

### **11.1. NOTICE OF MOTION**

I hereby give notice that at the Ordinary Meeting of Council on 24 June 2020 I will propose the following motion:

#### **THAT Council:**

The position of Council with regard to the heritage railway gates resolved in 23 February 1997 is particularly relevant following the 30 May 2020 incident that resulted in damage to the gate.

In light of that position from the resolution of the 23 February 1997 Council Meeting:

#### ***SUMMARY***

*This report deals with an application to relocate the existing interlocking railway gates at Lydiard Street North to replace them with boom barriers (and associated new signals etc) and to undertake heritage restoration works to the gates their mechanisms and the adjacent signal box. The application has been publicly notified and six objections received. The report recommends that the application be refused.*

#### ***RESOLUTION***

***That Council issue a Notice of Refusal on the following grounds:***

- 1. That proposed works are not in accordance with the orderly and proper planning of the subject land and the area which land is situated.***
- 2. The proposed works will significantly detract from the unique historical charter of Ballarat.***
- 3. The proposal will significantly detract from the historical importance of the adjacent historical buildings and places.***
- 4. The conservation analysis provided in the application fails to meet Burra Charter principals or follow the JS Kerr process, and in particular fails to identify the significance of the Lydiard Street gates within a broader statewide and national context.***
- 5. The data on cost comparisons between alternative crossing treatments is inadequate, and a case of community financial hardship in the event of the refusal of the application is not established.***

I request that Council advocate this position to the following:

- Relevant Ministers
- Vic Track
- V-Line
- Heritage Victoria
- National Trust

Cr McIntosh

**ATTACHMENT**

Notice of Motion