

Number **D/1114/2015**
Date 31/12/2015 8:36:22 AM
Location **33, 35, 37 Wilson Boulevard RESERVOIR VIC 3073**
Description Variation of Restrictive Covenant contained in Instrument No. A554128
Volume 8285 Folio 503 by deleting Part (c) which prohibits construction of more than one dwelling on each lot
App Type **Subdivision**

land size 1546+1371+1295 = **4212 sq m** (details found via <http://gis.darebin.org>)
x3 existing family homes here <https://www.google.com.au/maps>

Summary subdivision allowing the the construction of
"more than one dwelling" on "each of the three lots" AND delete
"the cost of construction each house shall not be less than 400 pounds"

WHO Melbourne Legal chambers pty ltd, 279 Spring St, Reservoir

HOW TO OBJECT

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- (1) objection form first page, top half, add your name and contact details
DO NOT reveal your phone number, instead insert
"phone number=WITH HELD, communication from the developer is to be in writing "
- (2) last page, lower section, add your name or signature and todays date
- (3) save the file, maybe add todays date ddmmyy eg. Darebin_objection_ddmmyy.doc
- (4) Send to Darebin town planning by email, fax, mail or in person

Post to: PO BOX 91 Preston 3072

Fax 8470 8877 ATTENTION: TOWN PLANNING

email: townplanning@darebin.vic.gov.au

see email example below

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email: townplanning@darebin.vic.gov.au

subject: Objection to D/1114/2015 at 33, 35, 37 Wilson Boulevard RESERVOIR VIC 3073

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Dear Darebin Planning

Please find attached an objection to this planning proposal.

Yours Sincerely

Application for Planning Permit – Variation of restrictive covenant A554128

Property: 33 Wilson Boulevard, Reservoir C/T Vol 8285 Fol 503

Applicant:

We refer to the above matter and advise that we act on behalf of the Applicant.

The Applicant is one of the registered proprietors of the Property. We confirm that the property is affected by the restrictive covenant A554128 **[the Covenant]**

Our client is applying to vary the Covenant registered on title by varying paragraph (c) of covenant A554128 by deleting the following:

'...and not more than one dwelling house shall be erected on each of the three lots into which the said lots are subdivided by plan of subdivision number 52219 lodged in the Office of Title and the cost constructing each house shall not be less than FOUR HUNDRED POUNDS (£400.00) (inclusive of all architects fees and the cost of building any outbuildings and fences)...'

Please find enclosed the following documents:

Cheque No. 001488
Amount \$ 541

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 2. 22/4/59
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 6.5.59
 land described in the said Certificate of Title (a) that no
 hoarding for a advertisement purposes shall be erected on the said
 land, (b) that no quarrying operations shall at any time hereafter
 be carried on in or upon the said land and no stone earth clay
 or gravel or sand shall at any time hereafter be carried away or
 removed from the said land, and (c) that no shops laundries
 factories or works shall be erected on the said land and that
 not more than one dwelling house shall be erected on any one lot
 each of the three lots into which the said lots are subdivided by
 plan of subdivision number 52219 lodged in the Office of Titles
 and the cost of constructing each house shall not be less than
FOUR HUNDRED POUNDS (£400) (inclusive of all architect's fees and
 the cost of erecting any out-buildings and fences) AND
 Covenants shall be set out as an encumbrance at the foot of the
 Modified by Order of the Supreme Court dated
 1st August 1960 (See B 32123)
 10th August 1960
 P.L. Victoria
 CA 73400
 811

The Covenant, will of Norman Pewsey (10 Aug 1960)



D/1114/2015

33, 35, 37 Wilson Boulevard RESERVOIR VIC 3073

LP 52219

