

## AMENDED OFFICER RECOMMENDATION

### 2.6: DEVELOPMENT APPLICATION-CHANGE OF USE-TAVERN-LOT 119 (NO.1309) LOWER DENMARK ROAD, ELLEKER

#### ITEM 2.6: AMENDED OFFICER RECOMMENDATION

VOTING REQUIREMENT: SIMPLE MAJORITY

#### RECOMMENDATION 1:

THAT COUNCIL resolves to ISSUE a Notice of Planning Scheme Consent for a Tavern at Lot 119 (No.1309) Lower Denmark Road, Elleker after the Department of Racing, Gaming and Liquor issues a Tavern liquor licence.

#### RECOMMENDATION 2:

THAT Council AUTHORISES the Executive Director of Planning and Development Services to ISSUE a Section 40 Certificate indicating that a Tavern is supported and planning scheme consent will be issued once a liquor licence is granted.

#### Officer's Reason (Executive Director Planning and Development Services):

Following the Agenda Briefing Meeting the applicant has provided additional clarification on the proposal and advised that he wishes to operate a full tavern without the current restrictions on his Liquor without a Meal Permit. Specifically; the restriction on table service only and not being able to advertise that customers can consume liquor onsite without having a meal are seen as significant limitations on the operation of the business.

The Amended Officer Recommendation acknowledges the additional explanation provided and the original report outlines the acceptability of approving a Tavern on this site under the Town Planning Scheme.