



3 June 2019

Victorian Civil and Administrative Tribunal  
Planning and Environment List  
GPO Box 5408  
Melbourne VIC 3001

Dear Registrar,

**NEW APPEAL UNDER SECTION 87A  
170-174 Highbury Rd, Mount Waverley**

Please find enclosed:

- Completed Application for Review Form
- Completed Credit Card Payment Authority Form
- Copy of the current version of the Planning Permit for the land (as amended 31 January 2019)
- Copy of the current endorsed plans under Condition 1 (architectural plans), 28 (car park management) and 36 (landscaping) of the Permit.
- Proposed amended plans filed for purposes of this application all dated 27.5.19.
- Proposed List of Amendments document explaining the scope of amendments being sought (ie, comparison of existing endorsed plans to those date 27.5.19)
- Copy of Title of Land
- Copies of the 3 x previous VCAT decisions relating to this land.

We note this application raises a potential question of law about definitions of a storey.

We now await the Initiating Order of VCAT. Please do not hesitate to contact me if you wish to discuss further.

**ANDREW CLARKE**

DIRECTOR

**CLARKE PLANNING PTY LTD**