed 60 at any one time, without the further written consent of the Responsible Authority.
8. Attendance at the centre is to be by membership only.
9. Unless with the prior written consent of the Responsible Authority, the use may only operate between the following times:
  - 5:30am to 11pm Monday to Friday
  - 6am to 8pm Saturday to Sunday
10. The Kay Street entry to the premises must be closed at 9pm, after which time patrons may only enter and exit from Nicholson Street.
11. The noise generated by the premises must at all times comply with the requirements of the State Environment Protection Policy (Control of Noise from Commerce, Industry and Trade) No. N-1, and State Environment Protection Policy (Control of Music Noise from Public Premises) No. N-2, to the satisfaction of the Responsible Authority.
12. No external sound amplification equipment or loud speakers are to be used for the purpose of announcement, broadcast, playing of music or similar purpose, to the satisfaction of the Responsible Authority.
13. The use must not detrimentally affect the amenity of the area or the amenity of persons living in proximity of the site by reason of the emission of noise. The Responsible Authority, with just cause, may at any time request lodgement of an acoustic report, prepared by a suitably qualified acoustic consultant. The report must be to the satisfaction of the Responsible Authority and identify all potential noise sources and sound attenuation work required to address any noise issues and to comply with State Environment Protection Policy N-1 and N-2. The recommendations of the report must be implemented by the applicant to the satisfaction of the Responsible Authority.
14. Music must be maintained at background level only.
15. A sign must be attached to an internal wall in a prominent position adjacent to the entry/exit point to advise patrons to leave the premises in a quiet and orderly fashion. The sign must be to the satisfaction of the Responsible Authority.
16. No advertising signs may be displayed on the land without the permission of the Responsible Authority, unless in accordance with the exemption provisions of the Melbourne Planning Scheme.
17. This permit will expire if the use is not started within two years of the date of this permit. The Responsible Authority may extend the permit if a request is made in writing before the permit expires, or within six months afterwards.