



# MELBOURNE SOUTH YARRA RESIDENTS GROUP INC.

*Established by the residents of South Yarra in 1969*

16 November 2015

Councillor Ken Ong  
City of Melbourne  
GPO Box 1603  
MELBOURNE VIC 3001

**By email:** [ken.ong@melbourne.vic.gov.au](mailto:ken.ong@melbourne.vic.gov.au)

Dear Ken

## **Permit breach: Brady - 496-504 Elizabeth Street, Melbourne**

We have become aware of this developer's breach of the permit under which he was to construct the above building and the recommendation from council officers that the terms of the permit be amended to allow this blatant breach to remain.

We have also seen a letter written to councillors by Michael Kennedy on behalf of CORBA about this issue and we wish to record our complete agreement with what he says although our view is that the penalties should be even harsher. It is our strong view and request that the following action be taken.

1. This outrageous conduct by this developer must not be condoned under any circumstances and for council officers to make such a recommendation is a complete abrogation of their and your responsibility to ensure that developers, like everyone else, do not run this city and that they must comply with the terms and conditions of any permit granted.
2. The maximum penalty should be imposed upon this developer whether it be to convert two floors to parking or whatever. It is plainly a blatant breach by a developer who believes he can get away with it for whatever reason.
3. That action be taken against the building inspector whose job it was to oversee this construction and that the maximum penalty be imposed upon him or them as a consequence of this serious breach of their obligations.

The recommendation by council's officers is completely inappropriate, should not be agreed to under any circumstances and the above action be taken instead. If not it will tell developers and everyone else that City of Melbourne permit conditions are not significant and developers once again can get what they want if they push hard enough.

Yours faithfully

Michael Butcher  
President

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