



Port Phillip City Council Notice of Intention to Sell Land

Port Phillip City Council (**Council**) gives notice under section 189 of the *Local Government Act 1989 (Act)* that it intends to sell the land located at 46-58 Marlborough Street, Balaclava 3183, being that part of the land in certificates of title volume 3045 folio 919, volume 3652 folio 255, volume 8196 folio 673, volume 8958 folio 714, volume 5291 folio 118, volume 4573 folio 423 and volume 4573 folio 422, shown on the concept plan, excluding the car park area shown as 'B01' and any other land which is to be vested in Council (**Land**).

A copy of the concept plan can be obtained via the following link:
<http://www.portphillip.vic.gov.au/46-58-marlborough-street.htm>

The proposal is for Council to sell the Land to Port Phillip Housing Association Limited ACN 116 093 004 in its capacity as trustee of the Port Phillip Housing Trust (**PPHA**), on the following terms:

1. the consideration is PPHA entering into the contract of sale (**Contract**) and the agreement pursuant to section 173 of the *Planning and Environment Act 1987 (173 Agreement)*;
2. settlement of the Contract will occur on the later of:
 - (a) 14 days after the date of practical completion of the development of the Land; and
 - (b) registration of a plan of subdivision in respect of the Land;
3. the Contract is conditional upon PPHA:
 - (a) obtaining a planning permit for the development of the Land; and
 - (b) achieving practical completion of the development; and
4. as a condition of the sale, PPHA must enter into the 173 Agreement which requires:
 - (a) the owner of the Land to be a registered housing agency; and
 - (b) the provision of affordable housing on the Land.

Any person may make a submission on the proposal under Section 223 of the Act. The closing date for submissions is 5 pm on Wednesday 9 May 2018. All submissions will be considered in accordance with section 223 of the Act.

Submissions should be addressed to Council's Chief Executive Officer and can be hand delivered to the St Kilda Town Hall at 99a Carlisle Street, St Kilda 3182, or posted to the following address:

Mr Peter Smith, Chief Executive Officer, Port Phillip City Council, Private Bag 3, PO St Kilda, Victoria 3182.

Any person requesting to be heard in support of his or her submission is entitled to be heard before Council (or a Committee established by Council for this purpose) or be represented by a person acting on his or her behalf, to be held at 6.30 pm Wednesday 6 June 2018 at the Ordinary Council Meeting in Port Melbourne Town Hall. A person must clearly state in their submission whether they, or their representatives, wish to speak at the meeting.

Further information regarding the proposal may be obtained from Anthony Savenkov, Senior Property Project Manager on (03) 9209 6754.

Mr Peter Smith
Chief Executive Officer
Port Phillip City Council