

SOUTH GIPPSLAND SHIRE COUNCIL

Council Minutes

Ordinary Meeting of Council
22 March 2017

Ordinary Meeting No. 410
Council Chambers, Leongatha
Commenced at 2pm



*South Gippsland
Shire Council*

Come for the beauty, Stay for the lifestyle

Councillor Andrew McEwen left the Council Meeting at 3.19pm with a declared direct Conflict of Interest on agenda item 5.13 FORMALISE ROAD NAME CHANGE IN MEENIYAN (TWO SECTIONS OF MCILWAINE ST) as he is a property owner on the subject road, Mcllwaine Road, Meeniyan.

5.13. FORMALISE ROAD NAME CHANGE IN MEENIYAN (TWO SECTIONS OF MCILWAINE ST)

Sustainable Communities and Infrastructure Services Directorate

EXECUTIVE SUMMARY

There are three sections of Mcllwaine Street in Meeniyan, which is causing confusion. The first section is west off Meeniyan Promontory Road, the second section is east off Morgans Road, and the third section is west off Morgans Road. The first and second sections are divided by a "no through road" restriction.

At its Ordinary Meeting of Council on 27 July 2016, Council resolved to commence a public consultation process by calling for community comment on the proposed renaming of two sections of Mcllwaine Street, Meeniyan.

A Public Notice calling for submissions was advertised in the local papers and Council's website (in the week commencing 1 August 2016) and correspondence sent to land owners adjoining the three sections of Mcllwaine Street, notifying them of the Proposal.

Eight submissions were received during the public consultation process with three submitters requesting to be heard in support of their submission. Two of the three submitters were heard at the Special Committee of Council on 1 February 2017.

This report details the outcome of the submission process and recommends Council finalises the road name change for sections one and two of Mcllwaine Street, Meeniyan and forward the proposal to the Registrar of Geographic Place Names for final consideration and approval.

RECOMMENDATION

That Council:

1. Receives the resolution from the Special Committee of Council held 1 February 2017 (public submission hearing):
 - a. That the Special Committee of Council heard the following submitters in regards to the proposed renaming of two sections of Mcllwaine Street, Meeniyan:

- i. Submitter 1 believes that section 2 should be renamed “Livingstone Lane”.
 - ii. Submitter 2 believes that section 1 should be renamed “William Street”.
 - b. Considers all eight submissions on the proposed renaming of two sections of Mcllwaine Street, Meeniyán.
2. Determines the renaming of sections 1 and 2 of Mcllwaine Street, Meeniyán and renumber any affected properties accordingly as follows:
 - a. Section 1 – rename and renumber section 1 of Mcllwaine Street, Meeniyán traversing in a westerly direction off Meeniyán Promontory Road as “Hewett Street”.
 - b. Section 2 – rename and renumber section 2 of Mcllwaine Street, Meeniyán traversing in an easterly direction off Morgans Road as “Livingstone Lane”.
 - c. Section 3 - Mcllwaine Street, Meeniyán traversing in a westerly direction off Morgans Road to remain as “Mcllwaine Street” and be renumbered accordingly.
3. Forward the proposed name changes to the Registrar of Geographic Place Names for final consideration and approval.
4. Subject to Geographic Place Names approval of the proposed name change, place a notice in local newspapers and advise abutting land owners, local organisations, and local stakeholders of the new road names.

MOVED: Cr Brown

SECONDED: Cr Brunt

THAT COUNCIL:

1. **RECEIVES THE RESOLUTION FROM THE SPECIAL COMMITTEE OF COUNCIL HELD 1 FEBRUARY 2017 (PUBLIC SUBMISSION HEARING):**
 - a. **THAT THE SPECIAL COMMITTEE OF COUNCIL HEARD THE FOLLOWING SUBMITTERS IN REGARDS TO THE PROPOSED RENAMING OF TWO SECTIONS OF MCILWAINE STREET, MEENIYAN:**
 - I. **SUBMITTER 1 BELIEVES THAT SECTION 2 SHOULD BE RENAMED "LIVINGSTONE LANE".**
 - II. **SUBMITTER 2 BELIEVES THAT SECTION 1 SHOULD BE RENAMED "WILLIAM STREET".**
 - b. **CONSIDERS ALL EIGHT SUBMISSIONS ON THE PROPOSED RENAMING OF TWO SECTIONS OF MCILWAINE STREET, MEENIYAN.**
2. **DETERMINES THE RENAMING OF SECTIONS 1 AND 2 OF MCILWAINE STREET, MEENIYAN AND RENUMBER ANY AFFECTED PROPERTIES ACCORDINGLY AS FOLLOWS:**
 - a. **SECTION 1 – RENAME AND RENUMBER SECTION 1 OF MCILWAINE STREET, MEENIYAN TRAVERSING IN A WESTERLY DIRECTION OFF MEENIYAN PROMONTORY ROAD AS "HEWETT STREET".**
 - b. **SECTION 2 – RENAME AND RENUMBER SECTION 2 OF MCILWAINE STREET, MEENIYAN TRAVERSING IN AN EASTERLY DIRECTION OFF MORGANS ROAD AS "LIVINGSTONE LANE".**
 - c. **SECTION 3 - MCILWAINE STREET, MEENIYAN TRAVERSING IN A WESTERLY DIRECTION OFF MORGANS ROAD TO REMAIN AS "MCILWAINE STREET" AND BE RENUMBERED ACCORDINGLY.**
3. **FORWARD THE PROPOSED NAME CHANGES TO THE REGISTRAR OF GEOGRAPHIC PLACE NAMES FOR FINAL CONSIDERATION AND APPROVAL.**
4. **SUBJECT TO GEOGRAPHIC PLACE NAMES APPROVAL OF THE PROPOSED NAME CHANGE, PLACE A NOTICE IN LOCAL NEWSPAPERS AND ADVISE ABUTTING LAND OWNERS, LOCAL ORGANISATIONS, AND LOCAL STAKEHOLDERS OF THE NEW ROAD NAMES.**

CARRIED UNANIMOUSLY

REPORT

Background

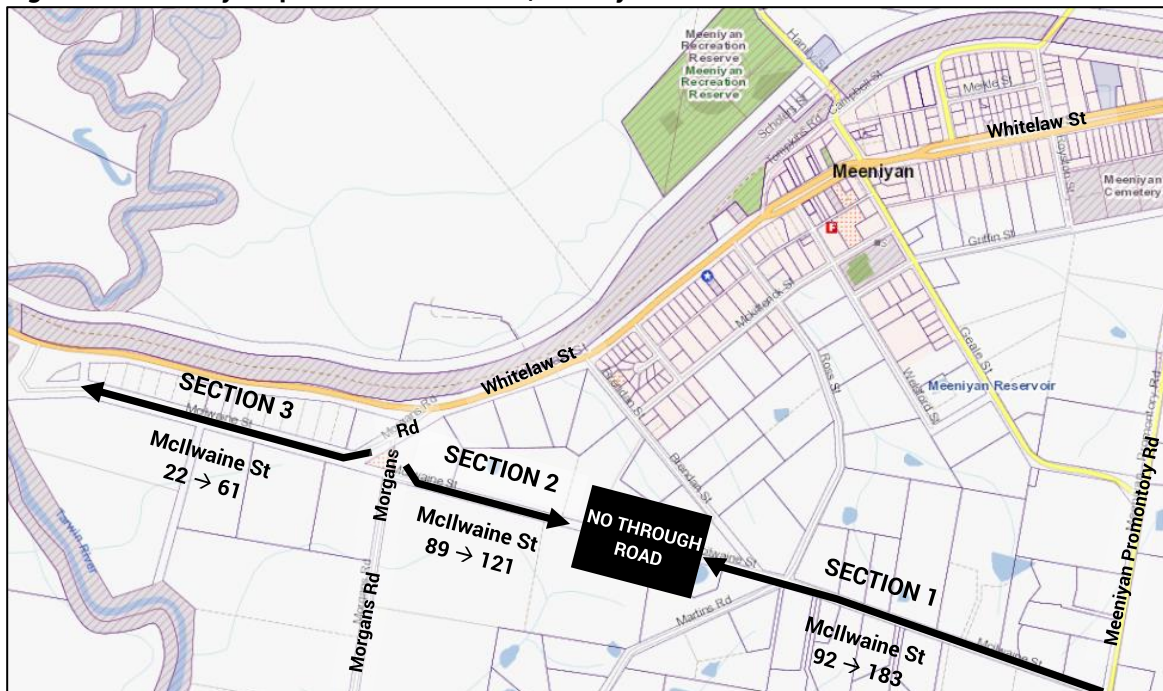
Council officers have had numerous requests from residents to look into the confusing issues relating to the three sections of McIlwaine Street, Meeniyán.

- The first section is west off Meeniyán Promontory Road;
- The second section is east off Morgans Road; and
- The third section is west off Morgans Road.

The first and second sections are divided by a "no through road" restriction. A locality map and the current road numbering of McIlwaine Street, Meeniyán.

A locality map is provided in **Figure 1** below.

Figure 1 – Locality Map – McIlwaine Street, Meeniyán



Consultation (October 2012 to August 2015)

In October 2012, the first round of consultation commenced with all McIlwaine Street properties, the Leongatha and District Historical Society (Historical Society), and the Meeniyán Returned Services League (RSL) on the proposed renaming of two sections of McIlwaine Street, Meeniyán.

The original proposal was to rename sections 2 and 3 (off Morgans Road), as this would have the least impact to households. However, objections received from the

public informed that section 3 should remain as 'McIlwaine Street' due to the historical connection with the McIlwaine family farm.

Given this feedback, Council commenced the second round of consultation with the adjoining properties on sections 1 and 2, proposing these two sections of McIlwaine Street are renamed (section 3 to remain 'McIlwaine').

As a result of the first and second round of public consultation, twelve alternate road names were put forward to Council for sections 1 and 2, and five of these (shown **bold** in **Table 1** below) conformed with the statutory naming rules, with no duplicates or similar sounding names found in the Vicnames 15km duplicate search.

Table 1 summarises the proposed names resulting from the first and second round consultations with adjoining landowners, the Historical Society, and the RSL.

Table 2 – Summary of Submissions (October 2012 to August 2015)

SECTION 1 <i>west off Meeniyah-Prom Rd</i>	SECTION 2 <i>east off Morgans Rd</i>	SECTION 3 <i>west off Morgans Road</i>
Hewett Street²	Bullock Rise Bushy Lane Gumtree Rise³ Livingstone Lane Magpie Lane McIlwaine Street West - Nugget Lane Rosella Lane Tween Lane Ti Tree Lane	McIlwaine Street (retain) McIlwaine Street East

The compliant names were then tabled at the 27 July 2016 Ordinary Meeting where Council resolved to commence a public consultation process and publish a notice calling for submissions on the road name proposals. An extract of the Council minutes is in **Figure 2** below:

² **Hewett Street** was proposed by the Historical Society.

³ **Gum Tree** as submitted by the community was considered as potentially ambiguous or confusing for road users therefore **Gumtree** (as one word) was proposed.

Figure 2 – Extract Council Minutes 27 July 2016

- a. **PROPOSAL 1 – TO RENAME AND RENUMBER SECTION 1 OF MCLLWAINE STREET, TRAVERSING IN A WESTERLY DIRECTION OFF MEENIYAN PROMONTORY ROAD AS “HEWETT STREET”.**
- b. **PROPOSAL 2 – TO RENAME AND RENUMBER SECTION 2 OF MCLLWAINE STREET, TRAVERSING IN A EASTERLY DIRECTION OFF MORGANS ROAD AS ONE OF THE FOLLOWING NAMES:**
 - i. **“GUMTREE RISE”;**
 - ii. **“ROSELLA LANE”;**
 - iii. **“NUGGET LANE”;**
 - iv. **“TWEEN LANE”;** OR
 - v. **“BALDWIN STREET”.**
- c. **PROPOSAL 3 – SECTION 3 OF MCLLWAINE ST, TRAVERSING IN A WESTERLY DIRECTION OFF MORGANS ROAD TO REMAIN AS “MCLLWAINE STREET” AND RENUMBERED ACCORDINGLY.**

Baldwin Street⁴ was requested by the Mayor at the 27 July 2016 Ordinary Council Meeting. The name complied with the Vicnames statutory naming rules with no duplications or similar sounding names within a 15km radius, therefore it was included in the recommendation for Council’s consideration. However, the Leongatha and District Historical Society advised that there was no merit or enough historical content to use the name ‘Baldwin’ for this section of road.

All the background information on the first and second round of public consultations is available in **Attachment [5.13.1] – Council Minutes 27 July 2016 – E.12 – Mcllwaine Street Name Change**. This includes the reasons for conformance in line with the Vicnames statutory naming rules. A copy of the submissions received for the first and second round consultations were also tabled at this meeting as a confidential appendix – refer to **Confidential Attachment [9.1.1] – Submissions (October 2012 – August 2015)**.

Consultation (August 2016)

Council received eight submissions in response to the public consultation process on the proposal (third round). Three submitters requested to be heard in support of their submission at the Special Committee of Council on 1 February 2017. Two submitters were heard in closed session as one submitter withdrew from speaking at the hearing.

⁴ **Baldwin Street** was included in the recommendations of 27 July 2016 as it was requested by the Mayor, Councillor Robert Newton.

The submissions are summarised in **Table 2** below:

Table 3 – Summary of Submissions (August 2016)

	SECTION 1 <i>west off Meeniyah-Prom Rd</i>	SECTION 2 <i>east off Morgans Rd</i>	SECTION 3 <i>west off Morgans Road</i>
PROPOSED NAMES <i>(as per Council resolution dated 27 July 2016)</i>	Hewett Street	Gumtree Rise Rosella Lane Nugget Lane Tween Lane Baldwin Street	McIlwaine Street
SUBMITTER 1, 6	-	Livingstone Lane	-
SUBMITTER 2, 5, 7	William Street	Hamilton Rise / Lane Hamiltons Track	-
SUBMITTER 3	-	Catherine Street	-
SUBMITTER 4	Ridgeview Street Towerhill Street Grandview Street The Crest The Ridge	Gumtree Rise Rosella Lane	-
SUBMITTER 8	✕	✕	-

Copies of all eight submissions are available in **Confidential Attachment [9.1.2] – Submissions (August 2016)**. The Special Committee of Council Meeting minutes are provided in **Confidential Attachment [9.1.3] – Council Minutes 1 February 2017 – McIlwaine Submission Hearing**.

Vicnames Compliance Check

Compliance with the Vicnames 15km duplicate⁵ or similar sounding/spelling name search and the statutory naming rules was carried out for all names proposed as part of the August 2016 consultations (third round) – refer to **Table 3** below:

Table 4 – Vicnames Compliance Check – August 2016

Road Name Proposed	CONFORMS	REASON
CATHERINE	✗	Commemorative names should only use the surname of a person, not first or given names.
GRANDVIEW	✗	One similar spelling/sounding road found in Leongatha - 'Greenwood'.
HAMILTON(S)	✗	One similar spelling / sounding road found in Buffalo and Fish Creek – 'Hamilton Road'.
LIVINGSTONE ⁶	✓	No duplications or similar spelling / sounding names found.
RIDGEVIEW	✗	No duplications found. One similar spelling / sounding road found in Mirboo North – 'Ridgway'.
TOWERHILL	✓	No duplications or similar spelling / sounding found.
THE CREST	✗	'The' is not a suitable prefix in naming of any road, feature or locality - Under 'Principle (J) Language'. Two similar spelling / sounding roads to 'Crest' found in the Shire – 'Crichtons' and 'Christoffersens'.
THE RIDGE	✗	'The' is not a suitable prefix in naming of any road, feature or locality - Under 'Principle (J) Language'. Five similar spelling / sounding roads to 'Ridge' found in the Shire - 'Ritchie' - 'OGradys Ridge' - 'Tarwin Ridge' - 'Cambridge' - Eldridges' and 'Ridgway'.
WILLIAM	✗	Commemorative names should only use the surname of a person, not first or given names

⁵ **Duplicates** are considered to be two (or more) names within close proximity, or names that are identical or have similar spelling or pronunciation.

⁶ **Livingstone** was deemed not compliant in the 27 July 2016 Council minutes as it was thought the proposal was based on the submitters surname (Vicnames does not allow the use of people's names who are still alive) however, historical information sourced during third round consultations found that the late Ewen and Hester Livingstone farmed in this area off Morgans Road.

CONSULTATION

External consultation

As discussed earlier, external consultation has occurred with the residents along McIlwaine Street, the Historical Society, and the RSL on the proposed road name change for two sections of McIlwaine Street in Meeniyan. Vicnames guidelines have been followed and a 15 km duplicate or similar/spelling sounding names on the proposed new road names to ensure they comply. Refer to **Attachment [5.13.2] – Naming Rules for Places in Victoria - Roads, Features, and Places**.

Internal consultation

The Engineering and Assets department and the Rates team have discussed the property address issues.

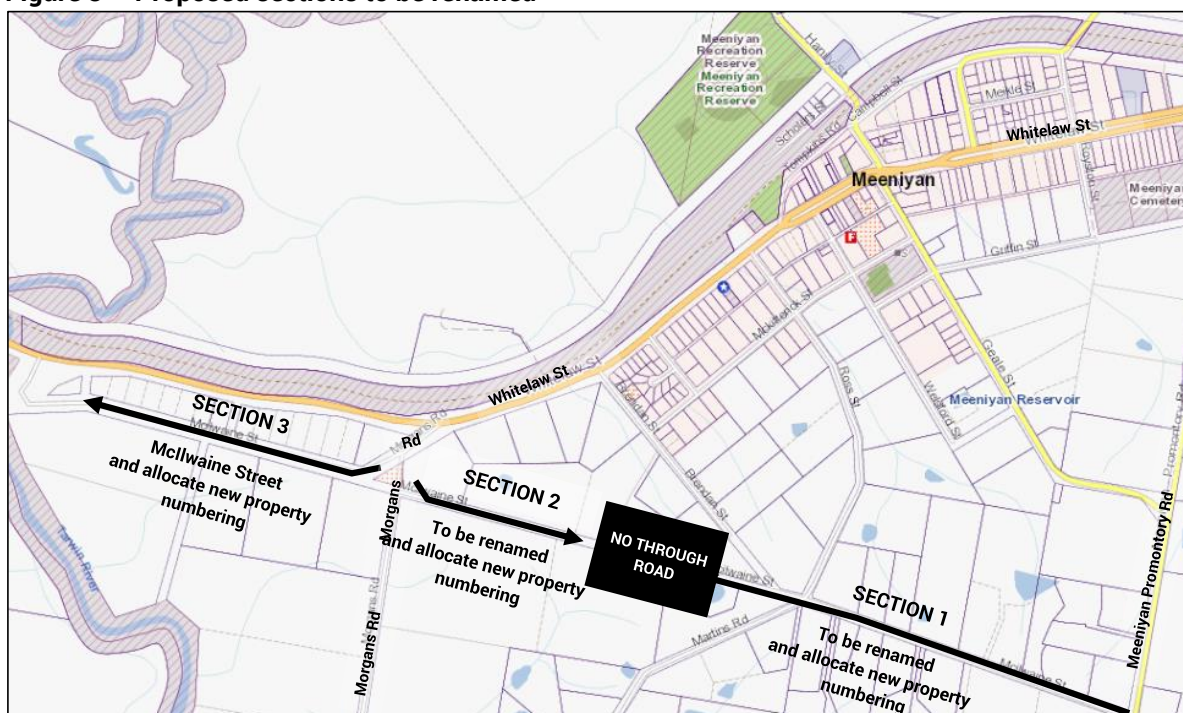
Council's Website

The information on the road name change proposal is available on Council's website which provides a status update, locality map, previous reports to Council, etc. Recently uploaded is the historical information sourced on the names proposed for the renaming – visit Council's website and go to [Roads and Infrastructure > Roads > Naming roads, places & features > Current projects](#). This information is also available in **Attachment [5.13.3] – Historical Information – Proposed Road Names for McIlwaine Street**, and on the Vicnames website – the State's official Register of Geographic Names.

The history of the adopted road names will be added to the Vicnames Registrar and South Gippsland Road Register so that the historical component of the families will not be lost.

CONSIDERATION OF SUBMISSIONS AND DETERMINATION OF FINAL ROAD NAMES

Based on the submissions detailed in **Confidential Attachments [9.1.1]** and **[9.1.2]**, it is proposed to retain the name "McIlwaine Street" for section 3 due to the significant historical connection the family has to the area and the location of the family farm on this section of road. Sections 1 and 2 are proposed to be renamed – refer to **Figure 3** below:

Figure 3 – Proposed sections to be renamed

Suggested road name proposals for Council's consideration and determination resulting from the public consultation process is detailed below. The Vicnames compliant names are shown as "**bold**".

1. SECTION 1: entering from Meeniyán Promontory Road (travelling west).

Road Names Proposed

"Hewett Street" – Ridgeview Street – **"Towerhill Street"** – Grandview Street – The Crest – The Ridge – William Street.

- a. **"Hewett Street"** was proposed due to the significant historical connection the family has to the area (**Recommended**).
- b. **"Towerhill Street"** was proposed due to the street being on a crest with street views and the water tower located on this section of road.

Property Numbering

New unique road numbering commencing from Meeniyán Promontory Road (traversing east to west) to end of road "no through road access".

2. SECTION 2: entering from Morgans Road (turn left – travelling east).

Road Names Proposed

Baldwin Street – Bullock Rise – Bushy Lane – Catherine Street – **“Livingstone Lane”** – **“Gumtree Rise”** – Hamilton Rise / Lane – Hamiltons Track – **“Rosella Lane”** – Magpie Lane – Mcllwaine Street West – **“Nugget Lane”** – Ti Tree Lane – **“Tween Lane”**.

- a. **“Livingstone Lane”** was proposed due to the significant historical connection the family has to the area (**Recommended**).
- b. **“Gumtree Rise”** – **“Rosella Lane”** was proposed due to the landscape of the street being on a crest with street views.
- c. **“Tween Lane”** – was suggested in the first round of public consultations, however, a reason was not provided.
- d. **“Nugget Lane”** was proposed after local identity, Charles Nugget, however no further information has been sourced.

Property Numbering

New unique road numbering commencing from Morgans Road (traversing west to east) to end of road – “no through road access”.

3. SECTION 3: entering from Morgans Road (turn right – travelling west) to ‘No Through Road’ end.

Road Names Proposed

“Mcllwaine Street” – Mcllwaine Street West.

- a. **“Mcllwaine Street”** was proposed to be retained due to the significant historical connection the family has to the area and the location of the family farm on this section of road (**Recommended**).

Property Numbering

New unique road numbering commencing from Morgans Road (traversing east to west) to end of road.

The historical information sourced on the proposed new road names for Mcllwaine Street is available in **Attachment [5.13.3]**.

Vicnames Compliance

This proposal complies with the Vicnames statutory naming rules – refer to **Attachment [5.13.2]**.

Registrar of Geographic Place Names

If the proposed name changes are adopted by Council, these will be forwarded to the Registrar of Geographic Place Names for final consideration and approval. If the names do conform to the naming rules, the Office of Geographic Place Names will Gazette the names, add them to the Vicnames Registrar, and notify relevant stakeholders.

If the names do not conform to the naming rules, the proposal will be sent back to the naming authority for reconsideration of a new name.

CONCLUSION

Renaming sections 1 and 2 of McIlwaine Street and providing unique numbering on all three sections will remove the confusion for emergency services and the general public.

RESOURCES

Financial Considerations

The cost to Council will be for the supply and installation of new signage for the affected roads if approved by Council. The estimated cost to install new signage is approximately \$450 and can be accommodated in Council's signage budget.

RISKS

Council's risk is minimal as the methodology for the road naming has followed the Naming Rules for Naming Places in Victoria 2016.

ATTACHMENTS

Attachments are available on Council's website – visit:

1. Council Minutes 27 July 2016 - E 12 Mc Ilwaine Street Name Change **[5.13.1]**
2. Naming Rules for Places in Victoria - Roads Features and Places **[5.13.2]**
3. Historical Information - Proposed Road Names for Mc Ilwaine Street **[5.13.3]**

CONFIDENTIAL ATTACHMENTS

The following **Confidential Attachments** have been provided in accordance with section 77(2)(c) of the Local Government Act 1989, the Chief Executive Officer designates this Agenda Items as being confidential information on the grounds that it relates section 89(2):

- (h) - any other matter which the Council or Special Committee considers would prejudice the Council or any persons, and
- (i) - a resolution to close the meeting to members of the public.

Items are deemed confidential to protect the privacy interests of the community members who made a submission towards the proposed renaming of McIlwaine Street.

[9.1.1] – Submissions (October 2012 to August 2015)**[9.1.2] – Submissions (August 2016)****[9.1.3] – Council Minutes 1 February 2017 – McIlwaine Submission Hearing****REFERENCE DOCUMENTS**

Local Government Act 1989

Road Management Act 2004

Geographic Place Names Act 1998

Naming Rules for Places in Victoria - Statutory Requirements for Naming Roads, Features and Localities – 2016

AS/NZS4819:2011 Rural and Urban Addressing

SGSC Road Naming Procedure 2013

Councillor McEwen returned to the Council Meeting at 3.24pm.