

12.4 INFORMATION BULLETIN

- Attachments:**
1. **Unconfirmed Minutes of the Catalina Regional Council - held on 18 April 2024**
 2. **Unconfirmed Minutes of the Sustainability and Transport Advisory Group 14 March 2024**
 3. **Statistics for Development Services Applications as at the end of April 2024**
 4. **Register of Legal Action and Prosecutions Monthly - Confidential**
 5. **Register of State Administrative Tribunal (SAT) Appeals - Progress Report as at 16 May 2024**
 6. **Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel - Current**
 7. **Register of Applications Referred to the Design Review Panel - Current**
 8. **Unrecoverable Parking Infringements Write-Off**
 9. **Council Meeting Statistics**
 10. **Register of Petitions - Progress Report - May 2024**
 11. **Register of Notices of Motion - Progress Report - May 2024**
 12. **Register of Reports to be Actioned - Progress Report - May 2024**
 13. **Council Workshop Items since 10 April 2024**
 14. **Council Briefing Notes - 16 April 2024**

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated May 2024.



Ordinary Meeting of Council

Thursday 18 April 2024

MINUTES

Held Electronically

These Minutes were confirmed as a true and correct record of proceedings at a meeting held on 20 June 2024.

Signature:
Chair

*Constituent Members:
Cities of Perth, Joondalup, Stirling, Vincent and Wanneroo
Towns of Cambridge and Victoria Park*

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MEMBERSHIP

OWNER COUNCIL	MEMBER	ALTERNATE MEMBER
Town of Cambridge	Cr Jane Cutler	Cr Michael Le Page
City of Joondalup	Cr John Chester Cr Lewis Hutton	Cr Phillip Vinciullo Cr Adrian Hill
City of Perth	Cr Brent Fleeton	Cr Viktor Ko
City of Stirling	Cr Tony Krsticevic (CHAIR) Cr Suzanne Migdale Cr David Lagan Cr Karlo Perkov	Cr Teresa Olow Cr Rob Paparde
Town of Victoria Park	Cr Claire Anderson	Cr Bronwyn Ife
City of Vincent	Cr Ashley Wallace	Cr Suzanne Worner
City of Wanneroo	Cr Helen Berry Cr Sonet Coetzee	Cr Phil Bedworth Cr Vinh Nguyen

Minutes Ordinary Meeting of Council – 18 April 2023

PRESENT

Chair	Cr Tony Krsticevic
Councillors	Cr Claire Anderson Cr Helen Berry Cr John Chester Cr Sonet Coetzee Cr Jane Cutler (joined meeting at 6:36pm) Cr Lewis Hutton Cr David Lagan Cr Suzanne Migdale Cr Karlo Perkov Cr Ashley Wallace
Alternate Members	Nil
Staff	Mr Chris Adams (Chief Executive Officer) Ms Vickie Wesolowski (Executive Assistant/Office Manager)
Apologies Councillors	Cr Brent Fleeton
Leave of Absence	Nil
Absent	Nil
Consultants	Mr Drew Tomkins (Satterley Property Group)
Apologies Participant Councils' Advisers	Mr David MacLennan (City of Vincent) Mr Bill Parker (City of Wanneroo) Mr James Pearson (City of Joondalup) Ms Michelle Reynolds (City of Perth) Mr Gary Tuffin (Town of Cambridge) Mr Anthony Vuleta (Town of Victoria Park)
In Attendance Participant Councils' Advisers	Mr Stevan Rodic (City of Stirling)
Members of the Public	Nil
Press	Nil

Minutes Ordinary Meeting of Council – 18 April 2023

1. OFFICIAL OPENING

The Chair declared the meeting open at 6:05pm.

2. APOLOGIES AND LEAVE OF ABSENCE

Apologies: Cr Brent Fleeton

3. DISCLOSURE OF INTERESTS

Nil

4. PUBLIC STATEMENT/QUESTION TIME

Nil

5. ANNOUNCEMENTS BY CHAIR (WITHOUT DISCUSSION)

Nil

6. PETITIONS

Nil

7. CONFIRMATION OF MINUTES

Moved Cr Perkov, Seconded Cr Wallace.

That the Council CONFIRMS and the Chair signs the minutes from the Ordinary Meeting of Council held 15 February 2024 as a true and accurate record of proceedings.

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

8. BUSINESS ARISING FROM MINUTES

Nil

9. ADMINISTRATION REPORTS AS PRESENTED

9.1 BUSINESS REPORT – AS AT 31 MARCH 2024

Moved Cr Chester, Seconded Cr Migdale.

That the Council RECEIVES the Business Report for the period ending 31 March 2024.

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.2 STATEMENT OF FINANCIAL ACTIVITY - FEBRUARY 2024

Moved Cr Migdale, Seconded Cr Berry.

That the Council RECEIVES and NOTES the Statement of Financial Activity for the month ending 29 February 2024.

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.3 LIST OF MONTHLY ACCOUNTS SUBMITTED - FEBRUARY 2024

Moved Cr Migdale, Seconded Cr Berry.

That the Council:

- 1. RECEIVES and NOTES the list of accounts paid under Delegated Authority to the CEO for February 2024 - \$2,334,319.95**
- 2. APPROVES the Credit Card Statement for February 2024.**

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.4 LIST OF MONTHLY ACCOUNTS SUBMITTED - MARCH 2024

Moved Cr Migdale, Seconded Cr Berry.

That the Council:

- 1. RECEIVES and NOTES the list of accounts paid under Delegated Authority to the CEO for March 2024 - \$3,022,575.62**

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2. APPROVES the Credit Card Statement for March 2024.

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.5 SALES AND SETTLEMENT REPORT – PERIOD ENDING 31 MARCH 2024

Moved Cr Chester, Seconded Cr Wallace.

That the Council RECEIVES the Sales and Settlement Report for the period ending 31 March 2024.

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.6 PROJECT FINANCIAL REPORT – JANUARY 2024

Moved Cr Migdale, Seconded Cr Anderson.

That the Council RECEIVES the Project Financial Report (January 2024) submitted by the Satterley Property Group.

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

9.7 PROJECT FINANCIAL REPORT – FEBRUARY 2024

Moved Cr Migdale, Seconded Cr Perkov.

That the Council RECEIVES the Project Financial Report (February 2024) submitted by the Satterley Property Group.

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Bedworth, Chester, Coetzee, Cutler, Hutton, Krsticevic, Lagan, Migdale, and Perkov.

Against: Nil.

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9.8 STATEMENT OF FINANCIAL ACTIVITY - MARCH 2024 – LATE ITEM

Moved Cr Migdale, Seconded Cr Berry.

That the Council RECEIVES and NOTES the Statement of Financial Activity for the month ending 31 March 2024.

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

10. COMMITTEE REPORTS

AUDIT AND RISK COMMITTEE (11 APRIL 2024)

10.1 2024/2025 DRAFT BUDGET ASSUMPTIONS

Moved Cr Migdale, Seconded Cr Wallace.

That the Council SUPPORTS utilising the budget assumptions as listed in the Comments section of this report as the basis for preparation of the CRC 2024/2025 Budget.

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Bedworth, Chester, Coetzee, Cutler, Hutton, Krsticevic, Lagan, Migdale, and Perkov.

Against: Nil.

10.2 REGULATION 17 REVIEW - SYSTEMS AND PROCEDURES

Moved Cr Migdale, Seconded Cr Lagan.

That the Council NOTE:

1. **The findings of the CEO's review of the Catalina Regional Council's (CRC) risk management, internal controls and legislative compliance as detailed in this report (Reg 17 Review).**
2. **That the CEO's review found that:**
 - **A high level of understanding of risk and compliance exist within the CRC staff;**
 - **The CRC's internal systems, policies and protocols to manage risk and compliance are appropriate for an organisation of the size, scale and complexity of the CRC;**
 - **Further work is required to develop internal procedures and checklists to ensure that compliance is maintained/achieved at all times and to ensure that corporate knowledge re systems operations is stored/retained.**

The Motion was put and declared CARRIED (10/0) by exception resolution.

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For: Councillors Anderson, Bedworth, Chester, Coetzee, Cutler, Hutton, Krsticevic, Lagan, Migdale, and Perkov.

Against: Nil.

10.3 REVIEW OF FRAUD AND CORRUPTION POLICY

Moved Cr Migdale, Seconded Cr Lagan.

That the Council:

1. **DELETES the Information and Technology Acceptable Use Policy.**
2. **RE-ADOPTS the Legislative Compliance Policy unchanged with the exception of updating references to TPRC with CRC. Policy to be reviewed in two years.**
3. **RE-ADOPTS Procurement Policy unchanged with the exception of updating references to TPRC with CRC. Policy to be reviewed in two years.**

The Motion was put and declared CARRIED (10/0) by exception resolution.

For: Councillors Anderson, Bedworth, Chester, Coetzee, Cutler, Hutton, Krsticevic, Lagan, Migdale, and Perkov.

Against: Nil.

11. ELECTED MEMBERS MOTIONS OF WHICH NOTICE HAS BEEN GIVEN

Nil

12. QUESTIONS BY ELECTED MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN

Nil

13. URGENT BUSINESS APPROVED BY THE CHAIR

Nil

14. GENERAL BUSINESS

Nil

15. DECISION TO MOVE INTO CONFIDENTIAL SESSION

Moved Cr Wallace, Seconded Cr Coetzee.

That Item 15.1 – TENDER - DESIGN AND CONSTRUCTION OF THE CATALINA GREEN SUSTAINABILITY DEMONSTRATION HOME (03/2024) be CONSIDERED Behind Closed Doors in accordance with Sections 5.23(2)(c) and (e) of the Local Government Act 1995,

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which permits the meeting to be closed to the public for business relating to the following:

- c) *A contract entered into, or which may be entered into, by the CRC and which relates to a matter to be discussed at a meeting (section 5.23(2)(c)); and*
- e) *A matter that if disclosed, would reveal –*
 - i. Information that has a commercial value to a person; or*
 - ii. Information about the business, professional, commercial, or financial affairs of a person where the information is held by, or is about, a person other than the CRC (section 5.23(2)(e)).*

The Motion was put and declared CARRIED (10/0).

For: Councillors Anderson, Berry, Chester, Coetzee, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

At 6:29pm the meeting was closed to the public, and all attendees who were not required left the meeting prior to consideration of Item 15.1.

Cr Cutler joined the meeting at 6:36pm.

15.1 CONFIDENTIAL: TENDER - DESIGN AND CONSTRUCTION OF THE CATALINA GREEN SUSTAINABILITY DEMONSTRATION HOME (03/2024)

Moved Cr Chester, Seconded Cr Berry.

That the Council:

1. **PROCEEDS** with the confidential recommendation as outlined in the Confidential Agenda.
2. **RESOLVES** that this report, attachments and resolution remain confidential in accordance with section 5.23(2)(c) and (e) of the *Local Government Act 1995*.

The Motion was put and declared CARRIED (7/4).

For: Councillors Anderson, Berry, Chester, Coetzee, Cutler, Krsticevic and Wallace.

Against: Councillors Hutton, Lagan, Migdale and Perkov.

Moved Cr Migdale, Seconded Cr Berry.

That the meeting be REOPENED to the public.

The Motion was put and declared CARRIED (11/0).

For: Councillors Anderson, Berry, Chester, Coetzee, Cutler, Hutton, Krsticevic, Lagan, Migdale, Perkov and Wallace.

Against: Nil.

At 6:48pm the meeting was reopened to the public.

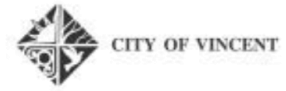
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16. FORMAL CLOSURE OF MEETING

The Chair declared the meeting closed at 6:41pm.

MINUTES



SUSTAINABILITY AND TRANSPORT ADVISORY GROUP

Thursday 14 March 2024, at 6pm

Venue:
City of Vincent
Administration and Civic Centre
244 Vincent Street Leederville
UNCONFIRMED MINUTES

Attendees:

City of Vincent Councillors
Cr La Fontaine (ALF) - Chair

Community Representatives
Barbara Pedersen (BP) Chris Cutress (CC)
Kathryn Longden (KL) Helen Griffiths (HG)

City of Vincent Officers
Mitchell Hoad (MH) – A/Manager Strategic Planning & Specialist Planner
Luke McGuirk (LM) Manager Engineering
David Gerrard (DG) – Coordinator Parks Strategy and Projects
Aaron Griffiths (AG) - Manager Waste and Recycling
Jenaya Shepherd (JS) – Senior Strategic Planner
Tim Elliott (TM) – Coordinator Strategic Planning
Ruth Markham (RM) – A/Manager City Buildings and Asset Management
Ciara O’Dwyer (CO) – Specialist Sustainability Advisor

.....
1. Welcome/Declaration of Opening

Cr La Fontaine opened the meeting at 6:00pm and delivered the Acknowledgement of Country.

2. Apologies

Cr Ashley Wallace (AW)
Peter Varris (PV) - Executive Director Infrastructure and Environment
Ian Kininmonth (IK)
Emma McCallum (EM)

3. Confirmation of the Minutes

The Minutes of the meeting held on 8 February 2024 were received and confirmed as a true and correct record.

4. Business

- 4.1 Presentation: Sustainability overview and approach – 15 mins**
JS gave an overview on Sustainability Frameworks for 2024 outlining Sustainability Delivery/Next-Gen Approach and the Sustainability Review Program for 2024.
- 4.2 Presentation: Next generation themes and topics – 15 mins**
We need to look at what we already have and our current strategy looks at Energy, Transport, Water, Waste, Urban Greening and Biodiversity and Emissions.

We have target that sit in the corporate space and what we are responsible for delivery but we have identified a number of targets to inspire our community to deliver as well. We can advocate our targets and make sure the message is out there. We want to incentivise our community.

JS showed an example of how Melbourne and Sydney are approaching Best Practice Themes and Topics.

Naming and terminology is very important to us for what we are delivering and for our community to understand what we mean.

Other examples of what other Councils are doing in this space were shown. City of Newcastle, City of Paramatta, City of Cockburn, and City of Perth.

4.3 Break

4.4 Working Session: Next generation themes and topics – 45 mins

The Workshop tonight is about identifying what the themes and topics are and not about key outcomes and targets associated with them.

JS noted that while doing the session think about what things matter to you; are there any new ones since the existing strategy was adopted. Is there a terminology or naming that you'd rather work with.

JS explained how the exercise will work. The first part will be the Themes and Topics and associated sticky notes. The second part will be 3 dots will be handed out to each person.

Green - highest priority

Blue – middle priority

Orange – least priority

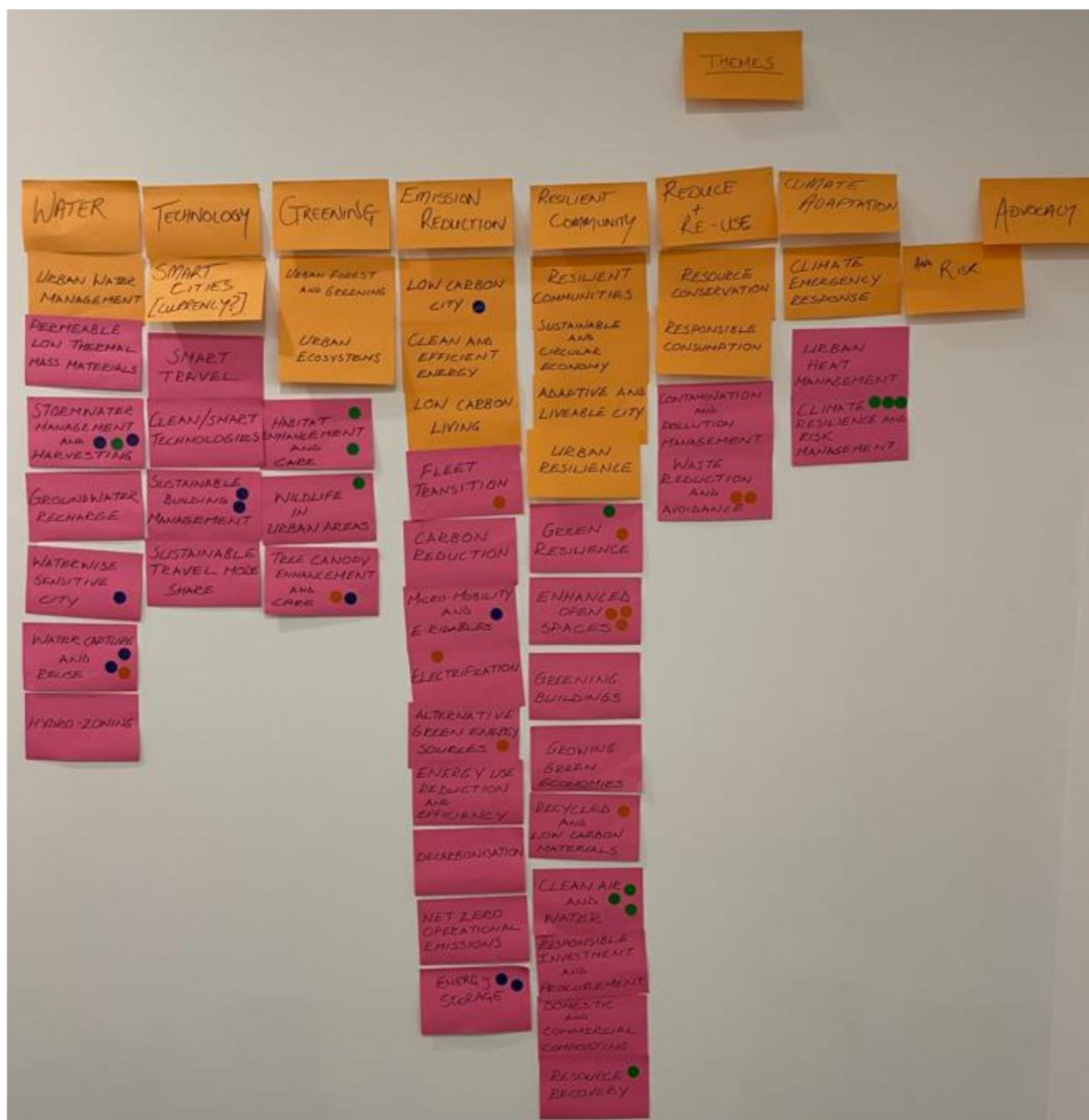
Put the dots on the topics

Facilitators are Tim and Ciara.

Tim's Group – Barbara, Chris, Luke and Ruth

Ciara's Group – Cr La Fontaine; David, Helen, Kathryn, Aaron

Group 1 Workshop (Tim)



First we will group together what is similar in the Themes and we will follow this with the Topics and undertake the same exercise, then we will prioritise our most important topics with our dots.

- Smart Cities and Climate Emergency Response and Risk.
- There are simpler terms that we want to get out into the community to understand these themes.
- Technology, Greening, all of the Carbon Reduction into Emission Reduction.
- Resilient Communities we wanted that to be one Community as a whole.
- We talked about Waste – reduce and reuse.
- Climate Adaption. Advocacy was a theme we thought was missing.
- Most important topics for the group were 'Climate resilience and risk management' and 'Clean air and water'.

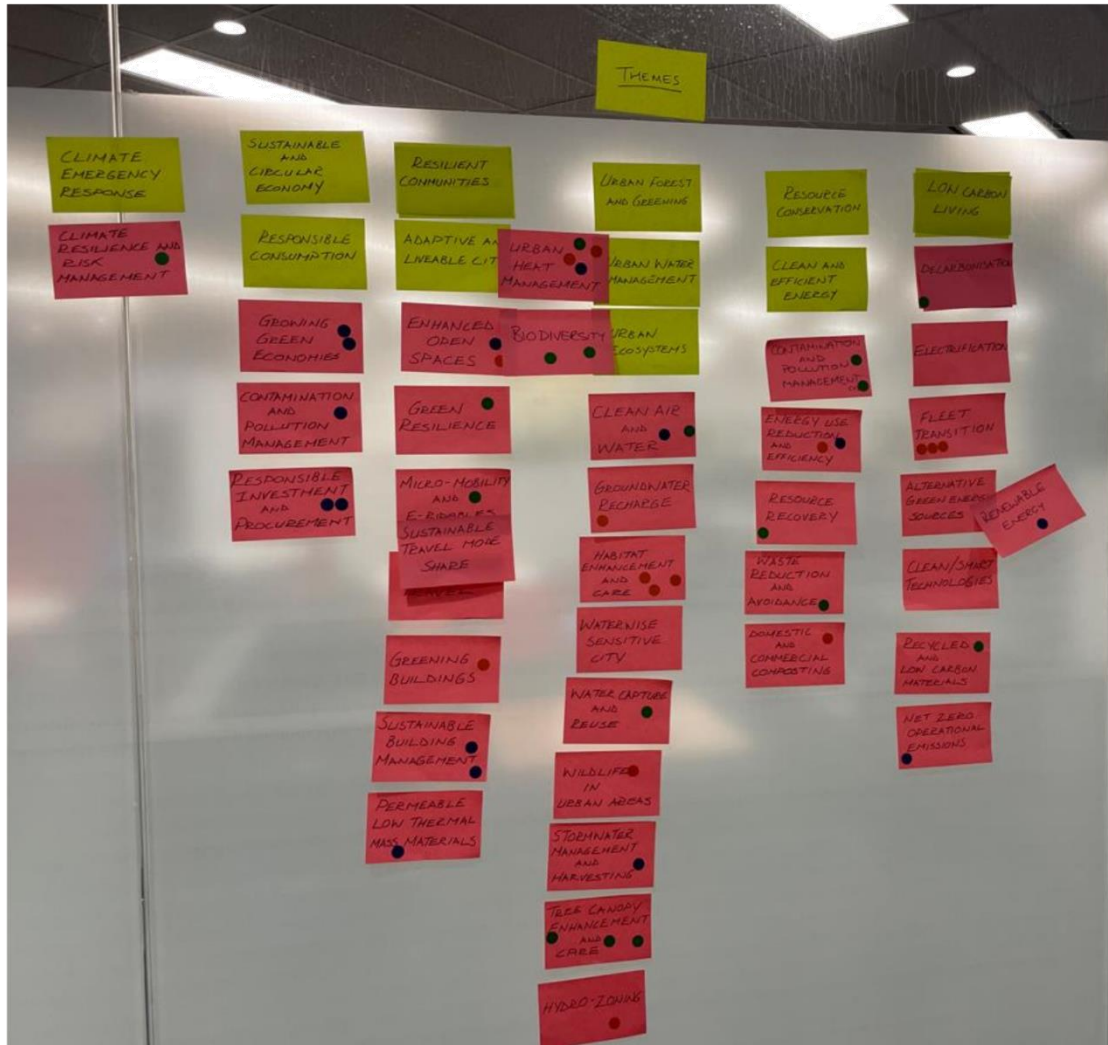
Group 2 Workshop (Ciara)

3 parts to this exercise

To think about terminology.

Move them around group what you think needs to be grouped. Trying to work out big things for the strategy. E.g. line up all the themes and group the topics under each theme.

Topics and Themes:



All these themes and topics will lead to actions for the Council and we won't be able to do everything at once so we are looking for prioritisation.

CO asked the group if we have missed anything obvious and to keep in mind what the most important thing is for you in sustainability. Most important sustainability themes/ topics for CO group were:

- Resource Recovery
- Climate resilience
- Tree Canopy
- Climate Adaptation

- Climate Resilience and risk management
- CO Group Summary:
- Debate over topics and terminology (eg. Choosing low carbon living over low carbon city)
 - Key thing that came through that every single thing almost intersected and we debated all of them. The terminology is optional and everyone is coming from a different lens.
 - Somewhat ended up with similar groups to those that are in the Sustainable Environment Strategy.
 - Terminology is difficult (eg. Micromobility, sustainable travel mode share, smart travel)
 - LM commented that when first looking at these themes they can be separated but when you talk about it you can group them together.
 - Climate resilience and adaptation has come through as a key theme in the STAG.

Jenaya asked if there were differences between the two groups. People view things differently and when we go out to community we'll get a layer from them as well. The themes are sort of similar but they are named differently and use different terminology.

Online Discussion (Mitch)

Themes

- Urban Forrest and Greening (UFG) at forefront. Good to push the importance of trees/canopy/shade given current PSHB issues. People don't consider this from a private property issue when removing trees but care about public realm (i.e reaction to Hyde Park).
- Urban Ecosystems (UE) not well understood in community. Important for more education about this. Could be grouped with UFG.
- Urban Water Management (UWM) is out of sight and out of mind. Example of a sump park. People notice park but don't understand the importance of the sump function.
- Waste and bin sizes is most common issue in community. People don't understand why FOGO and why small general bin, thinking waste goes to same space. More education needed about sizes where it goes. Waste avoidance could be a topic.
- Adaptive and Liveable City (ALC) is not well understood. Should address ageing in place, opportunity for people to live in one place for every life stage, strong community, accessible amenities. Requires individual and broader behaviour management.
- Gap in something which is transport related. Address safety and accessibility. Could potentially be under an existing theme or standalone. Alternative transport applies across all demographics and LGs. Critical for all socio-economic areas. Need people to make better/different decisions about getting around.
- All themes are important for different reasons.
- People would be defensive about Low Carbon Living (LCL) and Responsible Consumption (RC). Requires behavior change and people don't want to be seen as doing wrong thing. Affordability of implementing ESD initiatives is a barrier.

Topics

- All carbon-related topics could be grouped with LCL. Important to note that LCL and Low Carbon City (LCC) themes have a broad relationship but would be distinct with LCL relevant to the community and LCC relevant to the CoV.
- Tree Canopy, Habitat Enhancement, Green Resilience can all group with UFG.
- Urban Heat Management (UHM) is not well understood as to why its important. I.e Charles Street air quality and heat puts off people from walking/catching public transport. Could also group with UFG.
- Contamination and Pollution, Stormwater Management, Water Reuse can be grouped under UWM or Resource Conservation.
- Smart Travel could include public transport. Could sit under Urban Resilience or LCL.
- Community has a love/hate relationship with Smart Travel, Micro Mobility and Electrification.
- Consider fleet transition as part of transport theme.
- The list of topics covers lots of areas. The challenge is to make people care.
- Some topics will have responsibilities that are specific to CoV and others to community.
- Least achievable topics would be Decarbonisation and UHM.
- Shift towards public transport could be a topic. Car ownership is a cultural/status symbol. Recent acceptance of a shift to small cars. More car use leads to parking issues, which leads to more parking which further encourages car use and increase traffic. Car reliance is in part because of a lack of safety for walking/cycling. Traffic management required around schools.

4.5 Working Session: Community engagement – 30 mins

JS noted that Community Engagement is going to be launched this weekend.

When we get responses back from the Community we will look at them all together and what we are hoping to do for our next session is revisit what we have done tonight and what came out of the Community Engagement and to look at Objectives, Goals and Targets. That will be our next step.

Not sure who said this "is there something that can be typed up from tonight's workshop, so that we don't forget by the time the next meeting comes around regarding the scoring of the themes in a format of tables"

Last part of tonight is to look at questionnaire that we are launching this weekend. There is a question in there that relates to the exercise that the group did tonight.

What we're asking is the communities understanding of climate change and what is impacting them now. Trying to gauge what understanding of climate change is out there in our community and what areas of climate change is impacting them now and Vincent in the future.

There is an option in the survey that people can add anything else that they've thought of. The survey will be on our Imagine Vincent website.

Someone was speaking but it was not clear.

Ciara - Do you want age in the demographics?

Not sure who was speaking – "is the only platform for the survey going to be on the website"?

Jenaya – it will get marketed through our social media. In addition to that Jenaya and Ciara will be going to events to promote the survey. Kyilla Farmers Market; The Provedore Easter Market (Pisconeri) and RTRFM's Neon Picnic. This survey will be open for six weeks.

(Barbara I think) Is there a question in there that differentiates between a resident and a visitor?

JS - Yes, that is in the first question and we will add an age bracket.

Kathryn I think - biodiversity and risk to the environment – can this be included?

Ciara – is there room in the survey to add resilience and adaptation? It could be a yes/no question.

Barbara – question to read "do you need help to improve your sustainable practice tips on improving your resilience"?

JS noted that she will keep sea level rise in to the first question.

We will add in Waste Management and biodiversity and do a sweep on how things were ordered in the workshop tonight and will add an age question to the survey.

Not sure who asked this "Can Food security be added".

6. Next Meeting

The next meeting will be held mid June.

7. Closure

The meeting closed at 8.00pm

Signed _____
Councillor (Chairperson)

Dated this _____ day of _____ 20__

Statistics for Development Applications As at the end of April 2024

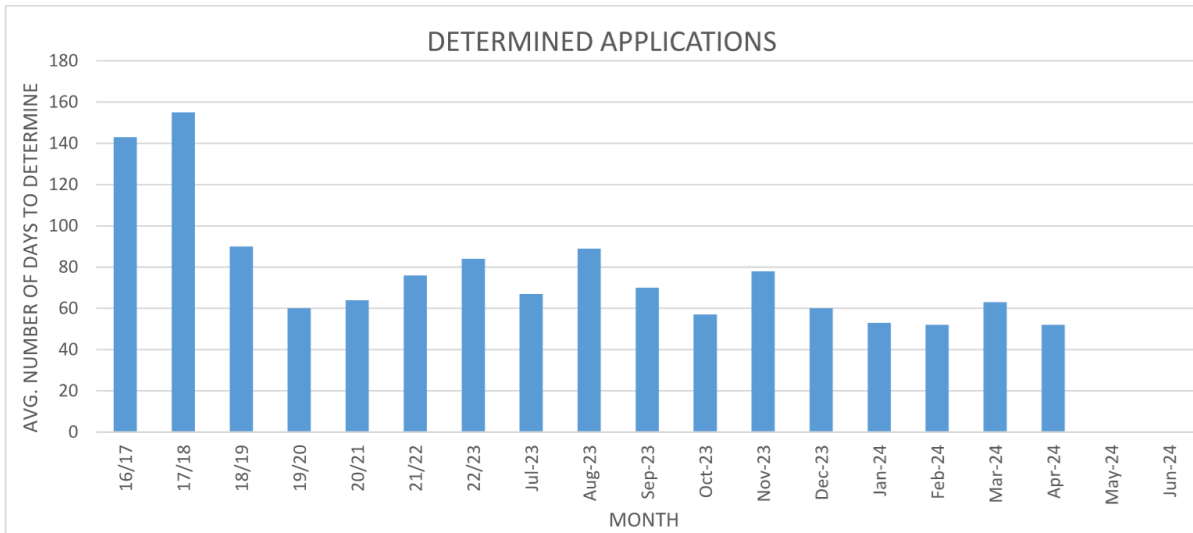
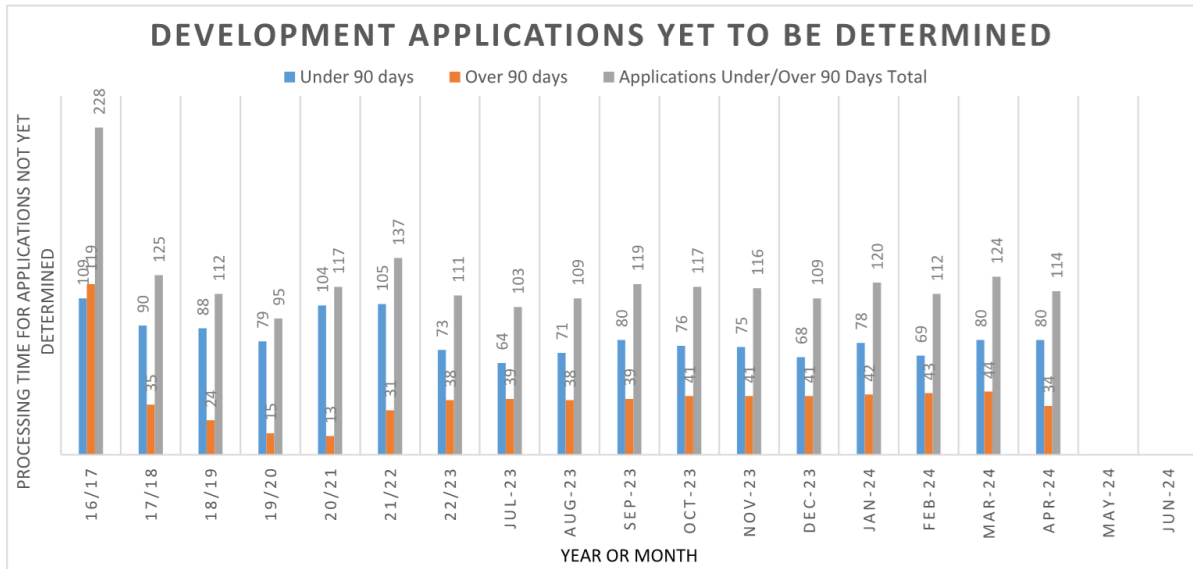


Table 1: Minimum, Average and Maximum Processing Timeframes for determined applications in each financial year since 2016/17 and each month since July 2022.

Processing Days	16/17	17/18	18/19	19/20	20/21	21/22	22/23	Jul-23	Aug-23	Sep-23	Oct-23	Nov-23	Dec-23	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24
Minimum	7	1	0	0	0	1	0	8	14	31	7	14	7	5	6	1	0		
Average	143	155	85	60	64	76	84	67	89	70	57	78	60	53	52	63	52		
Maximum	924	1008	787	499	268	298	280	301	362	89	89	159	89	89	165	88	139		

	20/21	21/22	22/23	Jul-23	Aug-23	Sep-23	Oct-23	Nov-23	Dec-23	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24
DA's Determined (excludes exempt from approval or cancelled)	403	385	281	37	18	15	28	18	31	15	29	22	40		
Value of Determined DA's (in millions)	217	143	417	12.1	66.42	3.43	10.3	237.3	9.85	6.2	7.8	4.48	18.3		



	Jul-23	Aug-23	Sep-23	Oct-23	Nov-23	Dec-23	Jan-24	Feb-24	Mar-24	Apr-24	May-24	Jun-24
DA's lodged	16	30	33	27	24	27	25	22	36	34		
DA's to be Determined	103	109	119	117	116	109	120	112	124	114		
Value of DA's to be Determined (in millions)	268.68	252.92	257.1	260.5	78.1	76.2	78.5	78.1	84.9	80.6		

REGISTER OF STATE ADMINISTRATIVE TRIBUNAL (SAT) APPEALS
AS AT 16 MAY 2024

NO.	ADDRESS & SAT REVIEW NO.	DATE RECEIVED	APPLICANT	REVIEW MATTER & COMMENTS
1.	Nos. 212-214 Lake Street, Perth (DR 223 of 2021)	19 October 2021	Hanoze Park Pty Ltd	<p>Application for review of notice issued in accordance with the <i>Health (Miscellaneous Provisions) Act 1911</i> to address odour nuisance at 7 Grams Chicken Café. Hanoze Park Pty Ltd believes the notice to be invalid.</p> <p>*****</p> <p>SAT Directions Hearings were held on 5 and 11 November 2021, and a further directions hearing held 1 March 2022. The presiding member heard submissions from the City and from the Applicant. On 20 April 2022, the Tribunal handed down their decision, affirming the decision of the City that a Notice can be given under S.184 of the <i>Health (Miscellaneous Provisions) Act 1911</i> (for a nuisance not specifically mentioned in Section 182 of that Act). The matter proceeded to confidential mediation on 5 July 2022. The session centred on a practical solution proposed by the business. The business agreed to present plans for this solution to the City to review by 2 August 2022 with a further mediation hearing scheduled for 9 August 2022. SAT agreed to further adjournment to 21 September 2022. Applicant required to submit mechanical drawings prior to the next SAT Hearing. Matter further adjourned to 17 November 2022 as the consultant contracted by Hanoze Park Pty Ltd passed away. Mechanical drawings have been submitted and it has been identified that a development application and building application would be required. Mediation listed for 17 November 2022 was vacated, and matter is listed for hearing on 3 March 2023. A development approval has been issued for external fixtures, and the City is awaiting submission of a building application for solution.</p> <p>The SAT mediation hearing that was schedule for 3 March 2023, was adjourned, with the matter relisted for a Directions Hearing on 14 April 2023. The City is advised the installation of the new exhaust system at the premises is imminent.</p> <p>The SAT hearing that as schedule for 14 April 2023, was adjourned, with the matter relisted for 12 May 2023. The City is advised the installation of the new exhaust system will be completed by 2 May 2023.</p> <p>The two parties will return to SAT on 23 June 2023. At this time, the matter will either be resolved to the satisfaction of both parties, adjourned to a later mediation or programmed for a Hearing by the SAT Member.</p> <p>29 June 2023. The SAT Directions hearing set for 23 June was adjourned and relisted for 21 July 2023. At this time, the matter will either be resolved to the satisfaction of both parties, or it will likely be programmed for a Hearing by the SAT Member.</p> <p>The matter was heard by the Senior Member at SAT on 21 July 2023. The matter was listed for a directions hearing on 29 September 2023. Within the timeframe specified by the Order, the City and the Applicant lodged their statements of issues, facts and contentions.</p> <p>As at 30 October 2023 – matter has been listed for a final hearing, commencing 18 March 2024. SAT hearing took place between 18 – 21 March 2024. Matter has been adjourned, for a decision. Decision not expected for 2 – 3 months.</p> <p><i>Representation by: McLeods</i></p>

REGISTER OF STATE ADMINISTRATIVE TRIBUNAL (SAT) APPEALS
AS AT 16 MAY 2024

NO.	ADDRESS & SAT REVIEW NO.	DATE RECEIVED	APPLICANT	REVIEW MATTER & COMMENTS
2.	Nos. 41-43 & 45 Angove Street, North Perth (DR 81 of 2023)	1 June 2023	Hidding Urban Planning/Lavan	<p>Application for review of a Development Assessment Panel decision to refuse an application for a Service Station on 3 May 2023. *****</p> <p>Directions hearing held on 16 June 2023. Mediation held on 4 July 2023, with Mayor Cole and interested community members in attendance to make a presentation. A second mediation was scheduled for 14 August 2023 and was vacated. Mediation was rescheduled to 10 October 2023 and was subsequently vacated. The matter was listed for a directions hearing on 10 November 2023 to schedule a new date for mediation. This was vacated. The matter has been listed for a directions hearing on 2 February 2024 with the applicant to provide additional information by 11 January 2024. The applicant has yet to provide any additional information and the matter is still proceeding to the directions hearing on 2 February 2024. The directions hearing has been vacated and the matter has been listed to a further mediation on 27 February 2024. This mediation was scheduled for 6 May 2024. Following this the matter has been listed for a further mediation to be held on 2 July 2024. <i>Representation by: DAP Executive Director</i></p>
3.	Nos. 334-336 Beaufort Street, Perth (DR 87 of 2023)	9 June 2023	Dark Knight Retail Pty Ltd t/as Evolution Bikes Australia	<p>Application for review of Council decision to refuse an application for Proposed Alterations and Additions to Shop (Roller Shutters) (Unauthorised Existing Development) on 16 May 2023. *****</p> <p>Directions hearing held on 23 June 2023. Mediation held on 13 July 2023 and 3 November 2023. Further Directions hearings held on 17 November 2023, 24 November 2023 and 11 December 2023 to program the matter for a final hearing. The SAT issued Orders on 11 December 2023 with the following key dates for final hearing:</p> <ul style="list-style-type: none"> • 12 January 2024 – Respondent Statement of Issues, Facts and Contentions due to SAT. • 2 February 2024 – Applicant Statement of Issues, Facts and Contentions due to SAT. • 23 February 2024 – Applicant and Respondent witness statement's due to SAT. • 8 March 2024 – Respondent without prejudice draft conditions due to SAT. • 15 March 2024 – Applicant response to without prejudice conditions due to SAT. • 3 April 2024 – SAT final hearing. <p>SAT provided an oral decision on 19 April 2024 that it approved the application subject to conditions. The City is awaiting receipt of the orders and transcript confirming the decision. <i>Representation by: Altus Planning</i></p>

REGISTER OF STATE ADMINISTRATIVE TRIBUNAL (SAT) APPEALS
AS AT 16 MAY 2024

NO.	ADDRESS & SAT REVIEW NO.	DATE RECEIVED	APPLICANT	REVIEW MATTER & COMMENTS
4.	Nos. 37-43 Stuart Street, Perth (DR184 of 2023)	20 December 2023	Planning Solutions/Lavan	<p>Application for review of conditions of a Joint Development Assessment Panel decision to approve an application for an Unlisted Use (Community Purpose) and Alterations and Additions on 10 November 2023.</p> <p>*****</p> <p>Directions hearing vacated and mediation scheduled for 14 February 2024. Mediation held on 14 February 2024. Matter listed for a further mediation on 19 April 2024 with the applicant having provided further information for consideration on 27 March 2024. Following this mediation the SAT issued orders inviting the DAP to reconsider the application pursuant to s.31(1) of the <i>State Administrative Tribunal Act 2004</i>. The key dates associated with this are:</p> <ul style="list-style-type: none"> • The applicant is to provide additional information by 6 May 2024. • The DAP is to reconsider the application on or before 12 July 2024 (note this timeframe accounts for the meeting itself as well as the publishing of the minutes). • A further directions hearing has been scheduled for 19 July 2024. <p><i>Representation by: DAP Executive Director</i></p>
5.	Nos. 412-414 Fitzgerald Street, North Perth (DR24 of 2024)	15 February 2024	Lavan	<p>Application for review of a deemed refusal for an application to amend an approval for signage.</p> <p>*****</p> <p>Directions hearing scheduled for 1 March 2024 vacated. Mediation held on 25 March 2024. Matter listed for a further Mediation on 18 April 2024 with the applicant to provide further information by 12 April 2024. Additional Information was received on 12 April 2024 addressing the issues raised during the mediation held on 25 March 2024. On 18 April 2024, the SAT issued orders inviting the City to reconsider the application pursuant to s31(1) of the <i>State Administrative Tribunal Act 2004</i>, on or before 26 April 2024. The applicant also formally submitted amended plans on 18 April 2024 for reconsideration. Pursuant to s31(1), the application was reconsidered and approved under delegation, subject to conditions. The matter was withdrawn by the applicant on 2 May 2024 and the SAT made orders on 2 May 2024 confirming the matter has been withdrawn.</p> <p><i>Representation by: Administration</i></p>

**METRO INNER JOINT DEVELOPMENT ASSESSMENT PANEL (DAP)
REGISTER OF APPLICATIONS RELATING TO THE CITY OF VINCENT
AS AT 16 MAY 2024**

No.	ADDRESS	APPLICANT	PROPOSAL	DATE APPLICATION RECEIVED	DAP MEETING DATE	DAP DECISION
1.	No. 168 Scarborough Beach Road, Mount Hawthorn	Rowe Group	Form 1 – Mixed Use Development	22 August 2023	14 May 2024	The DAP meeting was held on 14 May 2024. The DAP resolved to unanimously approve the application in accordance with the City's recommendation. The meeting minutes will be available for viewing within 7 days of the meeting here .
2.	No. 299 Charles Street, North Perth	Space Collective	Form 1 – Mixed Use Development	29 November 2023	Not yet scheduled	The application is currently under assessment. Responsible Authority Report is currently due on 7 June 2024.
3.	No. 195 Beaufort Street, Perth	Lateral Planning	Form 1 – Mixed Use Development	5 January 2024	Not yet scheduled	The application is currently under assessment. Responsible Authority Report is currently due on 20 May 2024.
4.	No. 538 Fitzgerald Street, North Perth	Planning Solutions	Form 2 – Amendment to Mixed Use Development	29 January 2024	22 May 2024	The Responsible Authority Report was submitted to the DAP on 8 May 2024. The application is scheduled to be considered by the JDAP on 22 May 2024. The City has recommended that the application be approved, and the agenda can be viewed here .
5.	No. 2 Venn Street, North Perth	Stadt Pty Ltd	Form 1 – Six Multiple Dwellings	10 May 2024	Not yet scheduled	The application is currently under assessment. Responsible Authority Report is currently due on 23 July 2024.

DAP Process Improvements:

The City's Administration has changed the process for DAP matters. This will include early confirmation of the availability of Elected Members that are DAP Members to attend DAP meetings. This will also include the circulation of the Responsible Authority Report to all Elected Members on contentious DAP items.

CITY OF VINCENT DESIGN REVIEW PANEL
REGISTER OF APPLICATIONS CONSIDERED BY DESIGN REVIEW PANEL
AS AT 2 MAY 2024

ADDRESS	APPLICANT	PROPOSAL	DRP MEETING DATE	REASON FOR REFERRAL
Nil.				

Nil items referred to the Design Review Panel in April 2024.



INFORMATION BULLETIN

SUBJECT:	Unrecoverable Parking Infringements Write-off for 3rd Quarter 2023/2024
DATE:	14 May 2024
AUTHOR:	Chris Dixon, Senior Projects & Strategy Officer, Ranger Services
AUTHORISER:	Peter Varris, Executive Director Infrastructure & Environment

PURPOSE:

To advise Council of the write-off of Parking Infringement Notices that the Fines Enforcement Registry have advised are unrecoverable for the third quarter of the 2023/2024 financial year.

BACKGROUND:

At the Ordinary Council Meeting of 12 March 2024, a report was presented on the total write-offs of parking infringements advised by the Fines Enforcement Registry for the second quarter of the 2023/2024 financial year. That report also noted that future reports would be provided on a quarterly basis.

For the third quarter of the 2023/2024 financial year, there were a total of 166 Parking Infringement Notices, valued at \$28,302.80 withdrawn as advised by the Fines Enforcement Registry that these infringements are unrecoverable, and they will no longer be pursuing payment.

While these infringements have been deemed unrecoverable and subsequently withdrawn by the Fines Enforcement Registry, it should be noted that a total infringement value of \$94,472.96 has been recovered and paid through the Fines Enforcement Registry for the period 1 January 2024 to 31 March 2024.

The unrecoverable infringements have been written off under delegated authority.

COMMENTS:

Future reports will be provided on a quarterly basis.

Please find below listing of written off infringements for the period 1 January 2024 to 31 March 2024.



INFORMATION BULLETIN

<i>Infringement No</i>	<i>FER Comment</i>	<i>Infringement Write-Off</i>
19319999	Case reg over 8 years ago	382.35
19317655	Case reg over 8 years ago	177.35
19312507	Case reg over 8 years ago	217.35
19316668	Case reg over 8 years ago	142.35
19322847	Case reg over 8 years ago	217.35
19314431	Case reg over 8 years ago	352.35
19302637	Case reg over 8 years ago	177.35
19489057	Case reg over 4 years ago	180.55
19318842	Case reg over 8 years ago	177.35
19314471	Case reg over 8 years ago	177.35
19319633	Case reg over 8 years ago	152.35
19466685	Case reg over 4 years ago	180.55
19300579	Case reg over 8 years ago	142.35
19320853	Case reg over 8 years ago	152.35
19322841	Case reg over 8 years ago	152.35
19305159	Case reg over 4 years ago	149.9
19438815	Case reg over 4 years ago	220.55
19318912	Case reg over 8 years ago	142.35
19426888	Case reg over 4 years ago	180.55
19312528	Case reg over 8 years ago	142.35
19315759	Case reg over 8 years ago	152.35
19321843	Case reg over 8 years ago	142.35
19315614	Case reg over 8 years ago	152.35
19452385	Case reg over 4 years ago	245.55
19470319	Case reg over 4 years ago	170.55
19316942	Case reg over 8 years ago	152.35
19319139	Case reg over 8 years ago	152.35



INFORMATION BULLETIN

19323288	Case reg over 8 years ago	142.35
19322964	Case reg over 8 years ago	142.35
19316867	Case reg over 8 years ago	217.35
19321536	Case reg over 8 years ago	152.35
19318925	Case reg over 8 years ago	142.35
19323551	Case reg over 8 years ago	152.35
19322152	Case reg over 8 years ago	142.35
19417958	Case reg over 4 years ago	205.55
19319634	Case reg over 8 years ago	152.35
19302652	Case reg over 8 years ago	152.35
19323661	Case reg over 8 years ago	152.35
19316836	Case reg over 8 years ago	177.35
19322209	Case reg over 8 years ago	152.35
19314496	Case reg over 8 years ago	142.35
19315845	Case reg over 8 years ago	142.35
19315190	Case reg over 8 years ago	177.35
19297317	Case reg over 8 years ago	152.35
19323485	Case reg over 8 years ago	142.35
19309246	Case reg over 8 years ago	177.35
19451785	Case reg over 4 years ago	180.55
19302703	Case reg over 8 years ago	142.35
19315164	Case reg over 8 years ago	217.35
19316701	Case reg over 8 years ago	152.35
19321528	Case reg over 8 years ago	152.35
19323524	Case reg over 8 years ago	142.35
19321825	Case reg over 8 years ago	192.35
19302701	Case reg over 8 years ago	142.35
19600123	Case reg over 4 years ago	180.55



INFORMATION BULLETIN

19323511	Case reg over 8 years ago	152.35
19315964	Case reg over 8 years ago	352.35
19323518	Case reg over 8 years ago	152.35
19316778	Case reg over 8 years ago	152.35
19295727	Case reg over 8 years ago	152.35
19317900	Case reg over 8 years ago	142.35
19315739	Case reg over 8 years ago	352.35
19322256	Case reg over 8 years ago	152.35
19321930	Case reg over 8 years ago	142.35
19284257	Case reg over 8 years ago	132.55
19283199	Case reg over 8 years ago	132.55
19309843	Case reg over 8 years ago	139.1
19306697	Case reg over 8 years ago	8.3
19306844	Case reg over 8 years ago	149.1
19311639	Case reg over 8 years ago	139.1
19313063	Case reg over 8 years ago	149.1
19314819	Case reg over 8 years ago	149.1
19308884	Case reg over 8 years ago	214.1
19301951	Case reg over 8 years ago	143.7
19277776	Case reg over 8 years ago	40.35
19313181	Case reg over 8 years ago	150.6
19307690	Case reg over 8 years ago	152.35
19311500	Case reg over 8 years ago	150.6
19314178	Case reg over 8 years ago	150.6
19318510	Case reg over 8 years ago	152.35
19314348	Case reg over 8 years ago	150.6
19315437	Case reg over 8 years ago	150.6
19312305	Case reg over 8 years ago	215.6



INFORMATION BULLETIN

19318226	Case reg over 8 years ago	152.35
19313271	Case reg over 8 years ago	217.35
19314710	Case reg over 8 years ago	177.35
19312318	Case reg over 8 years ago	380.6
19316604	Case reg over 4 years ago	142.35
19316337	Case reg over 8 years ago	217.35
19322413	Case reg over 8 years ago	217.35
19318596	Case reg over 8 years ago	177.35
19322483	Case reg over 8 years ago	152.35
19312433	Case reg over 8 years ago	177.35
19302579	Case reg over 8 years ago	152.35
19319045	Case reg over 8 years ago	142.35
19305373	Case reg over 8 years ago	177.35
19319836	Case reg over 8 years ago	177.35
19309534	Case reg over 8 years ago	150.6
19309614	Case reg over 8 years ago	142.35
19319896	Case reg over 8 years ago	142.35
19311443	Case reg over 8 years ago	150.6
19298953	Case reg over 8 years ago	133.7
19302012	Case reg over 8 years ago	143.7
19305401	Case reg over 8 years ago	168.7
19290739	Case reg over 8 years ago	168.7
19278292	Case reg over 4 years ago	128
19278307	Case reg over 4 years ago	128
19282011	Case reg over 4 years ago	203
19272575	Case reg over 4 years ago	203
19269741	Case reg over 4 years ago	193
19275893	Case reg over 8 years ago	138



INFORMATION BULLETIN

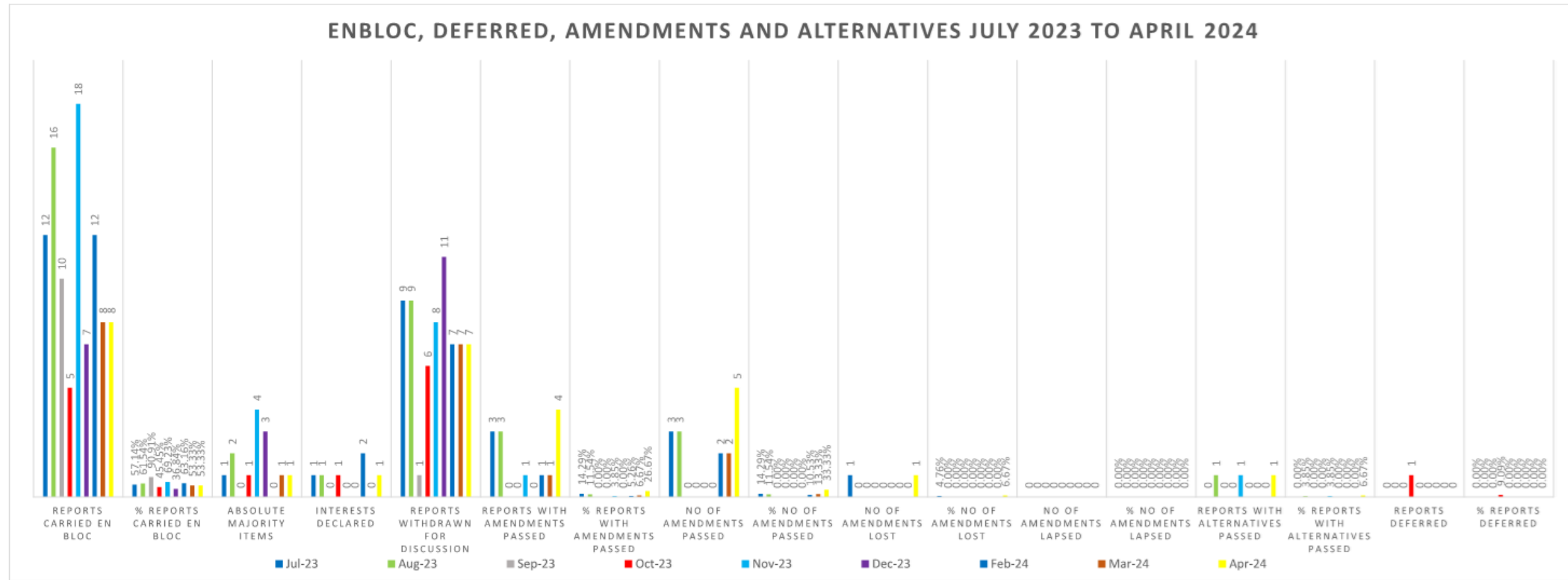
19213852	Case reg over 8 years ago	193
19220655	Case reg over 8 years ago	118
19252976	Case reg over 8 years ago	193
19242348	Case reg over 8 years ago	128
19241655	Case reg over 8 years ago	0
19265080	Case reg over 4 years ago	118
19265591	Case reg over 8 years ago	128
19279687	Case reg over 8 years ago	128
19267596	Case reg over 4 years ago	128
19322129	Case reg over 8 years ago	142.35
19324211	Case reg over 8 years ago	217.35
19315916	Case reg over 8 years ago	217.35
19311803	Case reg over 8 years ago	177.35
19323885	Case reg over 8 years ago	217.35
19489070	Case reg over 4 years ago	180.55
19323800	Case reg over 8 years ago	142.35
19319613	Case reg over 8 years ago	152.35
19311388	Case reg over 8 years ago	142.35
19318954	Case reg over 8 years ago	177.35
19322397	Case reg over 8 years ago	152.35
19328265	Case reg over 8 years ago	217.35
19319900	Case reg over 8 years ago	152.35
19318829	Case reg over 8 years ago	152.35
19317648	Case reg over 8 years ago	177.35
19320933	Case reg over 8 years ago	152.35
19316210	Case reg over 8 years ago	352.35
19325612	Case reg over 8 years ago	142.35
19310660	Case reg over 8 years ago	142.35

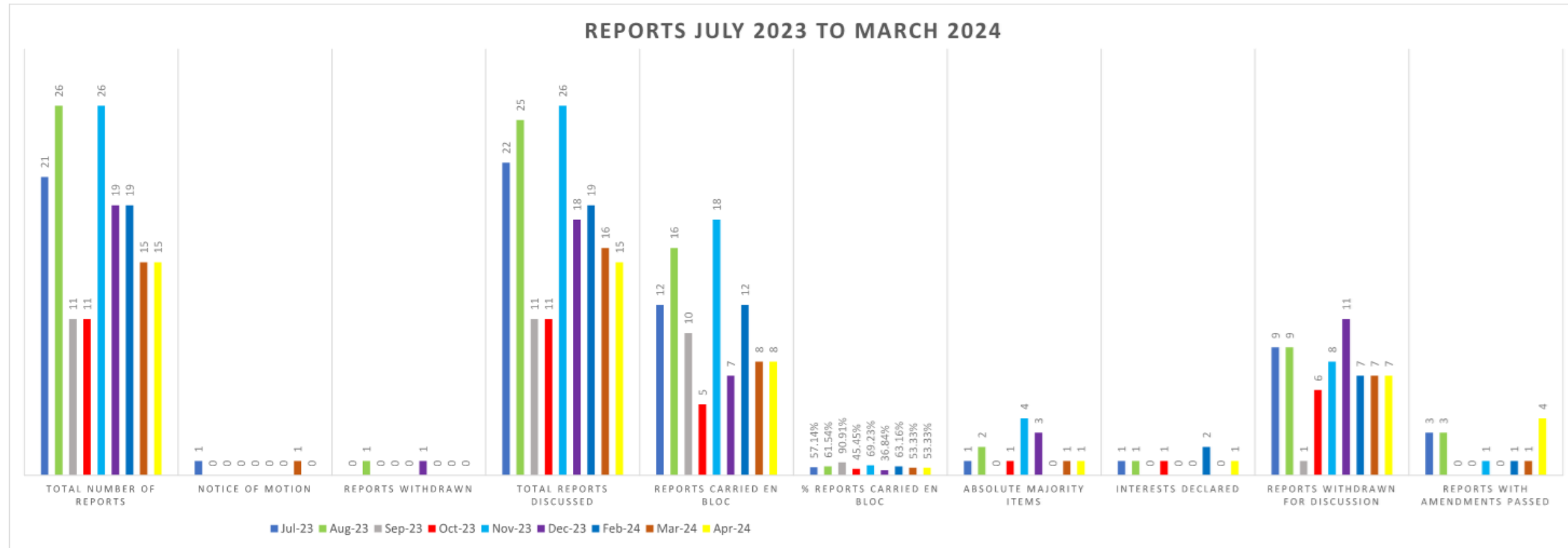


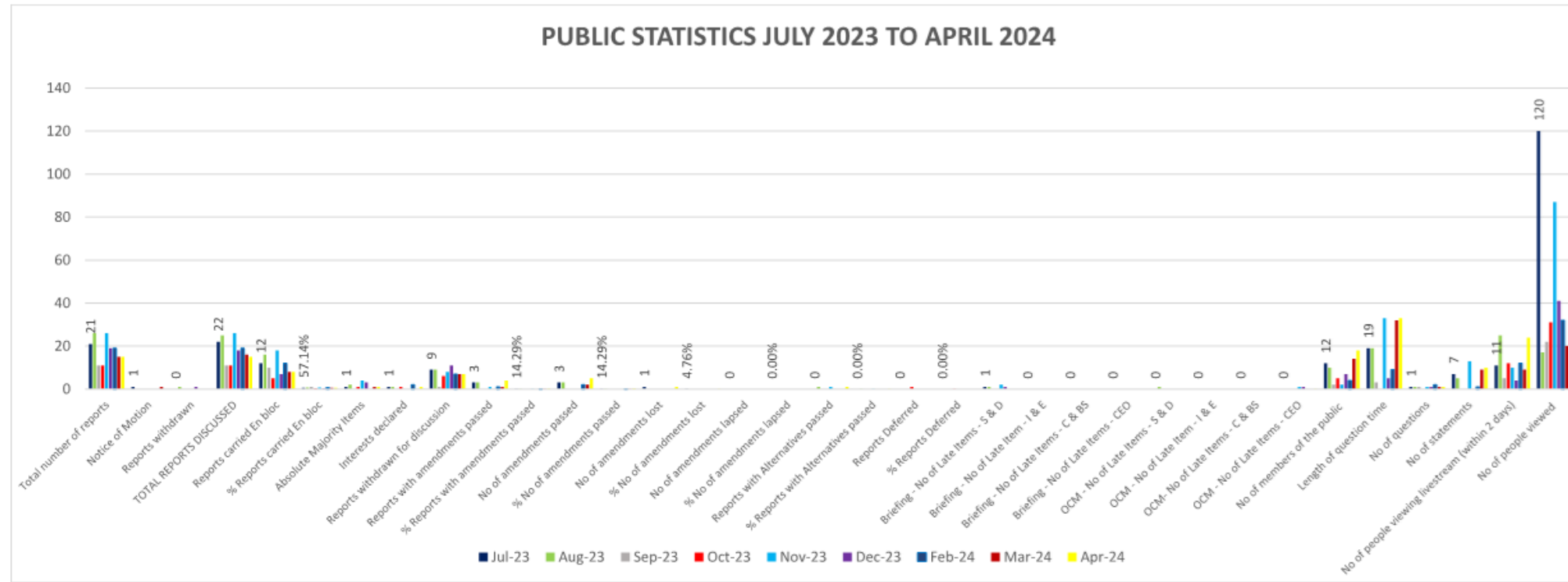
INFORMATION BULLETIN

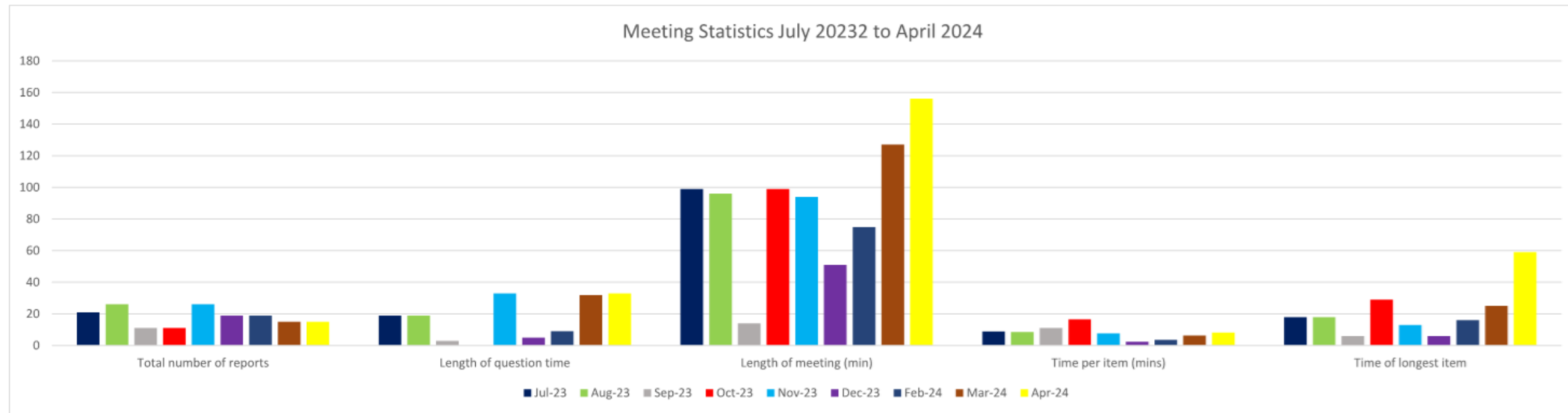
19321589	Case reg over 8 years ago	152.35
19316802	Case reg over 8 years ago	152.35
19322878	Case reg over 8 years ago	142.35
19312438	Case reg over 8 years ago	217.35
19322553	Case reg over 8 years ago	352.35
19380908	Offender deceased	188.25
19314449	Insufficient details to enf	152.35
19381379	Offender deceased	188.25
19463343	Offender deceased	195.35
19336498	Insufficient details to enf	149.9
19562365	Company no longer registered	197.8
19324282	Insufficient details to enf	152.35
19328180	Insufficient details to enf	161.7
19377072	Insufficient details to enf	163.25
19421893	Insufficient details to enf	170.35
19399100	Insufficient details to enf	178.55
19365536	Insufficient details to enf	163.25
19328889	Insufficient details to enf	217.35
20094205	Insufficient details to enf	197.8
19485876	Offender deceased	180.55
19435801	Offender deceased	193.95
19374873	Insufficient details to enf	163.25
19377140	Offender deceased	188.25
19336924	Insufficient details to enf	159.9
19382043	Offender deceased	188.25
19324122	Insufficient details to enf	184.9
19337295	Insufficient details to enf	226.7

Council Meeting Statistics – April 2024











INFORMATION BULLETIN

TITLE:	Register of Petitions – Progress Report – May 2024
DIRECTORATE:	Chief Executive Officer

DETAILS:

Petitions received by the City of Vincent are read out at the Council Meeting and are referred to the appropriate Director for investigation and report. This normally takes 6-8 weeks and the purpose of this report is to keep the Council informed on the progress of the petitions which have been reported to the Council.

A status report is submitted to Council as an Information Bulletin item on a monthly basis.

The following petitions still require action or are in the process of being actioned.

Key Index:
CEO: Office of the CEO
EDC&BS: Executive Director Community & Business Services
EDI&E: Executive Director Infrastructure & Environment
EDS&D: Executive Director Strategy & Development

No outstanding Petitions as at 1 May 2024



INFORMATION BULLETIN

TITLE:	Register of Notices of Motion – Progress Report – May 2024
DIRECTORATE:	Chief Executive Officer

DETAILS:

A status report is submitted to Council as an Information Bulletin item on a monthly basis.

The following Notices of Motion still require action or are in the process of being actioned.

Key Index:	
CEO:	Office of the CEO
EDCBS:	Executive Director Community & Business Services
EDIE:	Executive Director Infrastructure & Environment
EDSD:	Executive Director Strategy & Development

Details	Action Officer	Comment
Protection and promotion of trees on private land	EDSD	Administration to present options to explore possible planning controls at Council Workshop in May 2024.

Item Number	Meeting Type	Council Meeting	Agenda Report Item	Resolution Action Item	Council Decision	Director	Comments	Time frame for Completion
12.4	OCM	19/03/2024	Responses to Motions Carried at the Annual General Meeting of Electors held on 1 February 2024	Motion 4.2 – Dust at Menzies Park - That Council REQUESTS Administration identifies a temporary solution to stabilise and mitigate dust on this section of verge and brings a report back to Council with a recommendation for a permanent solution by no later than March 2025.	Carried with amendment	EDIE	Investigations for alternate treatment progressing.	March 2025
10.1	OCM	19/03/2024	Beaufort Street Precinct Area Road Safety Treatments	That the motion be deferred for the following reasons: 1. To allow further public consultation on the direction of the one way street; 2. To allow further consideration of a trial, particularly the cost of implementation and removal; 3. To allow for the provision of more information on how this treatment might limit the options the City can undertake in Beaufort Street and the rest of the precinct as per the Road Safety Implementation Plan; A report being prepared and to be returned to the 21 May 2024 Council Meeting.	Carried Deferral 9/0	EDIE	To Council May 2024	May 2024
12.2	OCM	13/02/2024	Advertising of New Policy - Property Investment and Disposal Policy	That Council APPROVES the proposed Property Investment and Disposal Policy, at Attachment 1, for the purpose of community consultation.	carried en bloc	EDSD	Consultation closes 10 April 2024	to be presented to the May OMC
9.6	OCM	13/02/2024	Advertising of New Policy - Healthy Food and Drink Policy	That Council APPROVES the proposed 'Healthy Food and Drink Policy', at Attachment 1, for the purpose of community consultation.	carried 8-0	EDSD	Advertising to commence 28 February 2024. Advertising closed -21 March 2024.	Council report being prepared for June.
10.2	OCM	12/12/2023	Response to Petition - Ellesmere Street, North Perth Parking	RECEIVES a further report at the conclusion of the collection of traffic data and public consultation.	Carried 7/0	EDIE	LM - 20.01.2023 Traffic Data to be obtained in February 2024.	November 2024
10.1	OCM	12/12/2023	Response To Petition - Corner Scarborough Beach Road and Killarney Street - Maintenance and Infrastructure	REQUESTS administration to complete a review of the location of Scarborough Beach Road and Killarney Street for improved and additional signage and if warranted, provide a concept design on road infrastructure improvements to address road safety concerns which will be included in the wider precinct wide traffic modelling for the Mount Hawthorn area.	Carried 7/0	EDIE	LM - 20.01.2024 Traffic data and concept design to be issued for community consultation with residents and school in March 2024.	November 2024
10.1	OCM	21/11/2023	Advertising of amended policy - Street Trees	That Council APPROVES the proposed amendments to the Street Tree Policy, at Attachment 1, for the purpose of community consultation.	Carried en bloc	EDIE	To Council May 2024	May 2024
10.4	OCM	22/08/2023	Tender - Scooter Shared Scheme Trial	REQUESTS the CEO to provide a report to Council within nine months of practical operation of the trial assessing its impacts and whether an extension of the permit will be issued.	Carried with amendment 7/1	EDIE	LM 20.01.2024 - Beuron and BEAM engaged for the 12-month trial. Report to be issued to council on the trial in August 2024. Launch of EES achieved 12 November 2023. One provider (Bird) has withdrawn from trial. Initial report of first week of operations to Council Workshop November 2023.	August 2024
10.3	OCM	14/03/2023	Waste Strategy Project – Verge Valet Vincent Trial Update	APPROVES the extension of the current Verge Valet trial and contract for 12 months (July 2023 June 2024)	Carried En bloc	EDIE	Extend trial 12 months (July 2023- June 2024).	Further report (inclusive of community consultation feedback) to Council on progress of trial in July 2024.
12.4-4.2(1)	AGM	14/03/2023	Development Green Space	That Council REQUEST the CEO to present a review of the landscaping requirements in the City's Built Form Policy to Council by December 2023.	Carried En bloc	EDSD	Administration completed a review of the City's Built Form Policy against the State's Medium Density Code. Commencement of this Code has now been deferred by the State Government to enable them to make changes to their approach to medium density development.	Administration will present this review and the impact to the Built Form Policy to Council once the approach to the approach to medium density development is determined by the State Government.
Motion 4.5	AGM	14/03/2023	Pedestrian Safety (Newcastle / Fitzgerald)	“4.5.1 That the City of Vincent addresses the safety issues for pedestrians at the corner of Fitzgerald Street and Newcastle Street in this financial year 2022/23.” “4.5.2 That the City of Vincent places a bollard or visual deterrent to offer a pedestrian refuge and protection of the Heritage listed building on the corner Newcastle Street and Fitzgerald Street. (similar to what exists on the City of Perth side of the fore mentioned intersection).”	Carried 8/0	EDIE	Improvements / modifications to the intersection of Newcastle and Fitzgerald Streets requires the collaboration of several stakeholders and is expected to take over eighteen months to achieve. The interim solution has the support of the proposer of the motion.	Anticipated be undertaken during the 2023 - 2024 financial year (funded through the above modelling project); and 2023 - 2024 Annual Budget preparations.
10.1	OCM	13/12/2022	Stormwater Drainage	That Council SUPPORTS the City's approach to develop a stormwater drainage strategy over the next three (3) financial years predicated on the following:	Unanimous 9/0		Commencing within the Mount Hawthorn precinct; Hydraulic modelling to be undertaken in 2023 – 2024 financial year (estimated cost of \$80,000 - \$160,000). Initial works undertaken to address flooding in William Street. Designs finalised for works in Lynton Street.	
9.4	OCM	08/03/2022	Sale of No. 26 Brentham Street, Leederville	APPROVES the disposal of the City's Lot 37 (No. 26) Brentham Street, Leederville, pursuant to section 3.58 of the Local Government Act 1995, via public tender, subject to amendment to Local Planning Scheme No. 2 (LPS2) to reclassify a portion of Lot 37 (No. 26) Brentham Street, Leederville from Public Open Space reserve to R60:	Carried with Amendments from Mayor Cole and Cr Loden – 9/0	EDSD	Scheme Amendment approved. Liaising with potential purchaser. Confirmation with adjoining landowner, interested in making offer for purchase.	June 2024
9.7	OCM	14/09/2021	Outcomes of Advertising; Draft Precinct Structure Plan and Draft Place Plan – Leederville; and Preparation of Amendment 7 to Local Planning Scheme No. 2	RECOMMENDS that the Western Australian Planning Commission approve the modifications listed at Attachment 4 and the revised Leederville Precinct Structure Plan included as Attachment 5; subject to modifying the Public Open Space at Oxford Street Reserve to reflect Attachment 7, with the remainder of 62 Frame Court, Leederville zoned Mixed Use R-AC0;	Carried with Amendment	EDSD	LPS2 referred to WAPC for comment and endorsement. Previous comments: Final comments not expected until mid late 2022 early mid late 2023. Statutory Planning Committee anticipated to consider before the end of 2023. DPLH advised in February that Amendment 7 currently with Minister for approval, and LPS2 to be presented to SPC mid-2024.	Mid 2024

COUNCIL WORKSHOPS

One workshop has been held since 10 April 2024, it was on 7 May 2024. The topics on the agenda were:

- City of Vincent Submission on Proposed Improvement Plans for No. 120 Claisebrook Road and No. 71 Edward Street, Perth
- Annual Review of Council Delegations
- Discussion on Planning Controls for the Protection and Improvement of Tree Canopy on Private Land
- Street Tree Policy
- Update on Planning Reform
- Hyde Park Reference Group & PSHB



CITY OF VINCENT

NOTES

Council Briefing

16 April 2024

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**NOTES OF CITY OF VINCENT
COUNCIL BRIEFING
HELD AS E-MEETING AND AT THE ADMINISTRATION AND CIVIC CENTRE,
244 VINCENT STREET, LEEDERVILLE
ON TUESDAY, 16 APRIL 2024 AT 6.00PM**

PRESENT:	<p>Mayor Alison Xamon Cr Alex Castle Cr Ron Alexander Cr Suzanne Worner Cr Nicole Woolf Cr Ashley Wallace Cr Sophie Greer Cr Ashlee La Fontaine</p>	<p>Presiding Member North Ward North Ward North Ward North Ward South Ward South Ward (electronically) South Ward</p>
IN ATTENDANCE:	<p>David MacLennan Peter Varris Rhys Taylor Jay Naidoo</p> <p>Luke McGuirk Mitchell Hoad</p> <p>Ruth Markham</p> <p>Karsen Reynolds Dale Morrissy</p> <p>Chris Dixon</p> <p>Paul Morrice</p> <p>Joslin Colli</p> <p>Wendy Barnard</p>	<p>Chief Executive Officer A/Chief Executive Officer Chief Financial Officer A/Executive Director Strategy & Development Manager Engineering A/Manager Strategic Planning & Specialist Planner A/ Manager City Buildings and Asset Management A/Manager Development & Design Manager Community Facilities (left at 6.42pm after Item 6.1) Senior Projects and Strategy Officer (left at 6.48pm during Item 5.1) Manager Ranger Services (left at 7.19pm after Item 5.1) Executive Manager Corporate Strategy & Governance Council Liaison Officer</p>
Public:	Approximately 12 members of the public.	

1 DECLARATION OF OPENING / ACKNOWLEDGEMENT OF COUNTRY

The Presiding Member, Alison Xamon, declared the meeting open at 6.00pm and read the following Acknowledgement of Country statement:

"The City of Vincent would like to acknowledge the Traditional Owners of the land, the Whadjuk people of the Noongar nation and pay our respects to Elders past and present."

Also acknowledging that as a Council we can play our role towards achieving reconciliation with First Nations people.

2 APOLOGIES / MEMBERS ON APPROVED LEAVE OF ABSENCE

Cr Jonathan Hallett is an apology for the meeting.

3 PUBLIC QUESTION TIME AND RECEIVING OF PUBLIC STATEMENTS

The following is a summary of questions and submissions received and responses provided at the meeting. This is not a verbatim record of comments made at the meeting.

COUNCIL BRIEFING NOTES**16 APRIL 2024****3.1 Matt Dowell of Perth – Item 6.4**

Spoke in regards to the recommendation
Full transcript of his comments can be found [here](#)

The Presiding Member, Alison Xamon, thanked Mr Dowell for his comments.

3.2 Paul Russell of Joondanna – Item 6.1

- Stated that he is the Treasurer of North Perth Bowling Club
- Spoke in regards to the recommendation
- Full transcript of his comments can be found [here](#).

The Presiding Member, Alison Xamon, thanked Mr Russell for his comments.

3.3 Scott McGill of Perth – Item 5.2 <https://studio.youtube.com/video/NGNyJWERBPI/&t=2m01s>

Stated that he is from the Department of Planning, Lands and Heritage
Full transcript of his comments can be found [here](#).

Submitted comments in writing (below) and spoke to them:

The Department of Planning, Lands and Heritage (DPLH) is administering the Housing Diversity Pipeline (HDP) program, a key initiative supporting the delivery of the State Government's \$2.6 billion investment in social housing. The HDP seeks to maximise the use of underutilised surplus government land by partnering with industry to deliver mixed housing developments with a minimum 20% social housing component.

The East Parade development site was released to market through an Expressions of Interest (EOI) in early 2023 and subsequently progressed through a competitive closed tender process seeking development proposals, which concluded in late 2023. A number of submissions were received which were rigorously evaluated giving consideration to aspects such as public benefit, number of social and affordable dwellings, organisational capability and track record, and capacity to deliver on commitments. It is anticipated the Government will announce appointment of a preferred proponent in the coming months to deliver a housing development involving a significant social housing component.

Following appointment, DPLH will work with the proponent and other agencies to negotiate a development agreement and finalise detailed designs. It is expected a development application will be lodged in the latter half of 2024 in preparation for construction to commence by mid-2025.

The Site

The East Parade development site currently comprises 34 lots owned by the Western Australian Planning Commission (WAPC) located on Guildford Road and East Parade between Gardiner Street and Stanley Street, Mount Lawley.

Work has been continuing to de-constrain and prepare the site for development which includes extensive land assembly, contamination remediation, demolition of existing buildings on Stanley Street, and subdivisional works to service and create the development lots.

This work has been progressing concurrently with the procurement process to reduce timeframes and expedite the delivery of new housing.

A plan of subdivision is expected to be lodged with the WAPC within the next month to excise a portion of land to be set aside as road reserve and amalgamate the remaining portions of lots into four large development lots. The draft deposited plan is provided as an attachment to the officer's report.

Road Widening

The site is affected by an existing Primary Regional Road Reservation (PRR) along the Guildford Road and East Parade street boundaries.

The subject land was progressively acquired by the WAPC in the 1990's to allow for road widening and intersection upgrade works which were initially completed circa 2001.

COUNCIL BRIEFING NOTES**16 APRIL 2024**

Main Roads WA (MRWA) has continued planning for additional future widening and intersection upgrades on Guildford Road and East Parade to cater for growing traffic demand and to meet future transport network needs. WAPC has retained ownership of the land during this time to ensure the land is available when required.

MRWA have released an authorised land dealings plan which shows additional land take required for road widening over and above the existing PRR reserve. A copy of the authorised plan is provided as an attachment to the officer's report.

Through the HDP program it was agreed between DPLH, WAPC and MRWA that the required road widening would be excised and set aside for the future upgrades as part of the wider land assembly process.

Additional road widening requirements would typically be introduced through an amendment to the Metropolitan Region Scheme (MRS) to protect the required land through a reservation. An amendment to the MRS to reserve the land has not been initiated in this instance as there is no immediate need to protect the land through a reservation as WAPC owns the land and use of the land for road widening has been coordinated directly between MRWA and WAPC.

In these scenarios, MRWA typically undertakes an MRS amendment following construction as part of a periodic omnibus amendment package.

Should Council resolve to support this application, to

offer a higher level of certainty to the City in respect to the road widening, DPLH has offered to initiate an MRS amendment as a priority to rationalise the road reservation in line with the authorised land dealings plan.

No.40 Guildford Road

The additional land take requirements affect Lots 245 and 403 (No.40) Guildford Road and conflict with the existing building creating a notable encroachment into the future road reserve which would require substantial demolition or modification of the building to rectify.

DPLH is seeking approval to remove the dwelling from the City's Local Heritage Inventory to allow for demolition of the building to occur as necessary to facilitate the road upgrade outcome in line with the ultimate purpose for which the land was originally acquired, and to allow for the required subdivision of the development site to progress in an orderly manner.

Need for Widening - Traffic Modelling

The land take requirements are based on detailed traffic modelling completed by MRWA comparing traffic impacts under current conditions against the proposed upgrades out to 2036. A copy of the modelling is provided as an attachment to the officer's report.

Performance is measured by the degree of saturation (DOS) and level of service (LOS). A DOS of 90% or lower and a LOS of 'D' or lower is targeted for signalised intersections. LOS ranges from 'A' at best, to 'F' at worst.

The Guildford Road east intersection currently exhibits poor performance across the day with the worst during the morning peak with a maximum DOS of 120% and a minimum LOS of 'F' with vehicle queuing lengths well exceeding 500m particularly in the existing left turn lane significantly impacting the flow of through traffic.

Modelling shows that proposed upgrades deliver an improvement in 2036 however even with the additional capacity provided by significant upgrades, the intersection still experiences low performance during the morning due to increasing traffic volumes. The data shows a maximum DOS of 110% and a minimum LOS of 'F' with total vehicle queuing lengths in the left turn lane down to 185m with vehicle queuing for through lanes up to 500m.

This clearly demonstrates the necessity of the addition and extension of turning lanes on Guildford Road to ensure a greater volume of turning vehicles can be managed without creating additional impacts on through traffic, exacerbating congestion at the intersection and further limiting performance.

MRWA have emphasised that any reduction in the length of the turning lanes would have a significant detrimental impact on the level of service and congestion at the Guildford Road intersection and would have a compounding worsening effect on the delay and queuing length of through traffic along Guildford Road.

COUNCIL BRIEFING NOTES**16 APRIL 2024****Outcomes**

Providing certainty in respect to demolition of the building at No.40 Guildford Road will allow for an orderly subdivision process and maximise the alternative development opportunity on the surrounding land to deliver a more effective, consistent, and beneficial overall outcome. Having certainty will also provide greater scope to positively respond to other design factors such as tree retention.

With the additional road widening land secured and set aside MRWA can with certainty continue to progress project planning and detailed design development for the delivery of the upgrades in close consultation with the City of Vincent. These upgrades are essential to ensuring the intersection can operate more effectively now and does not worsen or fail under growing future demand.

Subsequent redevelopment of the site including No.40 Guildford Road will deliver significant community benefit through provision of community housing with a substantial uplift in the number of dwellings on the site, easing local housing pressure and providing access to secure housing for vulnerable members of the community.

The State Government is focused on delivering projects which address current housing pressures while balancing local community needs and expectations. It is considered that this proposal balances broader community interests, infrastructure and planning needs, and long-term benefits to deliver a positive development outcome.

The Department of Planning, Lands and Heritage respectfully request that you accept this written statement in support of our application to be put before a council briefing session on the 16th April 2024, and submit this to Council for their due consideration prior to resolving the item at their ordinary meeting on the 23rd April 2024.

The Presiding Member, Alison Xamon, thanked Mr McGill for his comments.

3.4 Michael Douglas of Mount Hawthorn – Item 5.1

Spoke in regards to the recommendation
Full transcript of his comments can be found [here](#).

The Presiding Member, Alison Xamon, thanked Mr Douglas for his comments.

3.5 Nathan Ebbs of Mount Hawthorn - Item 5.1

Spoke in regards to the recommendation
Full transcript of his comments can be found [here](#)

The Presiding Member, Alison Xamon, thanked Mr Ebbs for his comments.

3.6 Daniella Mrdja- Urbanista Town Planning – Item 5.1

Spoke in regards to the recommendation
Full transcript of his comments can be found [here](#)

The Presiding Member, Alison Xamon, thanked Ms Mrdja for her comments.

There being no further speakers, Public Question Time closed at approximately 6.21pm.

The following statements were submitted in writing prior to the meeting:

Gail Mitchell of Mt Hawthorn – Item 5.1

I wish to express my strong support for the application for a coffee shop at 5 Berryman St, Mount Hawthorn. I believe it will add vibrance and a lovely meeting place for local community members and groups.

A coffee shop in this location has the added advantage of being away from the busy, noisy strip along Scarborough Beach Road, offering a far more pleasant option within walking distance from home. The strip has become so congested I consciously avoid it as a pedestrian.

COUNCIL BRIEFING NOTES**16 APRIL 2024****Kylie Taylor of Mt Hawthorn – Item 5.1**

This is such exciting news for our community if this is allowed to move forward. My question is the trading times? 7.00am-4.00pm. From 7:00am -7:00pm??

Why would a cafe close SO EARLY? The traffic that would be missed at having to close at 4 pm. Seems unfair. Is this a mutual decision or something the COV have have proposed?

Patricia Alessi of Mt Hawthorn – Item 5.1

I am writing with regards to the proposed coffee shop opposite Menzies Park. As a local living on Egina Street, this would be a very welcome development. There is plenty of parking opposite on the verge of the park for this coffee shop, and the improvements to the shopfront would be greatly welcomed. As a local, I also would not mind if more than 2 staff were present as this would assist with workflow, as well as waiting outside for a cup of coffee. This would not hinder access to the street. As a professional in the music industry (with extensive experience in site assessment for acoustic amplification and usage, which includes for the National Trust and heritage venues), I am acutely aware that acoustical reports do not always possess all of the required data to make accurate decisions with regards to sound; however, from the construction of proposed site (including the materials used), the impact would be minimal to the surrounding area and neighbouring houses. With regards to development, it is best to ensure practical and reasonable conditions are imposed, so that every business is provided with an equal opportunity for success. If there are such restrictions on this approval, it would be best to remove them at this time.

Rita Khouri of Mount Hawthorn – Item 5.1

I am a local resident and frequent Menzies Park daily with my dog and 8 month old son. I am very excited for the Menzies Park coffee shop as it is more convenient for me to get a coffee especially when I return to work. Menzies Park has a great community of neighbours that bring their dogs and children and it is great that a small business will continue to grow and foster these relationships. I am fully supportive of the Menzies Park Coffee Shop. To ensure this small business is set up for success, I really hope the conditions are fair and realistic. Most people will get their coffee and go straight to the park after. Looking forward to Menzies Park Coffee Shop opening soon.

Victoria of Mount Hawthorn – Item 5.1

I'd like to submit my support for the change to residential cafe, and would like to see the restrictions reduced. I think it will be a lovely addition to our neighbourhood, a family owned business will bring the local community together and be a place for locals to chat and get to know each other. I don't beleive parking will be an issue as most people in the area would take the opportunity to walk out for their coffee.

Susanna Wills-Johson of Mount Hawthorn – Item 5.1

I live close to the proposed coffee shop on Berryman Street (we are on Egina Street). I want to submit my strong support for this shop to go ahead. As a regular visitor to Menzies Park, to walk my dog, get exercise and attend kids' sports activities, I would very much love for there to be a local coffee shop to visit. I understand some neighbours are concerned about things like additional traffic and people talking while waiting for their coffee, but I don't imagine many people will drive to the venue (it will be serving locals) and I think one of the benefits of our community is that we are respectful of our neighbours when it comes to noise. I think the shop will need more than two staff to be able to accommodate demand (especially on Saturdays during footy season!) and I really hope that approval for this venture is given, without placing trading restrictions on it that will negatively impact success. Many, many locals in my network want this coffee shop to be approved.

Danielle Power of Mount Hawthorn – Item 5.1

My name is Danielle Power and I am a COV ratepayer and resident from Sasse Avenue in Mount Hawthorn. We are in full support of the new Menzies Park coffee shop and recently wrote an email explaining our support at the time.

COUNCIL BRIEFING NOTES**16 APRIL 2024**

I cannot attend the briefing session tonight but would like to explain that as local residents who live in the street away, we are thrilled to have this sort of establishment supporting what is a beautiful community space and enhancing the opportunities to meet with friends more at the local park with a coffee or treat. It would be amazing to support local businesses and make community sport and walking activities refreshed with a new option and vendor to support so close to this amazing space.

I would like to mention that I am not in support of the Officer's recommendations of only two employees, an acoustic report, on site parking and no waiting outside for coffee.
I hope these recommendations can be seen as impractical solutions to the success of a small business of this nature.

The football and cricket games are held at this park and have not been required to supply acoustic reports and on site parking for their visiting sides or players, this seems like an unnecessary and costly exercise which falls on a new business owner.

I hope tonight's briefing outcomes find a more sensible solution or recommendations than the above being required and this hopefully will ensure that the overwhelming support for this business ensures the shop can not only open but thrive.

If you require something more formal to complete in regards to this briefing session and feedback, please feel free to reach out by email or mobile.

Elle Peddie of Mount Hawthorn- Item 5.1

I want to send my support for the approval of the Menzies Park Cafe.
The restrictions you are putting on a small business is ridiculous all because of the power of one neighbour. I live next door to dejaxo and it is such a great community coffee shop and bakery. That one neighbour that is going against this cafe frequents Dejaxo everyday.

If you want to have a supportive local community then support the local who has lived in Mt Hawthorn and wants to continue the beautiful community that it is bringing people together.

Sarah Rudnicki of Mount Hawthorn – Item 5.1

As a local resident I support the plans for the new coffee shop, without restrictions.
Coffee shops are the modern corner stores, of which there was one in this location, which creates community connection thereby increasing liveability and reducing crime through natural neighbourhood watch. I see this local meeting point as appealing to mainly only locals, and there is already ample parking at Menzies.

This is an inner city suburb and residents attitudes to new endeavours should reflect this.

Matt Mueller of Mount Hawthorn – Item 5.1

I am writing regarding the proposed Menzies Park Coffee Shop at 5 Berryman St (or the corner of Berryman St and Federation St).

I am in **STRONG SUPPORT** of having such a coffee shop. I live in Mount Hawthorn on Purslowe Street and can attest to the need, opportunity, community support and alignment of this proposal with Vincent's vision. For transparency, I have no financial interest in the proposal. My personal interest is only that of a local resident (also adjacent to Menzies Park).

However, I also want to also express concern that the council's proposed conditions and process seem to be counter to Vincent's Vision and worryingly, has the appearance of being overly sensitive to, or providing undue weight from, feedback of a few. I'm supportive of reasonable conditions, however the reasons for my concern are set out below.

The conditions from my understanding include a limit of number of staff to two, requirement for an acoustic report for a small cafe, restrictions on waiting for a coffee, among others.
On face value, my concern is that they seem to be cleverly constructed in their individual elements and as a whole to engineer in a situation that, even if the proposal is 'approved', they are so restrictive and onerous as to have the same effect as a rejection of the proposal.

COUNCIL BRIEFING NOTES

16 APRIL 2024

Experienced participants to these types of processes would be familiar that, unfortunately, a common tactic by people more au fait with regulatory planning and legal processes will be to use such knowledge to amplify their minority views and/or interests onto a project, even in the face of overwhelming majority and community support.

Is this occurring in this case? If not - I'm happy to be better informed. Perhaps with a transparent overview of the level of support vs concern. I may be present for the public discussion to both express my support and explore this concern directly with the Council. This is a genuine openness and curiosity for reasons set out below regarding what the community has communicated in the construct of Vincent's 2032 vision, and how these will be applied in this proposal.

Vincent Vision

These conditions, if accurate and perhaps well intended, are simply not appropriate in their current form for reasons above. However, they are also at odds with the purpose of proposing community and day-time economies next to a community park. To be specific, these are in direct conflict with Vincent's mission to build a vibrant, diverse and sustainable community. I refer to the 2032 Vision statement (which was subject to extensive consultation across the town and to a much greater extent than this development proposal, thus should have far greater weight on the Council's decision making processes and guidance with regards to conditions).

It states (ref p. 14 of the 2022-2032 Imagine Vincent, the Sequel):

*"In 2032, the City of Vincent is a leafy and vibrant 24-hour city, which is synonymous with quality design and sustainability. Its diverse population is supported in their innovative endeavours by a **council that says YES!** This vision was created by the independently and randomly selected Community Engagement Panel for the Strategic Community Plan 2018 – 2028. It continues to be important to our community.*

The additional feedback confirms that the community wants us to be a Council and an organisation that:

- *is clever, creative and courageous*
- *prioritises and protects our natural and built environments*
- ***is in line with the community appetites and expectations***
- ***supports day-time and night-time economies***
- ***is open-minded and willing to push the boundaries***
- ***is willing to think and act as an enabler rather than a traditional local government regulator***
(emphasis added to relevant areas)

This indicates this proposal would be an exemplar of how the vision could come to life. However it needs to be supported with a Council that lives its vision with regards to the aspects above.

I'm looking forward to today's meeting, and will be happy to discuss this further.

Brooke Wade of Mount Hawthorn – Item 5.1

I am writing ahead of the briefing session tonight being held in regards to the proposed coffee shop across from Menzies Park.

I am rate payer of Vincent council, residing in Mount Hawthorn. I am in full support of this proposed development, and I do not feel unfair conditions should be put on this development, conditions that could see this business fail because they're unable to operate at capacity and flourish.

Conditions such as;

- Total number of staff to be limited to 2 people, this will not help the business run efficiently if they're inundated with customers - the areas the proposed development is located is very busy with kids weekend sport as well as everyday active people in the neighbourhood walking their dogs and exercising - there is a good chance that this business will be welcomed and quite busy to this particular area of Mount Hawthorn

- no waiting outside for a cup of coffee. I don't think I have come across a cafe in Perth where people aren't wait outside for a cup of coffee, this is a completely unreasonable condition and request.

- on site parking, this is a local community cafe that will 90% be serving people in the immediate area surrounding it and people will most like be walking to the coffee shop - again, I feel this is an unreasonable condition

COUNCIL BRIEFING NOTES**16 APRIL 2024**

- acoustic reporting???? It's a local coffee shop opened during the day, not a nightclub.

- opening hours being challenged. I feel 7am-7pm is more than fair - services early risers on their way to work or people out exercising and then also in the evening out for a walk exercising or post school kids sports.

Businesses like this are the fabric of local communities like Mount Hawthorn, where people can gather to meet and greet each other in a happy, safe environment. There is no offering of a coffee shop in that pocket of Mount Hawthorn, with people having to make the trek up to Scarborough Beach Road or Dejaxo on Anzac Rd, this pocket of Mount Hawthorn shouldn't have to miss out on a business like this that will enrich the neighbourhood and the immediate local community surrounding it.

This proposed business has my full support, with no unfair conditions attached - I want to see this business thrive!

Leonie Edwards of Mount Hawthorn – Item 5.1

I am unable to attend the meeting this evening but I fully support the proposed cafe in Berryman St opposite Menzies Park.

I live very locally in Federation St and this small business will contribute greatly to the local community.

The restriction of 2 only staff is totally unreasonable as are the other conditions.

This park already has enough parking to accommodate cricket and football matches so there is enough parking to accommodate the modest amount of cafe parking.

I am yet to receive an explanation of what acoustic reporting is having emailed the ToV a few weeks ago.

It is disappointing that the council considers the complaints of a few and not the approval of many.

Alex Stoichev of Mount Hawthorn – Item 5.1

I support the City's recommendation to conditionally approve the proposed restaurant/cafe at No. 5 Berryman Street, Mt Hawthorn. It is apparent from the 3 rounds of public consultation that this proposal has overwhelming support resulting in many community benefits.

Despite the recommendation for approval, my concern is that the draft conditions may pose significant challenges potentially preventing the proposal from proceeding. The sheer number of conditions appears to be excessive, in the context of the proposal, as well as the requirements that sit behind them. The City should consider working together with the applicant to develop a reasonable set of conditions that can be implemented. In particular, I request Council consider the following conditions to determine whether they are reasonable or not:

- **Condition 2.3** - prohibits more than 2 staff attending the restaurant/cafe - can the City advise the reasons for this requirement? This appears to be unreasonable particularly in the event a staff member requires a break. From an operational efficiency perspective, the number of permitted staff members should be increased so that it can operate smoothly and provide quality service.
- **Condition 2.4** - this condition proposes to limit the number of persons to 14 which seems to be onerous & difficult to manage or enforce. In addition, limiting patrons may impact the businesses ability to generate revenue and contribute to the local economy. Can the City justify its reasons for limiting patrons?
- **Condition 3.2** - Can the City explain why customers would not be allowed to wait for take-away orders on the footpath or verge? It would be very difficult to manage or enforce this requirement both from the owner and City's perspective. I suggest this condition is removed as it would result in the loss of community interaction & social cohesion.
- **Condition 3.3** - suggested signage advising customers that queuing, waiting and dining must occur internally seems overly onerous resulting in undue burden on small business.
- **Condition 4** - the preparation of an Acoustic Report seems excessive - is this a common requirement? There is already a significant volume of noise generating uses from local sporting events, traffic, Mitchell Freeway and passing trains. It is very difficult to imagine that this proposal will result in additional noise concerns given the inner city living environment.
- **Condition 6.2** - it is unclear why 2 parking bays for customer use is required - can the City advise its reasons for requiring customer parking? There is sufficient parking surrounding the proposal including street parking and verge parking on Menzies which occurs every weekend. Suggest the City seeks to promote active transport by removing this requirement.

COUNCIL BRIEFING NOTES**16 APRIL 2024**

Overall, it is a positive step that recommendation for approval is proposed by the City's Administration. However, I urge Councillors to review the draft conditions to determine what is fair and reasonable for a small business seeking to establish in Vincent. I believe the applicant has been very patient during this incredibly lengthy process & it is now left with Councillor's to ensure that Vincent upholds its status as a small business friendly local government.

Kirsty Sanders of Mount Hawthorn – Item 5.1

As a resident at 54 Federation Street, Mount Hawthorn, I'm writing to provide my full support for the proposed coffee shop at the end of Federation Street, opposite Menzies Park, without any conditions. I strongly believe the addition of this business will enrich the suburb and local community, by providing opportunities for community connection and engagement. I would love to see this small business supported by local government.

Elena Stoichev of Mount Hawthorn – Item 5.1

I am writing to express my thoughts, as a resident of Mount Hawthorn (77 Federation St Mount Hawthorn), about the proposed coffee shop located across from Menzies Park at 5 Berryman St Mount Hawthorn.

I understand there are some conditions being applied and my thoughts are below:

- Staff limited to 2 people: This does not allow or set up a coffee shop of this nature to succeed. More staff will be required to fulfil the foot traffic this location provides. 2 staff will not allow a business to provide efficient or good service to customers. Why is it a problem if more than 2 staff are working? I'm not sure how this is reasonable.

- No waiting outside for take away or coffee: As above, having only 2 staff members will force people to wait longer periods of time. Naturally, people will wait outside in the fresh air. Why is this condition put forward? I'm confused as to how this is of importance?

- Acoustic reporting: I'm unsure why this is necessary. Surely the sport played on the oval and increased traffic from this sport creates more noise than a small suburban cafe?? Why is there no acoustic reporting of sports and the traffic caused by these sports on the oval?? If there is acoustic reporting, how will noise be attributed to this particular cafe of there is ample traffic and sports on the weekends nearby? This seems very unreasonable. How often is acoustic reporting performed? By who? What are the parameters/acceptable levels? Who decides this? Is there law related to this?

The conditions above I have mentioned are harsh and unreasonable and certainly set this business up to fail.

This business will bring more life to this suburban area. It will encourage people to get out, walk and socialise within the community they live. This will add enjoyment to the area overall and create a safe community feel to the neighbourhood. I would like to see less harsh and more realistic conditions (if any) imposed on such a business to ensure that we are setting them up to succeed into the future.

Matt Sanders of Mount Hawthorn - Item5.1

I am a homeowner (54 Federation St, Mount Hawthorn) and I wanted to register my strong support for the proposed coffee shop on Berryman St.

I would like to see the coffee shop able to operate with minimal restrictions and I strongly believe it will provide a material increase in community engagement and connection.

Sarah Thomas of Mount Hawthorn – Item 5.1

I understand there is a meeting today and I would like to understand the reasons behind some of the strict conditions being considered, specifically limit of 2 staff and not being able to wait outside for a coffee. Thinking about other similar coffee shops like dejaxo or Hobart deli (ie in more suburban streets), do these conditions align with these businesses.

I think the city should be supporting small business, not making conditions so difficult it's setting them up to fail.

COUNCIL BRIEFING NOTES**16 APRIL 2024****Zoe Rogerson of Mount Hawthorn – Item 5.1**

I live at 3 Birrell St, Mount Hawthorn and would like to send my support for the proposed coffee shop on Federation Street.

I walk past every day with my baby and dog in tow and think it would be a great spot to grab a takeaway coffee or sit and meet with friends.

I hope that there will be a positive verdict for this local opportunity.

Catherine Fragomeni of Mount Hawthorn – Item 5.1

As a resident of Mt Hawthorn and property owner I wish to show my support for the new cafe opposite Menzies park.

My family frequent this park multiple times each week and think a cafe would be a great addition.

Some of the conditions being imposed don't seem fair or practical and I ask that you remove these conditions to allow the cafe to thrive.

- Total number of staff limited to 2.

- On-site parking.

- No waiting outside for a cup of coffee.

Sarah Wood of Mount Hawthorn – Item 5.1

I am writing in strong support of the application for a Cafe on the corner of Berryman Street and Federation Street in Mount Hawthorn.

I love how it will service a busy local park with good parking facilities already in situ around Menzies and servicing a lot of sporting teams over the weekends through the seasons.

I think it is an appropriate development for an inner-city suburb.

Regan Cleland of Mount Hawthorn – Item 5.1

My name is Regan and I am the owner and resident of 19 Lynton Street, Mount Hawthorn.

I am unable to attend the briefing today but wish to make my views available, should it not be too late to do so.

I am in favour of the change of use / approval for small business, unconditionally.

I believe there should be no onerous conditions on the operation of the business such as a limit on staff, or where customers may wait as such impositions only restrict the chance of establishing a successful business.

4 DECLARATIONS OF INTEREST

Cr Suzanne Wornor declared a financial interest in Item 6.1 Community Sporting and Recreation Facilities Fund Application - North Perth Bowling and Recreation Club Synthetic Bowling Green Conversion. The extent of her interest is that her son is employed at the Club. She is not seeking approval to participate in the debate or remain in Chambers or vote on the matter.

Cr Nicole Woolf declared an impartiality interest in Item 6.1 Community Sporting and Recreation Facilities Fund Application - North Perth Bowling and Recreation Club Synthetic Bowling Green Conversion. The extent of her interest is that she has a longstanding relationship with the Club.

Cr Ashlee La Fontaine declared an impartiality interest in Item 6.1 Community Sporting and Recreation Facilities Fund Application - North Perth Bowling and Recreation Club Synthetic Bowling Green Conversion. The extent of her interest is that she is a social member of the Club.

Cr Alex Castle declared an impartiality interest in Item 6.1 Community Sporting and Recreation Facilities Fund Application - North Perth Bowling and Recreation Club Synthetic Bowling Green Conversion. The extent of her interest is that she is a social member of the Club.

Cr Alex Castle declared an impartiality interest in Item 5.3 Appointment of the Design Review Panel. The extent of her interest is that she is acquainted with a number of applicants for the panel.

COUNCIL BRIEFING NOTES**16 APRIL 2024****REPORTS**

The Presiding Member, Mayor Alison Xamon, requested Council Members to indicate:

- (d) **Items which Council Members wish to discuss which have not already been the subject of a public question/comment and the following was advised:**

COUNCIL MEMBER	ITEMS TO BE DISCUSSED
Mayor Alison Xamon	5.4
Cr Alexander	5.1, 5.2, 5.5 and 6.1
Cr Woolf	8.1

REPORTS WITH DISCUSSION**6.4 BRISBANE STREET - RESPONSE TO PETITION**

- Attachments:**
1. Attachment 1: Brisbane Street Traffic Concerns - Petition - March 2024 - Confidential
 2. Attachment 2: Brisbane Street Traffic Concerns - Survey - March 2024 - Confidential

RECOMMENDATION:

That in response to a petition received by the Council on 19 March 2024 in relation to Local Area Traffic Management and parking issues on Brisbane Street, between Lake and Palmerston Streets, Perth, Council:

1. **NOTES** the April 2024 Traffic Warrant scoring is 30 for Brisbane Street, between Lake and Palmerston Streets which suggests to consider low-cost non-capital works solutions;
2. **REQUESTS** Administration to design a low-cost treatment to be delivered which addresses road safety issues (speeding, driver behaviour etc) on Brisbane Street, between Lake and Palmerston Streets,
3. **CONSULT** with residents on the low-cost treatment design for Brisbane Street, between Lake and Palmerston Streets; and
4. **CONSULT** with residents on the proposed introduction of paid parking on both sides of Brisbane Street, between Lake Street and Palmerston Street.

MAYOR XAMON:

Noted a very high percentage of non-residents that are parking in the area, is there any indication of the average time that people are parking there?

EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:

Current data shows that whilst around 78% of the vehicles counted during the day were commuters/visitors/non-residents, the average length of stay of those vehicles is less than 3 hours. The car counts were conducted at approximately 9am, 12pm, 3pm and 6pm with minimal repeat parkers recorded (majority were residents). This suggests that most drivers are adhering to the 2P restriction and further supports the introduction of paid parking, consistent with the paid 2P ticket parking on Brisbane Street to the east.

CR CASTLE:

Traffic Warrant Scoring –this is a request for the report for next week could we have an indication of the scale of that and where 30 fits in the scale - this would be really useful in the report for next week.

EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:

Traffic Warrant Scoring System included in Report item.

COUNCIL BRIEFING NOTES

16 APRIL 2024

At 6:33 pm, Cr Suzanne Worner left the meeting due to a previously declared financial interest.

6.1 COMMUNITY SPORTING AND RECREATION FACILITIES FUND APPLICATION - NORTH PERTH BOWLING AND RECREATION CLUB SYNTHETIC BOWLING GREEN CONVERSION

Attachments: 1. North Perth Bowling and Recreation Club - Synthetic Bowling Green Conversion - CSRFF application - Confidential

RECOMMENDATION:

That Council:

1. **ENDORSES** the proposal from North Perth Bowling and Recreation Club to convert one of its grass bowling greens to a synthetic bowling green; and
2. **Subject to its endorsement, APPROVES:**
 - a) the inclusion of \$66,104.55 (ex GST) for North Perth Bowling and Recreation Club synthetic bowling green conversion on the 2024/2025 budget, subject to confirmation of the required financial contribution through external grant funding and North Perth Bowling and Recreation Club; and
 - b) that all supporting documentation, including the completed application form, be forwarded to the Department of Local Government, Sport and Cultural Industries.

CR CASTLE:

The report includes an assessment of the impact and relation to a grass green. Is there consideration of the environmental impact of synthetic lawn in general, in terms of soil run-off and flooding of the soil beneath?

EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

Provision for run-off and flooding was considered as part of the design process. A review of the site drainage was undertaken, and a drainage design incorporated to capture any excess runoff into leech drains on the site.

CR WOOLF:

Can we please have an update on the Woodville Reserve Masterplan to understand this proposal in the broader context?

A/EXECUTIVE MANAGER URBAN DESIGN AND STRATEGIC PROJECTS:

The Woodville Reserve master plan is scheduled for next FY (24/25) and anticipates a project start date around Jan/February 2025. The master plan will represent the strategic vision for the Woodville Precinct over the next 10 years, with a focus on delivering achievable and sustainable short-term, medium-term, and long-term actions. A master plan will take several years to develop and implement (1 -2 years to develop the master plan and 2-10+ years of detailed design, funding & implementation). Given the synthetic turf has a lifecycle of 10years, implementation of the master plan can align with the lifecycle of the turf.

CR WOOLF:

Finances – the report had indicated that an outcome will be made available mid-year, and if this was approved the funds to be used following year, mid-year, is there any indication that if these funds were approved when would the funds be made available?

EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

Should the grant be approved funds are expected to be available from July 2024. The project is planned to commence this winter in the Club's off season. A proposed timeline is included in the attachment. If not approved in time for the winter off season, the project will be moved to next April/May.

CR ALEXANDER:

In applications like these, what practice is in place to ensure that the Club has sufficient funds to replace the synthetic surface, such as a sinking fund?

EXECUTIVE DIRECTOR INFRASTRUCTURE AND ENVIRONMENT:

The attachment states that the Club has set aside a separate bank account for projects which will be utilised as a sinking fund for subsequent green replacements. The Club also advised Administration that future replacement costs would be a lot lower as it would be for the replacement of the turf only, not the base.

At 6:39 pm, Cr Suzanne Woner returned to the meeting.

At 6.42pm Manager Community Facilities left the meeting and did not return.

5.2 AMENDMENT TO THE MUNICIPAL HERITAGE INVENTORY - NO. 40 GUILDFORD ROAD, MOUNT LAWLEY

- Attachments:**
1. Applicants Report 
 2. Main Roads Approved Land Dealings Plan - Guildford Road and East Parade 
 3. Heritage Impact Statement 
 4. Proposed Demolition of Heritage Listed Single House - Photographic Archival Record 
 5. Department of Planning, Lands and Heritage Letter of Response to City of Vincent Council Resolution - Removal of No. 40 Guildford Road from Municipal Heritage Inventory 
 6. Main Roads Western Australia Traffic Assessment Report 

RECOMMENDATION:

That Council:

1. **RESOLVES** that No. 40 (Lots: 254 and 403) Guildford Road, Mount Lawley be removed from the City's Municipal Heritage Inventory pursuant to Schedule 2, Part 3, Clause 8(3)(d) of the *Planning and Development (Local Planning Schemes) Regulations 2015*; and
2. **NOTES** that Administration will notify the Heritage Council of Western Australia and the owner of the place of this decision pursuant to Schedule 2, Part 3, Clause 8(4) of the *Planning and Development (Local Planning Schemes) Regulations 2015*.

CR WALLACE:

Is MRWA able to conduct some sensitivity analysis on the effects of shortening the dual-turning lane option by the length of the MHI lot? The current TAR seems to assess single vs double lane only.

A/MANAGER STRATEGIC PLANNING & SPECIALIST PLANNER

The Department of Planning, Lands and Heritage (DPLH) have advised that:

- *The length of the proposed dual left turn pocket on Guildford Road has been based on ensuring a greater volume of turning vehicles can be managed without creating additional impacts on through traffic, exacerbating congestion at the intersection and further limiting performance; and*
- *Any reduction in the length of the turning lanes would have a significant detrimental impact on the level of service and congestion at the Guildford Road intersection and would have a compounding worsening effect on the delay and queuing length of through traffic along Guildford Road which would undermine the impact and effectiveness of the wider intersection upgrades.*

The DPLH have not provided a sensitivity analysis as part of their response.

*The Traffic Assessment Report (TAR) that is provided in **Attachment 6** included modelling for the intersection that accounted for existing and future traffic volumes with a focus on the left turn movements from Guildford Road to East Parade.*

Ultimately the proposal relates to a request for the removal of the property from the Municipal Heritage Inventory (MHI).

The City's Policy No. 7.6.5 – Heritage Management – Amendments to the Municipal Heritage Inventory (MHI Policy) sets out the criteria where Council would consider the deletion of a place.

One of these criteria is where the heritage value "cannot practically be retained in its entirety or in part because:

- a) *The location of the building on the site."*

The DPLH has submitted the TAR as part of its justification to satisfy this criteria of the MHI Policy, being that the existing location of the building would be located within the road widening area required to facilitate

intersection upgrades.

This would result in the front façade the building which is of heritage significance needing to be removed.

CR WALLACE:

What form of development is proposed for the Mount Lawley Housing Diversity Pipeline site?











A/MANAGER STRATEGIC PLANNING & SPECIALIST PLANNER:

The DPLH have advised that a preferred proponent for the redevelopment of the subject and surrounding sites has yet to be identified and because of this there is no information available on what a future development would be.

Any future development would need to demonstrate consistency with the Residential R100 zoning under the City's Local Planning Scheme No. 2, the Residential Design Codes, and the City's Policy No. 7.1.1 – Built Form Policy (Built Form Policy) which identifies a building height standard of three storeys.

5.1 NO. 5 (LOT: 516; PLAN: 2177) BERRYMAN STREET, MOUNT HAWTHORN - CHANGE OF USE FROM SINGLE HOUSE TO SINGLE HOUSE AND RESTAURANT/CAFE

Ward: North

- Attachments:**
1. Consultation and Location Map 
 2. Development Application Plans 
 3. Applicant's Justification 
 4. Applicant's Operation Management Plan 
 5. Acoustic Letter of Advice 
 6. 1975 Council Determination 
 7. 1997 Council Determination 
 8. Summary of Submission - Applicant Response 
 9. Summary of Submissions - Administration Response 
 10. Determination Advice Notes 

RECOMMENDATION:

That Council, in accordance with the provisions of the City of Vincent Local Planning Scheme No. 2 and the Metropolitan Region Scheme, APPROVES the application for the Change of Use from Single House to Single House and Restaurant/Cafe at No. 5 (Lot: 516; D/P: 2177) Berryman Street, Mount Hawthorn, in accordance with plans provided in Attachment 2, subject to the following conditions, with the associated determination advice notes in Attachment 10:

1. Development Approval

This approval relates to a Change of Use from Single House to Single House and Restaurant/Cafe as shown on the plans dated 12 February 2024. It does not relate to any other development on the site;

2. Use of Premises

2.1 The development shall be used in accordance with the definition of 'Single House' and 'Restaurant/Cafe' as set out in the City's Local Planning Scheme No. 2;

2.2 The Restaurant/Cafe use shall be contained to the 34 square metre room, annotated on the approved plans as 'Proposed Cafe', and the staff and customer car parking areas annotated on the approved plans as 'Tandem Carbays', to the satisfaction of the City. Remaining areas of the building and outdoor areas shall be used as a Single House, unless further development approval is received by the City;

2.3 The total number of staff attending the Restaurant/Cafe at any one time shall be limited to two (2) persons, to the satisfaction of the City;

2.4 The total number of customers/patrons attending the Restaurant/Cafe at any one time shall be limited to 14 persons, inclusive of dine-in and take-away customers, to the satisfaction of the City; and

2.5 The Restaurant/Cafe shall be limited to the following operating hours, to the satisfaction of the City:

- Monday to Saturday: 7:00am to 4:00pm; and
- Sunday: 9:00am to 4:00pm and Public Holidays: Closed, unless demonstrated through an Acoustic Report that the premises could operate from 7:00am on Sundays or on Public Holidays, in strict accordance with the *Environmental Protection (Noise) Regulations 1997*, and subject to the implementation of any recommended noise mitigation measures detailed in an Acoustic Report, to the satisfaction of the City;

3. Operation Management

3.1 The Restaurant/Cafe shall at all times operate in compliance with the Operation

Management Plan stamp dated 12 February 2024, to the satisfaction of the City;

- 3.2 At all times, customers shall not queue, wait for take-away orders, or dine, on the adjacent footpaths and/or verge areas, to the satisfaction of the City;
- 3.3 Prior to commencement of the use, an amended Operation Management Plan shall be submitted to and approved by the City, which provides measures regarding how take-away waiting areas would be accommodated within internal areas of the building, to the satisfaction of the City. This should include designated waiting areas as well as signage advising customers that queuing, waiting and dining must occur internal to the building only, in accordance with Condition 3.2, to the satisfaction of the City; and
- 3.4 All deliveries, servicing, food/drink preparation, set-up, pack-down, cleaning, and any other activities associated with the Restaurant/Cafe shall occur within the approved hours of operation, as detailed within Condition 2.5 of this approval, to the satisfaction of the City;

4. Acoustic Report

- 4.1 An Acoustic Report, in accordance with the City's Policy No. 7.5.21 – Sound Attenuation and to the satisfaction of the City, shall be lodged with and approved by the City prior to the operation of the Restaurant/Cafe. The Acoustic Report must address all activities, equipment, and operations at the premises, including but not limited to:

- Vehicle noise (in accordance with the carpark design required by Condition 6);
- Customer noise;
- Noise from mechanical plants;
- Proposed operating hours, inclusive of public holiday trading; and
- Noise from glass waste disposal or compacting.

All of the recommended measures included in the approved Acoustic Report shall be implemented as part of the development, to the satisfaction of the City; and

- 4.2 Certification from an acoustic consultant shall be provided to the City that the recommended measures identified in the approved Acoustic Report have been undertaken to the City's satisfaction, prior to the use of the approved development;

5. Building Design

The Proposed Restaurant/Cafe shall comply at all times with the following:

- 5.1 Doors and windows fronting Berryman Street shall maintain an active and interactive relationship with the street, to the satisfaction of the City;
- 5.2 Glazing and/or tinting shall have a minimum of 70 percent visible light transmission to provide unobscured visibility between the street and the interior of the tenancy, to the satisfaction of the City; and
- 5.3 Internal security and privacy treatments shall be located and installed internally behind the glazing line or recessed, and shall be transparent and visually permeable to allow views inside the building and enable internal light sources to be seen from the street, to the satisfaction of the City;

6. Parking and Access

- 6.1 One (1) off-street parking bay shall be provided for use of the Single House, in the location shown on the approved plans, to the satisfaction of the City;
- 6.2 Four (4) off-street parking bays shall be provided for use of the Restaurant/Cafe, in the locations shown on the approved plans, including two (2) parking bays for staff use and two (2) parking bays for customer use, to the satisfaction of the City. The parking bays

shall not be used for storage purposes or the like;

- 6.3 The design of the Restaurant/Café carpark shall be modified and thereafter constructed in accordance with the following specifications, prior to first use of the approved development and to the satisfaction of the City:
- 6.3.1 A 1.5 metre setback provided between the Restaurant/Cafe carpark and the southern lot boundary;
- 6.3.2 A 1.5 metre setback between the long term bicycle bay and the southern lot boundary; and
- 6.3.3 A 0.5 metre setback between the proposed crossover and the existing western power pole located in the verge;
- 6.4 Car parking and access areas associated with Single House and Restaurant/Cafe shall be sealed, drained, paved and respectively marked as 'residential only', 'staff only' and 'customer parking' in accordance with the approved plans and are to comply with the requirements of Australian Standard 2890.1, to the satisfaction of the City;
- 6.5 The operator of the Restaurant/Cafe shall ensure that access to onsite customer parking bays are available during the approved operating hours, to the satisfaction of the City;
- 6.6 A minimum of one onsite bicycle facility shall be provided and designed in accordance with the approved plans and shall comply with AS2890.3, to the satisfaction of the City; and
- 6.7 A minimum of one bicycle bay shall be provided within the Berryman Street verge, adjacent to the Restaurant/Cafe premises and in a location approved by the City. The bicycle bays shall be designed in accordance with Australian Standard 2890.3 prior to the use of the approved development, to the satisfaction of the City (see Advice Notes);

7. Landscaping

- 7.1 Prior to occupation of the Restaurant/Cafe, a detailed landscape and reticulation plan for the development site, to the satisfaction of the City, shall be lodged with and approved by the City. The plan shall be drawn to a scale of 1:100, and show the following:
- 7.1.1 The location and type of existing and proposed trees and plants;
- 7.1.2 Areas to be irrigated or reticulated;
- 7.1.3 The provision trees that achieve a minimum of 60 percent (31.8 square metres) canopy coverage at maturity to the Restaurant/Café carpark. The tree species are to be consistent with the City's Tree Selection Tool so as to maximise the provision of canopy coverage, to the satisfaction of the City;
- 7.1.4 The provision of an additional landscaping area along the southern side of the carpark. The landscaping area shall have a minimum width of 1.5 metres; shall include shade providing tree/s to the staff car parking bays; and shall include a selection of fast growing shrubs or similar foliage bushes, to the satisfaction of the City; and
- 7.1.5 The retention and protection of the existing on-site tree located adjacent to "Carpark 3" and all verge trees, to the satisfaction of the City;
- 7.2 All landscaping works shall be undertaken in accordance with the landscape plan approved in accordance with Condition 7.1, prior to the occupancy or use of the Restaurant/Cafe and maintained thereafter to the satisfaction of the City;

8. Sight Lines

Prior to use of the approved development, existing walls and fences shall be truncated or reduced to no higher than 0.75 metres, within 1.5 metres of where walls and fences adjoin the Restaurant/Cafe driveway, to the satisfaction of the City;

9. Waste Management

Prior to the operation of the approved development, a Waste Management Plan must be submitted to and approved by the City. The Waste Management Plan shall address the following:

- The location of bin storage areas shall be in accordance with location detailed within the approved Operation Management Plan;
- Screening of the Restaurant/Cafe bin store area from the street; from the outdoor living area of the Single House; and from adjoining properties, to the satisfaction of the City;
- The provision of a private collection service for the Restaurant/Cafe;
- The location of bin collection areas, being provided to the verge area of Berryman Street adjacent to the Restaurant/Cafe premises;
- The number, volume and type of bins, and the type of waste to be placed in the bins;
- Details on the future ongoing management of the bins and the bin storage areas, including cleaning, rotation and moving bins to and from the bin collection areas; and
- Frequency of bin collections to the satisfaction and specification of the City.

Once approved, the Waste Management Plan must be implemented at all times to the satisfaction of the City; and

10. Stormwater

All stormwater produced on the subject land shall be retained on site or connected to the City's drainage system at the expense of the applicant/landowner, to the satisfaction of the City.

CR CASTLE:

In relation to the provision of toilets on site, can Administration provide information on where a toilet is required. Would the public toilets in Menzies Park be a relevant consideration in the applicant not providing toilets on site?

A/MANAGER DEVELOPMENT & DESIGN:

The proposed Restaurant/Café is a Class 6 building under the National Construction Code (NCC) and there would be a requirement for one accessible toilet to be provided on-site.

At the time of the Occupancy Permit, the applicant would be required to either:

- (a) Meet the Deemed-to-Satisfy solution of the NCC by providing one accessible on-site toilet facility for the Restaurant/Cafe; or
- (b) Complete a performance based solution against the NCC, without providing a toilet. A private building surveyor would be required to determine if this is an acceptable alternative.

The Applicant's Building Surveyor has confirmed they would be able to certify the Restaurant/Café without the need for an accessible toilet.

A reason for this acceptability could be that there is a publicly accessible toilet in close proximity to the subject site, located to the northern side of Menzies Park.

The City's Building Services team have confirmed that a performance-based solution proposed by a private certifier would be supported if correctly assessed in accordance with NCC requirements at the time of Occupancy Permit.

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The City's acceptable of any Performance Solution cannot be confirmed until this assessment has been undertaken and provided to the City at the time of Occupancy Permit. This is not something that could be required to be provided at the development stage given the provision of toilets is not a planning requirement nor a relevant consideration when making a planning decision. On this basis, the requirement also cannot form a condition of development approval.

The recommended Determination Advice Notes have been updated advising the applicant/landowner of the need to address the requirement for accessible toilet facilities at the time of Occupancy Permit. This includes advice that if a Performance Solution cannot be achieved, an amended development application may be required to accommodate an on-site accessible toilet.

CR CASTLE:

In relation to Condition 2.3, it was suggested that there could be a variation to the condition to allow staff who reside at the house to work in the premises. Does Administration have a view on this?

A/MANAGER DEVELOPMENT & DESIGN:

Administration are supportive of the proposed amendment to Condition 2.3 to allow residents of the Single House to work at the Restaurant/Café, in addition to two additional external staff members.

The planning report and recommended Condition 2.3 have been updated to specify that two (2) staff members are permitted on-site, who do not reside at the Single House. This would provide no restrictions to the number of additional staff members who also reside at the Single House.

Administration are satisfied that residents of the Single House also working at the Restaurant/ Café would not result in increased parking demand. This is because sufficient parking has been provided for the residents of the Single House in accordance with deemed-to-comply standards of the R Codes. Residents would already be on site and would not result in additional trips to the premises or generate an additional parking demand.

CR CASTLE:

There were queries around Condition 2.4 relating to the number of people being restricted and Condition 3.2 which restrictions on queuing outside the premises. How would this impact on an outdoor eating area permit and what would be the impact of removing these conditions?

A/ MANAGER DEVELOPMENT & DESIGN:

In summary, the removal of Condition 2.4 and Condition 3.2 would result in an uncontrolled commercial use within a residential context, which is not supported by Administration.

This is because, in combination, the scale and intensity of the land use would not be restricted, car parking demand would increase, and there would be an increased risk of off-site amenity impacts from activity occurring within the public realm.

In the absence of clear and enforceable conditions of development approval, Council would need to be accepting of risks associated with reliance on good management by the operator and the potential for off-site amenity impacts to occur to the surrounding residential context.

Commentary Regarding the Removal of Condition 2.4:

Conditions restricting the number of patrons permitted at any given time is a standard condition of development approval applied to the majority of Café/Restaurant proposals.

This is to moderate the intensity and scale of the use that is considered as acceptable during the planning assessment, while also moderating parking demand.

In considering the removal of Condition 2.4, regard to the following matters is required:

- There would be no control on the number of patrons attending the site.
- Increased the intensity of the land use due to additional customers attending the premises.
- An additional shortfall of on-site parking would be triggered in accordance with Non-Residential Parking Policy, which would require:
 - Consideration of the acceptability regarding an increase in parking demand and reliance on parking in the surrounding streets.

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- Consideration of whether additional on-street parking would detrimentally impact the surrounding area.
- Consideration regarding the requirement for payment-in-lieu of parking, due to the resultant parking shortfall.

Administration is not supportive of the removal of Condition 2.4. This is because the current restriction ensures the Restaurant/Café would operate at an appropriate scale and intensity. A restriction on the number of patrons for this application is of particular importance due to the context of the site being surrounded by residential properties.

Commentary Regarding the Removal of Condition 3.2:

Condition 3.2 seeks to prevent noise and activity generated by patrons waiting, queuing or dining outside the premises, impacting upon the adjoining residential properties.

Queuing, waiting and dining of patrons within the public realm has been a key source of nuisance for similar uses within the City and other local governments, where in close proximity to residential areas.

This includes issues such as queues extending down street frontages as well as noise impacts associated with patrons while queuing, waiting for orders or dining.

Based on previous experiences and given the location of the Restaurant/Café within a Residential area, Administration has pre-empted some of the issues that may occur, dependent on the popularity of the premises.

The purpose of Condition 3.2 would ensure that the Restaurant/ Café is complimentary with and compatible to the Residential zone by providing a tangible measure to restrict all queuing, dining and waiting outside the premises. The City's Solicitor advised Condition 3.2 is valid and enforceable.

If Condition 3.2 were removed, the applicant could obtain an Outdoor Eating Permit for dining in the verge, as depicted on the approved plans.

In considering the removal of Condition 3.2, regard to the following consequences is required:

- There are no tangible measures to manage queue lengths. This may result in queues extending beyond the site frontage, dependent on the popularity of the business.
- Increased noise within the public realm, which may provide off-site amenity impacts to adjoining residential properties.
- Acceptance of an uncontrolled commercial use located within a residential context.
- An increased number of patrons attending the site, resulting in an overall increased intensity as well as increased demand on on-street parking.

CR CASTLE:

In relation to the public holidays being closed, is there a particular reason for that?

A/ MANAGER DEVELOPMENT & DESIGN

Condition 2.5 seeks to permit operation on public holidays, subject to an Acoustic Report confirming the operation would comply with the Noise Regulations.

An amendment has been made to recommended Condition 2.5 to provide greater clarity regarding this.

This condition of approval would permit the premises to operate on Sundays and Public Holidays between the hours of 9:00am and 4:00pm. The reference to the Acoustic Report in the condition is intended to allow the premises to begin operating from 7:00am, subject to the findings of the Acoustic Report demonstrating that it could operate in accordance with the Noise Regulations. This is because between 7:00am and 9:00am, the proposed operating hours would fall within the night-time period under the Noise Regulations and any operation during this period may provide adverse noise impacts to surrounding properties due to non-compliance with the Noise Regulations.

CR CASTLE:

What was the amount of repeat submissions across the three consultation periods and where did the submissions come from in relation to the subject site?

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A/MANAGER DEVELOPMENT & DESIGN:

At the conclusion of the three consultation periods, a total of 139 submissions were received, 20 of which were from those who had previously made a submission. This included 10 submitters who affirmed their support and 10 submitters who affirmed their objection.

When removing all repeat submissions, the proposal received a total of 119 submissions, including:

- 101 submissions in support
- 17 submissions in objection
- One neither supporting nor objecting but raising concerns.

To protect the anonymity of submitters, the exact location of where submissions were received from cannot be disclosed on the public record. The below table provides a summary of where submissions were received:

Submission Type	Submission Location		
	Within 50m of the subject site	Outside 50m of the subject site	Total
Support	3	98	101
Object	8	9	17
Neither support or object	Nil	1	1
Total	11	108	119

CR WOOLF:

Can Administration confirm whether the applicant was notified of the consultation periods.

A/MANAGER DEVELOPMENT & DESIGN

Administration confirms that the applicant was notified prior to each community consultation period commencing.

CR WALLACE:

Why are Administration accepting of an acoustic letter being provided in lieu of an acoustic report that includes noise modelling?

A/MANAGER DEVELOPMENT & DESIGN:

In this particular instance, Administration are supportive of the conditioning of an Acoustic Report to be provided following development approval being issued. This is based on the combination of the following factors, which provide a level of certainty that the proposal would comply with the Noise Regulations and meet the objectives of the Sound Attenuation Policy:

- The favourable location and siting of the Restaurant/Café tenancy would result in the majority of activity being directed to Berryman Street and Menzies Park. This reduces the level of activity and associated noise being directed towards adjoining residential properties.
- The small scale of the tenancy.
- The tenancy was designed and previously used as non-residential development.
- Vehicle movements associated with Restaurant/Café are low. Noise generated from the carpark would be consistent with that expected within the existing context.
- A desktop analysis undertaken by Acoustic Consultant providing and informed analysis that the proposal would comply.

On this basis, there is minimal risk requiring an Acoustic Report to be provided following development approval.

CR WALLACE:

What would be the cost to the applicant be when obtaining an Acoustic Report?

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A/MANAGER DEVELOPMENT & DESIGN:

The applicant has advised that the cost of obtaining an Acoustic Report prepared in accordance with the City's Sound Attenuation Policy would be approximately \$3,000.00. The cost of obtaining an Acoustic Report was not a reason as to why Administration was accepting of the report being provided as a condition of development approval.

The applicant provided the following feedback regarding why an Acoustic Report was not provided as part of the Development Application:

- The request for the acoustic assessment originated from concerns that the four car bays being provided on the western side of the site resulting in excessive noise impacts, not from concerns that the general operation of the café itself.
- This is also why the acoustic advice sought addresses only the impact of the car parking area. Our view is that the four car bays do not warrant a full acoustic assessment, two of these bays are staff bays that would have minimal turnover, and the context of the area is that the affected sites front onto verge parking for a sporting reserve which in our view is likely to see more turnover than the visitor bays. In this context a couple of visitor parking bays seem unlikely to present an undue impact.

CR WALLACE:

Would the acoustic report need to cover off noise from queuing outside the tenancy to comply with the Sound Attenuation Policy?

A/MANAGER DEVELOPMENT & DESIGN:

The City's Sound Attenuation Policy does not provide specific standards regarding the attenuation of noise for alfresco dining or patrons waiting/queuing within public realm.

In considering the acceptability of the land use, including associated alfresco dining, it would be reasonable to require any acoustic report to project (model) sound levels from patrons (both when seated or standing, and associated activities such as dining or just standing), to help inform whether the alfresco dining would be suitable for its location.

In considering noise sources that could have an amenity impact, but are difficult to attenuate, such as patron noise, behaviours, set up and pack down of furniture, either of the following options could be considered:

1. Submission of an acoustic report that demonstrate compliance with the assigned levels can be achieved. This would model noise based on an accepted standard; or
2. Conditions on the development approval, that limit the activities on site, that can reasonably concluded amenity impacts would be limited.

In the absence of an Acoustic Report, the effect of Condition 3.2 is intended to restrict queuing, waiting and dining to be within the premises to ensure that noise and activity is contained within the site and to limit noise and amenity impacts to surrounding properties.

In the instance that alfresco dining were permitted, noise emissions within the public realm from the alfresco and activity attributed to the Café/Restaurant could be investigated by the City. While an investigation can be undertaken, the assigned levels of the Noise Regulations cannot be relied on given the noise relates to patron noise/behaviour. Instead, the City would need to rely on the business operator implementing meaningful management measures to mitigate noise. This does not guarantee all amenity impacts will be mitigated. In the instance that alfresco dining were permitted, Administration would recommend a condition of development approval relating to the development and implementation of an Operational Management Plan.

CR LA FONTAINE:

What is the frequency of waste pick-up?

A/MANAGER DEVELOPMENT & DESIGN:

The applicant has advised waste collection would be expected to occur once a week.

This will be confirmed through the submission of the waste management plan.

COUNCIL BRIEFING NOTES

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MAYOR ALISON XAMON:

Concerns have been raised about the state of the verge opposite. I understand that there may be some works planned to deal with that. Is there an indication, whether any of that will incorporate parking, noting that cars park there now – it's a dust bowl. Can I get an indication of what's intended to happen with the verge immediately opposite this?

EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

In response to a motion carried at the Annual Meeting of Electors, Council resolved that "Administration identifies a temporary solution to stabilise and mitigate dust on this section of verge and brings a report back to Council with a recommendation for a permanent solution by no later than March 2025."

The dust has arisen due to water saving measures taken to address the reduction in the City's ground water licence.

MAYOR ALISON XAMON:

Please indicate a timeframe for a resolution around whether there will be additional parking or not?

EXECUTIVE DIRECTOR INFRASTRUCTURE & ENVIRONMENT:

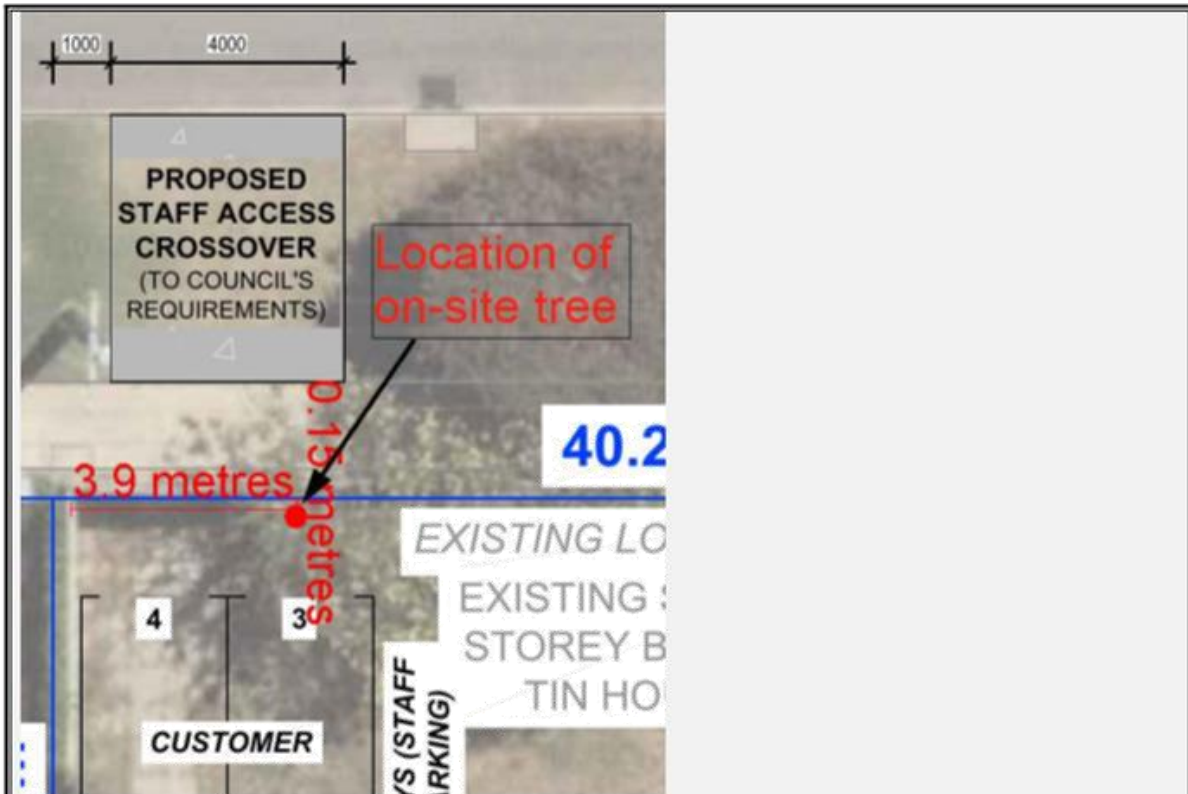
The intention is to design and trial a solution that incorporates car parking on a water permeable surface, stormwater capture and appropriate landscaping/planting. Drainage Design is anticipated to be completed in January 2025.

OTHER MATTERS:

Following the Council Briefing session, it came to Administration's attention that an existing on-site tree would need to be removed to accommodate the proposed Restaurant/Café parking arrangements.

The previous assessment undertaken by Administration, as presented within the Council Briefing report, was based on an understanding that the location of the tree was to the east of the car parking bays. This meant the tree could be retained as it would not conflict with the proposed driveway or any of the car bays.

Following on-site measurements, it has been confirmed that existing on-site tree is setback 3.9 metres from the western lot boundary and 0.15m from the street boundary, as shown in the below image. This means the tree would conflict with the proposed driveway to Car bay 3.



The options to resolve this issue include:

1. Removal of the on-site tree to accommodate Car Bay 1 and 3; or
2. Retention of the existing tree which means Car Bays 1 and 3 could not be provided. This option would result in a new departure regarding a shortfall of two customer parking bays on-site.

In considering the above two options, Administration would not be supportive of the removal of the on-site tree. This is because the proposal would not meet the objectives of the Built Form Policy where the retention of healthy and mature trees should be prioritised. The tree is a mature and healthy specimen with ongoing viability.

Following an assessment against the objectives of the Non-Residential Parking Policy, Administration are supportive of a shortfall of two (2) on-site parking bays. This is because there is sufficient on-street parking available within the immediate context, that would not detrimentally impact the surrounding area.

Option 2 is the preferred way forward as the tree would be retained and relevant parking objectives are achieved. To resolve this issue and proceed with Option 2, the officer report has been updated to reflect the required changes.

Changes to the officer report are summarised as follows:

- Detailed Assessment table updated to identify a new departure of two on-site car parking bay shortfall. The Comments section of the report has been updated to consider the acceptability of this one bay shortfall.
- Comments section updated to consider the design of the amended carparking arrangement.
- Conditions of approval added requiring a modified carpark layout that retains the existing tree.
- Existing recommended Condition 7.1.5 amended to ensure the existing tree is retained.

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At 6.48pm Senior Projects and Strategy Officer left the meeting and did not return.
At 7.19pm Manager Ranger Services left the meeting and did not return.

5.5 VARIATION OF LEASE TO WEST AUSTRALIAN TENNIS ASSOCIATION INC (ROBERTSON PARK TENNIS CENTRE)

- Attachments: 1. Robertson Park Tennis Centre lease plan 
 2. Robertson Park development Staging plan 

RECOMMENDATION:

That Council

1. **APPROVES** a variation of lease with West Australian Tennis Association Inc (ABN 90 803 634 736) located at a portion of 176 Fitzgerald Street, Perth as follows:
 - 1.1 waiver of rent; and
 - 1.2 extend the tenure of the lease to expire, whichever date occurs later:
 - 1.2.1 on 29 August 2025; or
 - 1.2.2 until Stages 1A and 1B works for the Robertson Park Development Plan relating to the Robertson Park Tennis Centre are completed; and
2. **Subject to satisfactory negotiations being carried out by the Chief Executive Officer, AUTHORISES** the Mayor and CEO to execute the Deed of Variation of Lease in accordance with the Execution of Documents Policy.

CR WORNER:

Why have the tennis courts fallen into such a state of disrepair under the management of the leasee, Isn't it part of the terms of the lease that Tennis West upkeep maintenance of the grass courts?

EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:


When Tennis West entered into the current lease to take over running of Robertson Park Tennis Centre in 2020, it was with the intention to continue the operations of tennis coaching, court hire and competitions at the Robertson Park Tennis Centre.

The Lease expressly states that the City would commence developing the tennis centre (as part of the renewal project of the Robertson Park Development Plan) within 24 - 36 months from the commencement of the lease in 2020. It is noted that the CSRFF funding was only received late last year and works as part of Stage 1A of the development plan have just commenced. The tennis courts were accepted by Tennis West on an 'as is' basis with intention that the development plan would commence soon after the lease had commenced.

Due to the delay in commencing works on the development plan, and notwithstanding that it is Tennis West's obligation to maintain the courts, it has not been financially viable for the operator to continue to maintain those courts where conditions have deteriorated to a point beyond repair and need to be replaced. The maintenance costs of the courts would have been generated from the income from hiring of the courts but due to its poor condition, these courts have only been hireable for casual tennis games resulting in the operator's reduced income.

It is also to be noted that the Lease does not require Tennis West to rectify any damage to the tennis courts that occurred prior to the commencement date.

8.1 GOVERNANCE FRAMEWORK REVIEW 2024

Attachments: 1. Governance Framework Review 2024 - Tracked Changes 

RECOMMENDATION:

That Council:

1. **NOTES** the review of the Governnace Framework, as outlined in this report; and
2. **ADOPTS** the updated Governance Framework, as tracked at Attachment 1.



CR WOOLF:

The attachment does not seem to be complete and contains a number of markups will this be updated for Council's adoption?

EXECUTIVE MANAGER CORPORATE STRATEGY & GOVERNANCE:

The recommendation has been updated to show which changes will be made after approval by Council. A draft of the final document has also now been as Attachment 2 for adoption.

5.4 LICENCE TO EXIPNOS PTY LTD (TRADING AS BRIKA BAR) ON PORTION OF PARRY STREET ROAD RESERVE ADJACENT TO UNITS 3 AND 4, NO. 177 STIRLING STREET, PERTH

- Attachments:**
1. Licence Area 
 2. Market Valuation - Confidential
 3. FYE 2019 Audited Financials - Confidential
 4. FYE 2020 Audited Financials - Confidential
 5. Development Approval for Structure 3 December 2013 

RECOMMENDATION:

That Council:

1. **APPROVES** the City granting a licence to Exipnos Pty Ltd (trading as Brika Bar) (ACN 162 355 339) of a portion of Parry Street road reserve adjacent to Lots 3 and 4 on Strata Plan 59820, Certificate of Title Volume 2807, Folio 731 and 732 (known as Units 3 & 4 of 177 Stirling Street, Perth), as shown in Attachment 1, on the following key terms:
 - 1.1 **Term:** 5 years
 - 1.2 **Licence Area:** 95 m² of Parry Street road reserve (verge area);
 - 1.3 **Licence fee:** \$1,000 per annum plus GST, indexed by CPI annually on 1 July;
 - 1.4 **Permitted use:** non-exclusive right to use the Licence Area as an outdoor dining area and liquor consumption in connection with the operation of Brika Bar;
 - 1.5 **Removal of furniture:** All furniture used (unless affixed to the ground) within the Licence Area must be removed by the Applicant at the close of each business;
 - 1.6 **Cleaning:** Applicant must, keep the Licence Area clean and tidy at all times, at its cost;
 - 1.7 **Insurance:** Applicant must effect and maintain public liability insurance to a minimum value of \$20,000,000 (per claim);
 - 1.8 **Indemnity:** Applicant will indemnify the City and the Minister for Lands against loss or damage to property or persons occurring as a result of the structure and use of the Licence Area;
 - 1.9 **Assignment** Applicant may not assign or transfer its right under this Licence;
 - 1.10 **Maintenance:** Applicant must, at its cost, keep the Licence Area in good repair including repairing damage to structures, fittings or fixtures and the road reserve on the Licence Area;
 - 1.11 **Outdoor Eating Area Permit:** Applicant must (for the duration of the Licence) maintain a valid Outdoor Eating Permit for the Licence;
 - 1.12 **Liquor Licence** Applicant must (for the duration of the Licence) maintain a current liquor licence for the Licence Area in order to serve alcohol in this area;



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- 1.13 Access the City, State and public utilities may access the Licence Area at any time in connection with its respective services, and no compensation is payable to the Applicant for any resultant loss; and
- 1.14 Make Good: Upon expiry or termination of licence to remove any Structure and make good the Licence Area, at Applicant's cost, to the satisfaction of the City; and
- 2. Subject to final satisfactory negotiations being carried out by the Chief Executive Officer, **AUTHORISES** the Mayor and Chief Executive Officer to affix the common seal and execute the licence in recommendation 1. above.

NO QUESTIONS

REPORTS WITH NO DISCUSSION**5.3 APPOINTMENT OF THE DESIGN REVIEW PANEL**

- Attachments:
1. Summary of Applicants - Confidential
 2. Summary of Interviews - Confidential
 3. Amended Terms of Reference 
 4. Draft Amended Terms of Reference (Tracked) 
 5. Design Review Panel Recommended Members 2024 - Confidential

RECOMMENDATION:

That Council:

1. **ADOPTS** the amended Design Review Panel – Terms of Reference included as Attachment 3;
2. **APPOINTS** the Applicants in Confidential Attachment 5 to the City's Design Review Panel from 18 May 2024 to 18 May 2026:
 - 2.1. Applicant 1;
 - 2.2. Applicant 2;
 - 2.3. Applicant 3;
 - 2.4. Applicant 4;
 - 2.5. Applicant 5;
 - 2.6. Applicant 6;
 - 2.7. Applicant 7;
 - 2.8. Applicant 8;
 - 2.9. Applicant 9;
 - 2.10. Applicant 10;
 - 2.11. Applicant 11;
 - 2.12. Applicant 12;
 - 2.13. Applicant 13; and
 - 2.14. Applicant 14; and
3. **NOTES** that:
 - 3.1. The City's Design Review Panel term expires on 17 May 2024; and
 - 3.2. Administration will notify all applicants of the Design Review Panel appointments and induct the successful applicants onto the Design Review Panel.





NO QUESTIONS

COUNCIL BRIEFING NOTES**16 APRIL 2024****6.2 RFT IE269/2023 PROVISION OF PLUMBING AND GAS MAINTENANCE SERVICES****Attachments: 1. Evaluation Worksheet RFT IE269-2023 - Confidential****RECOMMENDATION:****That Council:**

- 1. NOTES the outcome of the evaluation process for Tender IE269/2023 Provision of Plumbing and Gas Maintenance Services; and**
- 2. ACCEPTS the tender submission of Finestone Investments Pty t/a Ace Plus for Tender IE269/2023 Provision of Plumbing and Gas Maintenance Services.**

NO QUESTIONS

6.3 ADOPTION OF THE PARKING AMENDMENT LOCAL LAW 2024

- Attachments:
1. Parking Amendment Local Law 2024 clean copy 
 2. Parking Amendment Local Law 2024 with changes 
 3. Parking Amendment Local Law 2024 - DLGSC comments 
 4. Parking Amendment Local Law 2024 - Public submissions 


RECOMMENDATION:

That Council:

1. **GIVES NOTICE** that the purpose of the Parking Amendment Local Law 2024 is to amend certain provisions of the City of Vincent Parking Local Law 2023; and
2. **GIVES NOTICE** that the effect of the Parking Amendment Local Law 2024 is to provide further clarity of the requirements that any person parking a vehicle within the City of Vincent is to comply with these provisions; and
3. **MAKES BY ABSOLUTE MAJORITY** the Parking Amendment Local Law 2024 at Attachment 1, in accordance with section 3.12(4) of the *Local Government Act 1995* subject to the Chief Executive Officer;
 - 3.1 publishing the Parking Amendment Local Law 2024 in the Government Gazette in accordance with s3.12(5) of the *Local Government Act 1995* and providing a copy to the Minister for Local Government; and
 - 3.2 following Gazettal, providing local public notice in accordance with s3.12(6) of the *Local Government Act 1995*, and providing a copy of the law and Explanatory Memorandum signed by the Mayor and Chief Executive Officer to the Western Australian Parliamentary Joint Standing Committee on Delegated Legislation.

NO QUESTIONS

7.1 FINANCIAL STATEMENTS AS AT 29 FEBRUARY 2024

Attachments: 1. Financial Statements as at 29 February 2024 

RECOMMENDATION:





That Council RECEIVES the Financial Statements for the month ended 29 February 2024 as shown in Attachment 1.

NO QUESTIONS

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7.2 AUTHORISATION OF EXPENDITURE FOR THE PERIOD 01 FEBRUARY 2024 TO 29 FEBRUARY 2024

- Attachments:
1. February 2024 Payments by EFT and Payroll 
 2. February 2024 Payments by Direct Debit 
 3. February 2024 Payments by Cheque 
 4. February 2024 AMPOL Fuel Card 


RECOMMENDATION:

That Council RECEIVES the list of accounts paid under delegated authority for the period 1 February 2024 to 29 February 2024 as detailed in Attachments 1, 2 and 3 as summarised below:

EFT payments, including payroll	\$5,899,385.40
Cheques	\$1,252.37
Direct debits, including credit cards	\$595,996.11
Total payments for February 2024	\$6,496,633.88

NO QUESTIONS

7.3 INVESTMENT REPORT AS AT 29 FEBRUARY 2024

Attachments: 1. Investment Statistics as at 29 February 2024 

RECOMMENDATION:

That Council **NOTES** the Investment Statistics for the month ended 29 February 2024 as detailed in Attachment 1.

NO QUESTIONS

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8.2 INFORMATION BULLETIN

- Attachments:**
1. Unconfirmed Minutes of the Catalina Regional Council Meeting held on 15 February 2024 
 2. Unconfirmed Minutes of the MIndarie Regional Council Meeting 28 March 2024 
 3. Statistics for Development Services Applications as at the end of March 2024 
 4. Register of Legal Action and Prosecutions Monthly - Confidential
 5. Register of State Administrative Tribunal (SAT) Appeals - Progress Report as at 4 April 2024 
 6. Register of Applications Referred to the Metro Inner-North Joint Development Assessment Panel - Current 
 7. Register of Applications Referred to the Design Review Panel - Current 
 8. Register of Petitions - Progress Report - April 2024 
 9. Register of Notices of Motion - Progress Report - April 2024 
 10. Register of Reports to be Actioned - Progress Report - April 2024 
 11. Council Meeting Statistics - March 2024 
 12. Council Workshop Items since 5 March 2024 
 13. Council Briefing Notes - 12 March 2024 

RECOMMENDATION:

That Council RECEIVES the Information Bulletin dated April 2024.

ADDITIONAL INFORMATION:

The SAT registers have been updated in relation to the matters at:

- No. 334-346 Beaufort Street, Perth;
- No. 414-414 Fitzgerald Street, North Perth; and

No. 37-43 Stuart Street, Perth.

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9 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

10 REPRESENTATION ON COMMITTEES AND PUBLIC BODIES

Nil

11 CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Nil

12 CLOSURE

There being no further business the meeting closed at 7.27pm.