



**CITY OF VINCENT**

**ORDINARY  
COUNCIL MEETING**

**Minutes**

**22 SEPTEMBER 2015**

**ENHANCING AND CELEBRATING OUR DIVERSE COMMUNITY**

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## INDEX (22 SEPTEMBER 2015)

ITEM	REPORT DESCRIPTION	PAGE
<b>9.1</b>	<b>PLANNING SERVICES</b>	
9.1.1	FURTHER REPORT: No. 41 (Lot: 67; D/P: 2358) Salisbury Street, Leederville – Proposed Demolition of Existing Building and Construction of a Multiple Dwelling Development comprising of Three Two-Bedroom Dwellings, One Single-Bedroom Dwelling and Associated Car Parking (PR16184; 5.2015.256.1)	31
9.1.2	No. 323 (Lot: 1; STR: 17054) Fitzgerald Street, North Perth – Approval of Unlisted Use (Milliners) and Proposed Studio and Carport Addition to Existing Building (PR21095; 5.2015.211.1) [ <b>Absolute Majority Decision Required</b> ]	47
9.1.3	No. 9 (Lot: 2; STR: 65503) Nova Lane, North Perth – Proposed Construction of a Multiple Dwelling Development comprising of Four Single Bedroom Multiple Dwellings and Associated Car Parking (Amendments to Previous Council Approval – 19 November 2013) (PR52862; 5.2015.130.1)	7
9.1.4	No. 150 (Lots: 106 & 107; D/P: 400309) Vincent Street, North Perth – Proposed Change of Use from Single House to Single House and Consulting Rooms (Medical) and Signage (PR53796; 5.2015.236.1)	37
9.1.5	No. 526 (Lot: 118; D/P: 3660) Fitzgerald Street, Corner York Street, North Perth – Proposed Change of Use from Residential to Office and Consulting Room (Medical) (PR13525; 5.2014.690.1)	35
9.1.6	No. 49 (Lot: 115; D/P: 6064) Tasman Street, Mount Hawthorn – Proposed Demolition of an Existing Single House and Construction of Four Grouped Dwellings (PR50101; 5.2015.249.1)	9
9.1.7	Initiation of Amendment to Local Planning Policy No. 7.5.13 – Percent for Art (SC1562)	43
9.1.8	Outcomes of Advertising and Final Adoption of Policy No. 7.5.15 – Character Retention Areas (SC1343)	26
9.1.9	Outcomes of Advertising and Final Adoption of Local Planning Policy No. 7.7.1 – Parking and Access (SC436)	45
<b>9.2</b>	<b>TECHNICAL SERVICES</b>	
9.2.1	Britannia Reserve – Approval of Works in accordance with Long-term Implementation Plan (SC530)	12
9.2.2	Roads to Recovery Program – AUSLINK Funding Program Update (FY67-03, SC1883) [ <b>Absolute Majority Decision Required</b> ]	49
9.2.3	Proposed On Road Parking Improvements Faraday Street, Mount Hawthorn (SC997, Sc228) [ <b>Absolute Majority Decision Required</b> ]	50
9.2.4	Proposed Introduction of 2P Parking Restrictions in Jugan Street, Gibney Avenue, Anderson and Milton Streets, Mount Hawthorn (SC1092, SC1089, SC883, SC1077, SC1847)	51
9.2.5	Proposed Introduction of 2P Parking Restrictions in Grosvenor Road, Mount Lawley (SC811, SC1847)	13
9.2.6	Proposed Introduction of 2P Parking Restrictions in Victoria Street, West Perth (SC975, SC1847)	14
9.2.7	Tender 509/15 – Pavement Marking Services (SC2419)	15
9.2.8	Tender 511/15 – Installation of Signage (SC2421)	16
9.2.9	Final Adoption of Amendments to Draft Policy No. 2.2.13 – Parklets (SC2169)	53

**9.3 CORPORATE SERVICES**

9.3.1	Investment Report as at 31 August 2015 (SC1530)	17
9.3.2	Authorisation of Expenditure for the Period 1 to 31 August 2015 (SC347)	18
9.3.3	Australian Local Government Association request for support to restore the indexation of Financial Assistance Grants (SC1209)	19
9.3.4	Litis Stadium – Status of Change room facility (SC614) [ <b>Absolute Majority Decision Required</b> ]	28
9.3.5	Perth Soccer Club Redevelopment Update (SC529)	20

**9.4 COMMUNITY SERVICES**

9.4.1	Leederville Gardens Retirement Village - Board Membership (SC1670; SC313)	21
9.4.2	Community Sporting and Recreation Facility Fund (CSRFF) – Floreat Athena Soccer Club (SC2466) [ <b>Absolute Majority Decision Required</b> ]	30
9.4.3	Write-off of Infringement Notices/Costs for the Period 1 January 2015 – 30 June 2015 (SC210) [ <b>Absolute Majority Decision Required</b> ]	55

**9.5 CHIEF EXECUTIVE OFFICER**

9.5.1	Use of the Common Seal	22
9.5.2	Strategic Plan 2013-2023 – Progress Report for the Period 1 April 2015 to 31 July 2015	23
9.5.3	Review of Advisory and Working Group and Committees	56
9.5.4	Proposed Change to Council Meeting Schedule for October 2015	24
9.5.5	Information Bulletin	25

**10. COUNCIL MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

10.1	NOTICE OF MOTION: Mayor John Carey – Request to Reinstate Transperth Service Route 15	56
10.2	NOTICE OF MOTION: Cr Joshua Topelberg - Reduced speed limit on Vincent Street to 40kph between William Street and Fitzgerald Street	59

**11. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN (Without Discussion)**

**12. REPRESENTATION ON COMMITTEES AND PUBLIC BODIES**

**13. URGENT BUSINESS**

**14. CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED (“Behind Closed Doors”)**

14.1	CONFIDENTIAL REPORT: No. 124 (Lot: 41 D/P: 1879) Wright Street, corner of Phelps Lane, Highgate – Proposed Demolition of Existing Single House and Construction of Four Grouped Dwellings – Reconsideration under s31 of the State Administrative Tribunal (SAT) Act 2004 (DR 212 of 2015) (PR27428; 5.2014.501.1)	61
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<b>15. CLOSURE</b>		<b>63</b>
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## ORDINARY COUNCIL MEETING MINUTES

Minutes of the Ordinary Meeting of Council of the City of Vincent held at the Administration and Civic Centre, 244 Vincent Street, Leederville, on Tuesday 22 September 2015, commencing at 6.00pm.

### 1. (a) DECLARATION OF OPENING

The Presiding Member, Mayor John Carey, declared the meeting open at 6.05pm and read the following Acknowledgement of Country Statement:

### (b) ACKNOWLEDGEMENT OF COUNTRY STATEMENT

*"Today we meet on the lands of the Nyoongar people and we honour them as the traditional custodians of this land".*

### 2. APOLOGIES/MEMBERS ON APPROVED LEAVE OF ABSENCE

#### (a) Apologies:

Nil.

#### (b) Members on Approved Leave of Absence:

Cr Topelberg on approved leave of absence.

#### (c) Present:

Mayor John Carey	Presiding Member
Cr Roslyn Harley ( <i>Deputy Mayor</i> )	North Ward
Cr Matt Buckels	North Ward
Cr Emma Cole	North Ward
Cr Laine McDonald	South Ward (from 6.10pm)
Cr John Pintabona	South Ward
Cr Julia Wilcox	North Ward
Len Kosova	Chief Executive Officer
Rick Lotznicker	Director Technical Services
Gabriela Poezyn	Director Planning Services
John Paton	Director Corporate Services
Rob Boardman	Director Community Services
Jerilee Highfield	Executive Assistant, Minutes Secretary

#### Media

Nil.

Approximately 24 Members of the Public.

**3. (a) PUBLIC QUESTION TIME & RECEIVING OF PUBLIC SUBMISSIONS**

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.

1. Marie Slyth of 89 Carr Street, West Perth – Item 9.1.8

- Commended the City of Vincent seeking to establish a clear procedure for enabling members of the public to nominate character retention areas and streetscapes.

*The Presiding Member Mayor Carey thanked Ms Slyth for her comments.*

2. Con Berbadis of 24 First Avenue, Mount Lawley – Item 9.3.4

- Requested that the alternative change room facilities be based on rational grounds and that consideration be given to entering into leasing negotiations immediately rather than deferring it for a year or fifteen months.

*The Presiding Member Mayor Carey thanked Mr Berbadis for his comments.*

3. Bev Christmass of 53 Salisbury Street, Leederville – Item 9.1.1

- Spoke against the proposal on the basis of the City's residential design elements policy.

*The Presiding Member Mayor Carey thanked Ms Christmass for her comments.*

4. Neil McKirk of 19 Little Russell Street, North Perth – Item 9.1.5

- Concerned about parking issues and traffic access within the area of the development.

*The Presiding Member Mayor Carey thanked Mr McKirk for his comments.*

5. Jodie Crabbs of 35 Sydney Street, North Perth – Item 9.1.4

- She is the applicant for the proposal and spoke in support of the application.

*The Presiding Member Mayor Carey thanked Ms Crabbs for his/her comments.*

6. Ben Chase of 35 Sydney Street, North Perth – Item 9.1.4

- Spoke in support of the application.

*The Presiding Member Mayor Carey thanked Mr Chase for his comments.*

7. Dudley Maier of 51 Chatsworth Road, Highgate – Item 9.1.8

- Spoke in support of the Character Retention Areas.
- Thanked Mr Boardman for all his support over the years and wished him the best for his retirement.

*The Presiding Member Mayor Carey thanked Mr Maier for his comments.*

8. Vince Mesiti of 43 Salisbury Street, Leederville – Item 9.1.1

- Objected to the proposal and asked Council to consider refusing the application.

*The Presiding Member Mayor Carey thanked Mr Mesiti for his comments.*

9. Chantal Mesiti of 43 Salisbury Street, Leederville – Item 9.1.1

- Spoke in opposition to the proposal and asked Council to consider refusing the application.

*The Presiding Member Mayor Carey thanked Ms Mesiti for her comments.*

10. Carey O’Keefe of 39 Salisbury Street, Leederville – Item 9.1.1

- Spoke against the proposal and asked Council to reject the proposal.

*The Presiding Member Mayor Carey thanked Mr O’Keefe for his comments.*

11. Elizabeth Pestell of 47 Harold Street, Mount Lawley – Confidential Item 14.1

- Spoke against the proposal and felt that the application of three storeys with balconies overlooking neighbours is non-compliant in terms of scale, height and setbacks.

*The Presiding Member Mayor Carey thanked Ms Pestell for her comments.*

12. Michael Kruize of 41A Salisbury Street, Leederville – Item 9.1.1

- Spoke against the proposal and asked Council to reject the proposal.

*The Presiding Member Mayor Carey thanked Mr Kruize for his comments.*

13. Peter Nguyen - Item 9.1.5

- Spoke on behalf of the Owner. Stated that a reversing bay has been proposed to ensure safety of pedestrians, however after listening to the comments if need be we may need to add a mirror or a left turn only sign.

*The Presiding Member Mayor Carey thanked Mr Nguyen for his comments.*

14. Michelle Cross of 45 Harold Street, Mount Lawley – Confidential Item 14.1

- Spoke against the proposal.

*The Presiding Member Mayor Carey thanked Ms Cross for her comments.*

15. Steve Beadle of 42 Melrose Street, Leederville Petition 5.1

- There has been further damage in this area from a wayward vehicle running off the freeway that has not since been repaired.

*The Presiding Member Mayor Carey thanked Mr Beadle for his comments.*

There being no further speakers, Public Question Time closed at approximately 6.35 pm.

**(b) RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil.

**4. APPLICATIONS FOR LEAVE OF ABSENCE**

Nil.

**5. THE RECEIVING OF PETITIONS, DEPUTATIONS AND PRESENTATIONS**

- 5.1 Petition received from Mr J Williams of Melrose Street, Leederville, along with 30 signatures, requesting that Main Roads WA, in co-operation with the City of Vincent, erect sound barriers that will adequately address the impact of sound and safety to residents on Melrose Street, Stamford Street and Richmond Street, Leederville due to the escalation of sound from the Mitchell Freeway.

**Moved Cr Pintabona Seconded Cr McDonald**

**That the petition be received as recommended.**

**CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

- 5.2 Petition received from Ms N Shah of Noranda, along with 229 signatures, in support of a proposed change of use to Medical Consultant Room (North Perth Dental) at No. 1 Glebe Street, North Perth, which is a proposal that Administration will be submitting to the October Council Meeting.

**Moved Cr McDonald Seconded Cr Pintabona**

**That the petition be received as recommended.**

**CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**6. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

- 6.1 Minutes of the Ordinary Meeting of Council held on 25 August 2015.

**Moved Cr Pintabona, Seconded Cr Buckels**

**That the Minutes of the Ordinary Meeting of Council held on 25 August 2015 be confirmed as a true and correct record.**

**CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**7. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)**

The Presiding Member Mayor John Carey made the following announcements;

**7.1 Director Community Services Retiring**

This is the last Council Meeting for the Director Community Services. I want to thank you for an incredible 20 years of service, when you think in today's world and so many people shifting and changing jobs, that is incredible and I know you have given it your all and you have been a dedicated and loyal working member of the Administration.

I do know that it has been across many different paths including Planning and now Community Services. On behalf of all the Council and the Administration I want to sincerely thank you.

**7.2 Cr Julia Wilcox last Council Meeting**

Cr Wilcox has decided to retire and this is the last Ordinary Council Meeting before the Elections and after that we will have a new Council Member in Cr Wilcox' place. I would like to thank you for your 4 years of service.

**8. DECLARATIONS OF INTERESTS**

- 8.1 Mayor John Carey declared an Impartiality interest in Confidential Item 14.1 - No. 124 (Lot: 41 D/P: 1879) Wright Street, corner of Phelps Lane, Highgate – Proposed Demolition of Existing Single House and Construction of Four Grouped Dwellings – Reconsideration under s31 of the State Administrative Tribunal (SAT) Act 2004. The extent of his interest being that he is very good friends with Paul O'Connor and Aurelio Costarella who are neighbours opposed to the proposed development.

**9. REPORTS**

As listed in the Index.

The Presiding Member, Mayor John Carey, requested that the Chief Executive Officer advise the meeting of:

- (a) **Items which are the subject of a question or comment from Members of the Public and the following was advised:**

Items 9.1.1, 9.1.4, 9.1.5, 9.1.8, 9.3.4, 9.4.2 and 14.1 (9.3.4 and 9.4.2 also require Absolute Majority decision)

- (b) **Items which require an Absolute Majority decision which have not already been the subject of a public question/comment and the following was advised:**

Items 9.1.2, 9.2.2, 9.2.3, 9.3.4, 9.4.2, 9.4.3

- (c) **Items which Council Members/Officers have declared a financial or proximity interest and the following was advised:**

Nil.

Presiding Member, Mayor John Carey, 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 or require an absolute majority decision and the following was advised:**

<b>COUNCIL MEMBER</b>	<b>ITEMS TO BE DISCUSSED</b>
Mayor John Carey	9.1.7, 9.2.9 & 9.5.3
Cr Harley (Deputy Mayor)	9.4.3
Cr Buckels	9.2.3 & 9.2.4
Cr Cole	9.1.9 & 9.2.2
Cr McDonald	Nil
Cr Pintabona	Nil
Cr Topelberg	On Approved Leave
Cr Wilcox	Nil

The Presiding Member, Mayor John Carey, requested that the Chief Executive Officer advise the meeting of:

- (e) **Unopposed items which will be moved “En Bloc” and the following was advised:**

Items 9.1.3, 9.1.6, 9.2.1, 9.2.5, 9.2.6, 9.2.7, 9.2.8, 9.3.1, 9.3.2, 9.3.3, 9.3.5, 9.4.1, 9.5.1, 9.5.2, 9.5.4 and 9.5.5

- (f) **Confidential Reports which will be considered behind closed doors and the following was advised:**

Item 14.1

**ITEMS APPROVED “EN BLOC”:**

The following Items were adopted unopposed and without discussion “*En Bloc*”, as recommended:

**Moved Cr Buckels, Seconded Cr Wilcox**

**That the following unopposed items be adopted “En Bloc”, as recommended:**

**Items 9.1.3, 9.1.6, 9.2.1, 9.2.5, 9.2.6, 9.2.7, 9.2.8, 9.3.1, 9.3.2, 9.3.3, 9.3.5, 9.4.1, 9.5.1, 9.5.2, 9.5.4 and 9.5.5.**

**CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**9.1.3 No. 9 (Lot: 2; STR: 65503) Nova Lane, North Perth – Proposed Construction of a Multiple Dwelling Development comprising of Four Single Bedroom Multiple Dwellings and Associated Car Parking (Amendments to Previous Council Approval – 19 November 2013)**

<b>Ward:</b>	North	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 8 – North Perth	<b>File Ref:</b>	PR52862; 5.2015.130.1
<b>Attachments:</b>	<a href="#">1</a> – Development Application Plans <a href="#">2</a> – Planning Approval of 19 November 2013		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	A Dyson, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by M Carbone Design on behalf of the owner MAD Nominees, A D’Amelio & M Buckley for the proposed Construction of Two Storey Multiple Dwelling Comprising of Four Single Bedroom Multiple Dwellings and Associated Car Parking (Amendment to Previous Approval) at No. 9 (Lot) Nova Lane, North Perth as shown on plans date stamped 16 July 2015, included as Attachment 1, subject to the following conditions:

1. Conditions 1, 2.1, 2.2, 3 and 4 of planning approval 5.2013.344.1 granted on 19 November 2013 remain valid;
2. Prior to the submission of a Building Permit application the following shall be submitted for approval to the City:
  - 2.1 Revised plans:
    - 2.1.1 Showing the front fencing to a maximum solid height of 1.2 metres; and
    - 2.1.2 An updated landscaping plan to the satisfaction of the City which shows the following:
      - (a) The location and type of existing and proposed trees and plants;
      - (b) All vegetation including lawns;
      - (c) Areas to be irrigated or reticulated;
      - (d) Proposed watering system to ensure the establishment of species and their survival during the hot and dry months;
      - (e) Separate soft and hard landscaping plans;
      - (f) Proposed landscaping adjacent to the visitor car parking bay is as ground cover only that does not encroach into the parking area;
      - (g) The landscaping at the entrance of the driveway to be clear of vegetation that could obstruct a visual truncation; and
      - (h) Details relating to the proposed grow walls along the western, eastern and southern elevation; and
3. Prior to occupation of the development, the following shall be completed to the satisfaction of the City:
  - 3.1 Landscape Plan

With reference to Condition 2.1.2 all works shown shall be undertaken in accordance with the approved landscaping plans and maintained thereafter to the satisfaction of the City at the owners’ expense.

**ADVICE NOTES:**

1. The City requires that a Road and Verge security bond for the sum of \$2,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable; and
  2. With reference to Conditions 1 and 2.1.2, Council encourages landscaping methods and species selection which do not rely on reticulation.
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**COUNCIL DECISION ITEM 9.1.3**

**Moved Cr Buckels, Seconded Cr Wilcox**

**That the recommendation be adopted.**

**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.1.6 No. 49 (Lot: 115; D/P: 6064) Tasman Street, Mount Hawthorn – Proposed Demolition of an Existing Single House and Construction of Four Grouped Dwellings**

<b>Ward:</b>	North	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 1 – Mount Hawthorn	<b>File Ref:</b>	PR50101; 5.2015.249.1
<b>Attachments:</b>	<a href="#">1</a> – Consultation Map <a href="#">2</a> – Development Application Plans <a href="#">3</a> – Marked up plans showing proposed versus required setbacks		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	R Narroo, Senior Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **APPROVES** the application submitted by Cocoon Design and Construct on behalf of the owner Casa Developments for the proposed Demolition of an Existing Single House and Construction of Four Two Storey Grouped Dwellings at No. 49 (Lot: 115) Tasman Street, Mount Hawthorn as shown on plans date stamped 25 August 2015, included as Attachment 2, subject to the following conditions:

1. **Boundary Wall**

The owners of the subject land shall finish and maintain the surface of the boundary walls facing No. 51B & No. 47 Tasman Street and No. 50 Purslowe Street, Mount Hawthorn in a good and clean condition. The finish of the wall is either to be fully rendered or face brickwork to the satisfaction of the City;

2. **Building Appearance**

All external fixtures shall be integrated with the design of the development and shall not be visually obtrusive from Tasman Street and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

3. **Verge Trees**

No verge trees shall be removed. The verge trees are to be retained and protected from any damage including unauthorised pruning;

4. **Car Parking and Accessways**

4.1 Vehicle and pedestrian access points are required to match into existing footpaths levels;

4.2 The vehicle access shall comply with the City's Standard 'Visual Truncations'; and

4.3 All new crossovers shall be constructed in accordance with the City's Standard Crossover Specifications;

5. A Demolition Permit shall be obtained from the City prior to commencement of any demolition works on the site;

6. Prior to the submission of a Building Permit application, the following shall be submitted to and approved by the City:

6.1 **Landscaping**

A detailed landscape plan for the development site drawn to a scale of 1:100 shall show the following to the satisfaction of the City:

- 6.1.1 The location and type of existing and proposed trees and plants;
- 6.1.2 All vegetation including lawns;
- 6.1.3 Areas to be irrigated or reticulated and such method;
- 6.1.4 Proposed watering system to ensure the establishment of species and their survival during the hot and dry months;
- 6.1.5 Separate soft and hard landscaping plans (indicating details of materials to be used);
- 6.1.6 The redundant crossover being removed and landscaped in accordance with the landscaping proposed for the remainder of the verge;
- 6.1.7 Three mature trees provided in the landscape area alongside the driveway between unit 2 and the street boundary; and
- 6.1.8 A minimum of 50% of the courtyard areas to Units 1 and 2 shall have soft landscaping;

6.2 **Acoustic Report**

An Acoustic Report in accordance with the City's Policy No. 7.5.21 – Sound Attenuation shall be prepared, submitted and approved by the City. The recommended measures of the report shall be implemented;

6.3 **Construction Management Plan**

A Construction Management Plan, detailing how the construction of the development will be managed to minimise the impact on the surrounding area, in accordance with the requirements of the City's Policy No. 7.5.23 – Construction Management Plans. Construction and management of the site shall thereafter comply with the approved Construction Management Plan; and

6.4 **Front Fence**

Any new street/front wall, fence and gate within the Tasman Street setback areas, including along the side boundaries within this street setback area, shall comply with the City's Policy No. 7.2.1 – Residential Design Elements relating to Street Walls and Fences; and

7. Prior to the submission of an Occupancy Permit, the following shall be completed to the satisfaction of the City;

7.1 **Acoustic Report**

With reference to Condition 6.2, certification from an acoustic consultant, that the recommended measures have been undertaken shall be provided to the City;

7.2 **Stormwater**

All stormwater produced on the subject land shall be retained onsite, by suitable means to the satisfaction of the City; and

### 7.3 Landscaping

With reference to Condition 6.1, all such works shown shall be undertaken in accordance with the approved plan and maintained thereafter, to the satisfaction of the City, by the owners/occupiers.

#### ADVICE NOTES:

1. With reference to Condition 1, the owners of the subject land shall obtain the consent of the owners of relevant adjoining properties before entering those properties in order to make good the boundary walls;
2. With reference to Condition 7.2, no further consideration shall be given to the disposal of stormwater 'off site' without the submission of a geotechnical report from a qualified consultant. Should approval to dispose of stormwater 'off site' be subsequently provided, detailed design drainage plans and associated calculations for the proposed stormwater disposal shall be lodged together with the building permit application working drawings;
3. The City requires that a Road and Verge security bond for the sum of \$2,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable;
4. With reference to Condition 6.1, Council encourages landscaping methods and species selection which do not rely on reticulation;
5. Any additional property numbering to the abovementioned address which results from this application will be allocated by the City of Vincent; and
6. The movement of all path users, with or without disabilities, within the road reserve, shall not be impeded in any way during the course of the building works. This area shall be maintained in a safe and trafficable condition and a continuous path of travel (minimum width 1.5 metres) shall be maintained for all users at all times during construction works. If the safety of the path is compromised resulting from either construction damage or as a result of a temporary obstruction appropriate warning signs (in accordance with AS1742.3) shall be erected. Should a continuous path not be able to be maintained, an 'approved' temporary pedestrian facility suitable for all path users shall be put in place. If a request to erect scaffolding, site fencing etc. or if building materials are required to be stored within the road reserve, once a formal request has been received, the matter will be assessed by the City and if considered appropriate a permit shall be issued by the City's Ranger Services Section. No permit will be issued if the proposed encroachment into the road reserve is deemed to be inappropriate.

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#### COUNCIL DECISION ITEM 9.1.6

Moved Cr Buckels, Seconded Cr Wilcox

That the recommendation be adopted.

CARRIED UNANIMOUSLY "EN BLOC" (7-0)

(Cr Topelberg was on approved leave of absence.)

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**9.2.1 Britannia Reserve – Approval of Works in accordance with Long-term Implementation Plan**

<b>Ward:</b>	North	<b>Date:</b>	8 September 2015
<b>Precinct:</b>	Precinct 3 - Leederville	<b>File Ref:</b>	SC530
<b>Attachments:</b>	1 – Example of lighting proposed 2 – Plan showing location of light poles		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	J van den Bok, Manager Parks and Property Services R Lotznicker, Director Technical Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **APPROVES** the proposed Stage 2 lighting, adjacent to the western pathway at Britannia Reserve, as shown in Attachments 1 and 2, in accordance with the Britannia Reserve Long-term Implementation Program;
2. **NOTES** that;
  - 2.1 \$140,000.00 has been included in the 2015/2016 Budget for the lighting project; and
  - 2.2 a tender for the lighting project will be advertised in September 2015.

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**COUNCIL DECISION ITEM 9.2.1**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.2.5 Proposed Introduction of 2P Parking Restrictions in Grosvenor Road, Mount Lawley**

<b>Ward:</b>	North	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 10 - Norfolk	<b>File Ref:</b>	SC811, SC1847
<b>Attachments:</b>	<a href="#">1</a> – Proposed Plan No. 3235-PP-01 <a href="#">2</a> – Consultation Comments <a href="#">3</a> – Proposed Plan No. 3235-PP-01A		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	C Wilson, Manager Asset and Design Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **APPROVES** the introduction of 2P parking restrictions 8am to 5.30pm Monday to Friday and 8am to 12noon Saturday in Grosvenor Road, Mount Lawley, William Street to Hutt Street, as shown on attached Plan No. 3235-PP-01 and Plan No. 3235-PP-01A (Attachments 1 and 3); and
2. **ADVISES** the residents of Grosvenor Road, and other respondents, of its decision.

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**COUNCIL DECISION ITEM 9.2.5**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.2.6 Proposed Introduction of 2P Parking Restrictions in Victoria Street, West Perth**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 12 – Hyde Park	<b>File Ref:</b>	SC975, SC1847
<b>Attachments:</b>	<a href="#">1</a> – Proposed Plan No. 3242-PP-01 <a href="#">2</a> – Consultation Comments		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	C Wilson, Manager Asset and Design Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **APPROVES** the introduction of 2P parking restrictions 8am to 5.30pm Monday to Friday, in Victoria Street, West Perth, as shown on attached Plan No. 3242-PP-01 (Attachment 1); and
2. **ADVISES** the residents of Victoria Street, and other respondents, of its decision.

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**COUNCIL DECISION ITEM 9.2.6**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.2.7 Tender No. 509/15 – Pavement Marking Services**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC2419
<b>Attachments:</b>	1 – Confidential Attachment		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	C Wilson, Manager Asset and Design Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council **AWARDS** Tender No. 509/15 for the provision of Pavement Marking Services to Bay Corporation Pty Ltd (Line Marking Specialists) and Workzone Pty Ltd, for a period of three years from October 2015 as per the schedule of rates in the tender submission and general conditions of tendering.

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**COUNCIL DECISION ITEM 9.2.7**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.2.8 Tender No. 511/15 – Installation of Signage**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC2421
<b>Attachments:</b>	1 – Confidential Attachment		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	C Wilson, Manager Asset and Design Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council AMENDS Tender No. 511/15 for the installation of signage to Corsign (WA) Pty Ltd, Sam's Repairs and Maintenance and Galena Nominees Pty Ltd (Jason Signmakers) for a period of three years from October 2015 as per the schedule of rates in the tender submission and general conditions of tendering.

**COUNCIL DECISION ITEM 9.2.8**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**9.3.1 Investment Report as at 31 August 2015**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC1530
<b>Attachments:</b>	<a href="#">1</a> – Investment Report		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	N Makwana, Accounting Officer B Wong, Accountant G Garside, Manager Financial Services		
<b>Responsible Officer:</b>	J Paton, Director Corporate Services		

**OFFICER RECOMMENDATION:**

That Council **NOTES** the Investment Report for the month ended 31 August 2015 as detailed in Attachment 1.

**COUNCIL DECISION ITEM 9.3.1**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**9.3.2 Authorisation of Expenditure for the Period 1 to 31 August 2015**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC347
<b>Attachments:</b>	<a href="#">1</a> – Creditors Report – Payments by EFT <a href="#">2</a> – Creditors Report – Payments by Cheque <a href="#">3</a> – Credit Card Transactions		
<b>Tabled Items:</b>	-		
<b>Reporting Officers:</b>	R Tang, Accounts Payable Officer; G Garside, Manager Financial Services		
<b>Responsible Officer:</b>	J Paton, Director Corporate Services		

**OFFICER RECOMMENDATION:**

That Council RECEIVES the list of accounts paid under Delegated Authority for the month of August 2015 as detailed in Attachment 1, 2, 3 and as summarised below:

Cheque numbers 78651,78723-78821	\$138,517.61
EFT Documents 1828-1838	\$2,397,475.58
Payroll	\$1,025,698.43
Credit Cards	\$10,398.78
Direct Debits	
• Lease Fees	\$8,100.12
• Loan Repayment	\$144,399.75
• Bank Fees and Charges	\$7,586.05
• Reject Fees	\$5.00
<b>Total Accounts Paid</b>	<b>\$3,732,181.32</b>

**COUNCIL DECISION ITEM 9.3.2**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

**9.3.3 Australian Local Government Association request for support to restore the indexation of Financial Assistance Grants**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC1209
<b>Attachments:</b>	Nil.		
<b>Tabled Items:</b>	Nil.		
<b>Reporting Officer:</b>	J Paton, Director Corporate Services		
<b>Responsible Officer:</b>	J Paton, Director Corporate Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **ACKNOWLEDGES** the importance of Federal funding through the Financial Assistance Grants program for the continued delivery of Local Governments services and infrastructure;
2. **ACKNOWLEDGES** that the City of Vincent allocation under the Financial Assistance Grant program for 2014/15 was \$1,128,986 and has been confirmed as \$1,110,290 for 2015/16;
3. **NOTES** that this Federal funding, and other funding provided by the Federal Government under relevant grant programs, is appropriately identified as Commonwealth grant funding in council publications, including annual reports; and
4. **REQUESTS** the Mayor write to local Federal Government representatives seeking their support for the immediate re-introduction of indexation of Financial Assistance Grants.

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**COUNCIL DECISION ITEM 9.3.3**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.3.5 Perth Soccer Club – Redevelopment Update**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Hyde Park Precinct - 12	<b>File Ref:</b>	SC529
<b>Attachments:</b>	<a href="#">1</a> – Dorrien Gardens site <a href="#">2</a> – Letter of Request from Perth Soccer Club & Project Site Plan		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	J Paton, Director Corporate Services		
<b>Responsible Officer:</b>	J Paton, Director Corporate Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **CONSENTS** in accordance with Clause 5(y) of the Lease between the City of Vincent and Perth Soccer Club to the facility improvements proposed to be undertaken by the Perth Soccer Club as outlined in Attachment 2, subject to:
  - 1.1 All necessary approvals first being obtained by the Club; and
  - 1.2 All works being undertaken and project managed by appropriately qualified persons/companies; and
2. **AUTHORISES** the Chief Executive Officer to negotiate a new draft lease with the Perth Soccer Club and **NOTES** that a further report on the same will be presented to Council for consideration once negotiations have progressed.

---

**COUNCIL DECISION ITEM 9.3.5**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.4.1 Leederville Gardens Retirement Village – Board Membership**

<b>Ward:</b>	North	<b>Date:</b>	10 September 2015
<b>Precinct:</b>	Leederville	<b>File Ref:</b>	SC1670; SC313
<b>Attachments:</b>	Nil		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	J Anthony, Manager Community Development		
<b>Responsible Officer:</b>	R Boardman, Director Community Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **NOTES that the terms of appointment for Mayor John Carey, Councillors Roslyn Harley, John Pintabona and Emma Cole (Deputy), as serving Board Members of Leederville Gardens Inc. will expire on 15 October 2015;**
2. **NOTES that Administration will call for expressions of interest for members of the public to nominate to serve on the board of Leederville Gardens Inc;**
3. **NOTES that Administration will be submitting a further report for Council to consider nominations from members of the public and to appoint three Board Members to serve on the Leederville Gardens Inc. Board for a term of three years.**

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**COUNCIL DECISION ITEM 9.4.1**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.5.1 Use of the Council's Common Seal**

<b>Ward:</b>	-	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	-	<b>File Ref:</b>	SC406
<b>Attachments:</b>	-		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	M McKahey, Personal Assistant		
<b>Responsible Officer:</b>	L Kosova, Chief Executive Officer		

**OFFICER RECOMMENDATION:**

That Council **NOTES** the use of the Council's Common Seal on the documents listed in this report, for the month of August/September 2015.

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**COUNCIL DECISION ITEM 9.5.1**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY "EN BLOC" (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**9.5.2 Strategic Plan 2013-2023 – Progress Report for the Period  
1 April 2015 – 31 July 2015**

<b>Ward:</b>	-	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	-	<b>File Ref:</b>	-
<b>Attachments:</b>	<a href="#">1</a> – Strategic Plan Quarterly Progress Report		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	J Highfield, Executive Assistant		
<b>Responsible Officer:</b>	Len Kosova, Chief Executive Officer		

**OFFICER RECOMMENDATION:**

That Council RECEIVES the progress report on the Strategic Community Plan 2013 2023 (SCP) for the period 1 April 2015 – 31 July 2015 (Attachment 1).

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**COUNCIL DECISION ITEM 9.5.2**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.5.4 Proposed Change to October 2015 Meeting Dates**

<b>Ward:</b>	-	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	-	<b>File Ref:</b>	ADM0016 & ADM0066
<b>Attachments:</b>	<a href="#">1</a> – Amended Council Meeting and Forum Schedule 2015		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	J Highfield, Executive Assistant		
<b>Responsible Officer:</b>	Len Kosova, Chief Executive Officer		

**OFFICER RECOMMENDATION:**

That Council **AMENDS** the current adopted Council Meeting and Forum Schedule 2015 as follows:

1. Council Briefing Session rescheduled from 13 October 2015 to 20 October 2015;
2. Council Meeting rescheduled from 20 October 2015 to 27 October 2015; and
3. Council Forum rescheduled from 27 October 2015 to 13 October 2015.

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**COUNCIL DECISION ITEM 9.5.4**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.5.5 Information Bulletin**

<b>Ward:</b>	-	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	-	<b>File Ref:</b>	-
<b>Attachments:</b>	<a href="#">1</a> – Information Bulletin		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	J Highfield, Executive Assistant		
<b>Responsible Officer:</b>	Len Kosova, Chief Executive Officer		

**OFFICER RECOMMENDATION:**

That the Council RECEIVES the Information Bulletin dated 4 September 2015 as distributed with the Agenda.

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**COUNCIL DECISION ITEM 9.5.5**

**Moved Cr Buckels, Seconded Cr Wilcox**

That the recommendation be adopted.

**CARRIED UNANIMOUSLY “EN BLOC” (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.1.8 Outcomes of Advertising and Final Adoption of Policy No. 7.5.15 – Character Retention Areas**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All Precincts	<b>File Ref:</b>	SC1343
<b>Attachments:</b>	<p><a href="#">1</a> – Draft Policy No. 7.1.8 – Character Retention Areas (as advertised)</p> <p><a href="#">2</a> – Amended Policy No. 7.5.15 – Character Retention Areas following advertising (with tracked changes)</p> <p><a href="#">3</a> – Amended Policy No. 7.5.14 – Character Retention Area (clean copy without tracked changes) (updated)</p> <p><a href="#">4</a> – Summary of Submissions</p>		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	J O’Keefe, Manager Policy and Place		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **ADOPTS** amended Policy No. 7.5.15 – Character Retention Areas as modified and as shown in Attachment 3;
2. **NOTES** the submissions received in relation to the advertising of Draft Policy No. 7.5.15 – Character Retention Areas, included as Attachment 4 and **ENDORSES** Administration’s responses to those submissions;
3. **AUTHORISES** the Chief Executive Officer to advertise in accordance with Clause 47 of the City of Vincent Town Planning Scheme No. 1; that the final version of Policy No. 7.5.15 – Character Retention Areas (Attachment 3) has been adopted; and
4. **NOTES** the error made in the Minutes of the Ordinary Meeting of Council of 20 January 2015 and **REQUESTS** the Chief Executive Officer to annotate the Minutes of 20 January 2015 to make reference to this decision.

**Moved Cr Cole, Seconded Cr Buckels**

That the recommendation be adopted.

*Debate ensued.*

**AMENDMENT:**

**Moved Cr Cole, Seconded Cr Wilcox**

That Recommendation 1 be amended to read, as follows:

- “1. **ADOPTS** amended Policy No. 7.5.15 – Character Retention Areas as modified and as shown in Attachment 3, **subject to the following:**

**1.1 Clause 2.1 being amended to read as follows:**

“2.1 Following the successful nomination of a Character Retention Area, all ~~affected~~ owners of the affected properties will be notified of the intention to proceed with the nomination.”

**1.2 Clause 2.2 being amended to read as follows:**

“2.2 The City will invite all ~~affected~~ owners of the affected properties to attend a facilitated workshop to:...”

**1.3 Clause 2.3 being amended to read as follows:**

“2.3 This workshop will be held at a mutually agreed time between the City and the ~~affected~~ owners of the affected properties...”

**1.4 Clause 4.1 being amended to read as follows:**

**“4.1 The City may consider amending the Character Retention Area Guidelines where it can be demonstrated that at least 40% of the affected owners of the affected properties support the amendment(s).”**

**1.5 Clause 5.1 being amended to read as follows:**

**“5.1 The City will only consider initiating the removal of a Character Retention Area where it can be demonstrated that at least 60% of the affected owners of the affected properties support their removal.”**

**AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 9.1.8**

That Council:

1. **ADOPTS** amended Policy No. 7.5.15 – Character Retention Areas as modified and as shown in Attachment 3, subject to the following:

**1.1 Clause 2.1 being amended to read as follows:**

**2.1 Following the successful nomination of a Character Retention Area, all owners of the affected properties will be notified of the intention to proceed with the nomination.”**

**1.2 Clause 2.2 being amended to read as follows:**

**2.2 The City will invite all owners of the affected properties to attend a facilitated workshop to:”**

**1.3 Clause 2.3 being amended to read as follows:**

**2.3 This workshop will be held at a mutually agreed time between the City and the owners of the affected properties**

**1.4 Clause 4.1 being amended to read as follows:**

**4.1 The City may consider amending the Character Retention Area Guidelines where it can be demonstrated that at least 40% of the owners of the affected properties support the amendment(s).”**

**1.5 Clause 5.1 being amended to read as follows:**

**5.1 The City will only consider initiating the removal of a Character Retention Area where it can be demonstrated that at least 60% of the owners of the affected properties support their removal;**

2. **NOTES** the submissions received in relation to the advertising of Draft Policy No. 7.5.15 – Character Retention Areas, included as Attachment 4 and **ENDORSES** Administration’s responses to those submissions;
3. **AUTHORISES** the Chief Executive Officer to advertise in accordance with Clause 47 of the City of Vincent Town Planning Scheme No. 1; that the final version of Policy No. 7.5.15 – Character Retention Areas (Attachment 3) has been adopted; and
4. **NOTES** the error made in the Minutes of the Ordinary Meeting of Council of 20 January 2015 and **REQUESTS** the Chief Executive Officer to annotate the Minutes of 20 January 2015 to make reference to this decision.

**9.3.4 Litis Stadium – Status of Change room facility**

<b>Ward:</b>	North	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 3 - Leederville	<b>File Ref:</b>	SC614
<b>Attachment:</b>	<a href="#">1</a> – Site Plan		
<b>Tabled Items:</b>	-		
<b>Reporting Officer:</b>	J Paton, Director Corporate Services		
<b>Responsible Officer:</b>	J Paton, Director Corporate Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **NOTES** it has been necessary for the City to close the existing changeroom facilities at Litis Stadium to ensure the safety of members of the Floreat Athena Soccer Club and visiting teams;
2. Subject to 3. Below **AUTHORISES** the Chief Executive Officer to make the necessary arrangements to provide temporary changeroom facilities at Litis Stadium for the remaining term of the Lease with Floreat Athena Soccer Club, in accordance with 4. below;
3. **APPROVES BY ABSOLUTE MAJORITY**, in accordance with *Section 6.8(1) of the Local Government Act 1995* the unbudgeted expenditure associated with the costs in 2 above; and
4. **NOTES** the 2015/16 Budget includes \$150,000 for remedial works on the Grandstand at Litis Stadium, however it is proposed that the works will be restricted to those required to secure, sure-up or make safe the portions of the grandstand that are determined to be in need of such work, with the balance of the funds being freed up to facilitate the following budget reallocation;

PROJECT/ACCOUNT	CURRENT BUDGET	REALLOCATION
Litis Stadium – Grandstand Remediation Works	\$150,000	(\$60,000)
Litis Stadium - Temporary Changerooms	\$0	\$60,000

Moved Cr Cole, Seconded Cr Buckels

That the recommendation be adopted.

*Debate ensued.*

**AMENDMENT**

Moved Cr Cole, Seconded Cr McDonald

That Recommendation 2 be amended as follows:

2. Subject to 3. Below **AUTHORISES** the Chief Executive Officer to make the necessary arrangements to provide temporary suitable replacement changeroom facilities at Litis Stadium for the remaining term of the Lease with Floreat Athena Soccer Club, in accordance with 4. below;

**AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY  
BY AN ABSOLUTE MAJORITY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 9.3.4**

That Council:

1. **NOTES** it has been necessary for the City to close the existing changeroom facilities at Litis Stadium to ensure the safety of members of the Floreat Athena Soccer Club and visiting teams;
2. **Subject to 3. Below AUTHORISES** the Chief Executive Officer to make the necessary arrangements to provide suitable replacement changeroom facilities at Litis Stadium for the remaining term of the Lease with Floreat Athena Soccer Club, in accordance with 4. below;
3. **APPROVES BY ABSOLUTE MAJORITY**, in accordance with *Section 6.8(1) of the Local Government Act 1995* the unbudgeted expenditure associated with the costs in 2 above; and
4. **NOTES** the 2015/16 Budget includes \$150,000 for remedial works on the Grandstand at Litis Stadium, however it is proposed that the works will be restricted to those required to secure, sure-up or make safe the portions of the grandstand that are determined to be in need of such work, with the balance of the funds being freed up to facilitate the following budget reallocation;

<b>PROJECT/ACCOUNT</b>	<b>CURRENT BUDGET</b>	<b>REALLOCATION</b>
Litis Stadium - Grandstand Remediation Works	\$150,000	(\$60,000)
Litis Stadium - Temporary Changerooms	\$0	\$60,000

**9.4.2 Community Sporting and Recreation Facility Fund (CSRFF) – Floreat Athena Soccer Club**

<b>Ward:</b>	North	<b>Date:</b>	10 September 2015
<b>Precinct:</b>	Leederville	<b>File Ref:</b>	SC2466
<b>Attachments:</b>	1 – Confidential: Floreat Athena Soccer Club CSRFF Application 2 – Confidential: Litis Stadium Masterplan		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	M Haley, Community Development Officer J Anthony, Manager Community Development		
<b>Responsible Officer:</b>	R Boardman, Director Community Services		

**OFFICER RECOMMENDATION:**

That Council:

- SUBMITS** the application by Floreat Athena Soccer Club (FASC) included as Confidential Attachment 1 to the Department of Sport and Recreation (DSR) to benefit from the Community Sport and Recreation Facility Fund (CSRFF), with the following classification;

Ranking	Facility	Project	Assessment	Project Rating	Amount
1 of 1	Floreat Athena Soccer Club	Replacement of south east change rooms and player's race	Unsatisfactory	Category: C Needed by the municipality, more planning required	\$2,175,000 (exclusive of GST)

- ADVISES** FASC that insufficient detail has been included in its CSRFF grant application to enable Council to seriously consider any funding commitment to the project at this stage and **INVITES** the Club to provide the following information to the satisfaction of the Chief Executive Officer by the end of October 2015, for a further report to Council in November 2015 to consider Council's future funding commitment:

- 2.1 Sustainable Master Plan for Litis Stadium;
- 2.2 Facility Management Plan;
- 2.3 Life cycle cost analysis; and
- 2.4 Financial Plan demonstrating that the Club has the capacity to fund the project.

**COUNCIL DECISION ITEM 9.4.2**

**Moved** Cr Buckels, **Seconded** Cr Cole

That the recommendation be adopted.

*Debate ensued.*

**PROCEDURAL MOTION**

**Moved** Cr Pintabona, **Seconded** Cr Cole

That the item be **DEFERRED** for further consideration.

**PROCEDURAL MOTION PUT AND CARRIED (4-3)**

**For:** Presiding Member Mayor Carey, Cr Cole, Cr McDonald and Cr Pintabona

**Against:** Cr Buckels, Cr Harley and Cr Wilcox

**(Cr Topelberg was on approved leave of absence.)**

**9.1.1 FURTHER REPORT: No. 41 (Lot: 67; D/P: 2358) Salisbury Street, Leederville – Proposed Demolition of Existing Building and Construction of a Multiple Dwelling Development comprising of Three Two-Bedroom Dwellings, One Single-Bedroom Dwelling and Associated Car Parking**

<b>Ward:</b>	North	<b>Date:</b>	8 September 2015
<b>Precinct:</b>	Precinct 3 – Leederville	<b>File Ref:</b>	PR16184; 5.2015.256.1
<b>Attachments:</b>	<a href="#">1</a> – Consultation Map <a href="#">2</a> – Development Application Plans received on 8 September 2015 <a href="#">3</a> – Applicant’s Response to Objections <a href="#">4</a> – West Australian Planning Commission Advice		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	P Stuart, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **APPROVES** the application submitted by A Sice on behalf of the owner D and G Bridge for the proposed demolition of an existing building and construction of a two storey Multiple Dwelling Development consisting of three Two-Bedroom Dwellings, one Single-Bedroom Dwelling and Associated Car Parking at No. 41 (Lot: 67; D/P: 2358) Salisbury Street, Leederville as shown on plans date stamped 8 September 2015, included as Attachment 2, subject to the following conditions:

**1. Boundary Walls**

The owners of the subject land shall finish and maintain the surface of the boundary (parapet) wall facing No. 41A Salisbury Street Leederville, in a good and clean condition. The finish of the wall is to be fully rendered or face brickwork to the satisfaction of the City;

**2. Car Parking and Accessways**

- 2.1** A minimum of four resident and one visitor bay shall be provided onsite;
- 2.2** The car park shall be used only by residents and visitors directly associated with the development;
- 2.3** The visitor bay is to be marked accordingly;
- 2.4** The car parking and access areas are to comply with the requirements of AS2890.1;
- 2.5** Vehicle and pedestrian access points are required to match into existing footpath levels; and
- 2.6** All new crossovers shall be constructed in accordance with the City’s Standard Crossover Specifications;

3. **External Fixtures**

All external fixtures shall not be visually obtrusive from Salisbury Street and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

4. **Car Parking Permits**

The applicant shall agree in writing to provide a notice on any Sales Contracts to advise prospective purchasers that the City of Vincent will not issue a residential or visitor car parking permit to any owner or occupier of the residential dwellings;

5. **Demolition Permit**

A Demolition Permit shall be obtained from the City prior to commencement of any demolition works on the site;

6. Prior to the issue of a Building Permit, the following shall be submitted to and approved by the City:

6.1 **Landscape and Reticulation Plan**

A detailed landscape and reticulation plan for the development site and adjoining road verge shall be submitted to the City for assessment and approval. The plan shall be drawn to a scale of 1:100 and show the following:

- 6.1.1 The location and type of existing and proposed trees and plants;
- 6.1.2 Screening trees along the southern lot boundary are to be evergreen;
- 6.1.3 Areas to be irrigated or reticulated; and
- 6.1.4 The removal of redundant crossovers;

6.2 **Schedule of External Finishes**

A detailed schedule of external finishes (including materials and colour schemes and details) is to be provided to and approved by the City;

6.3 **Construction Management Plan**

A Construction Management Plan, detailing how the construction of the development will be managed to minimise the impact on the surrounding area, shall be submitted to and approved by the City, in accordance with the requirements of the City's Policy No. 7.5.23 – Construction Management Plans. Construction on and management of the site shall thereafter comply with the approved Construction Management Plan; and

6.4 **Waste Management**

- 6.4.1 A Waste Management Plan prepared to the satisfaction of the City shall be submitted and approved; and
- 6.4.2 Waste management for the development shall thereafter comply with the approved Waste Management Plan;

7. **Prior to occupation of the development, the following shall be completed to the satisfaction of the City:**
- 7.1 **Clothes Drying Facility**
- Each multiple dwelling shall be provided with a clothes drying facility or communal area in accordance with the Residential Design Codes;
- 7.2 **Car Parking**
- The car parking areas on the subject land shall be sealed, drained, paved and line marked in accordance with the approved plans and maintained thereafter by the owner(s)/occupier(s) to the satisfaction of the City;
- 7.3 **Stormwater**
- All storm water produced on the subject land shall be retained on site, by suitable means to the satisfaction of the City;
- 7.4 **Landscape Plan and Verge Upgrade Plan**
- With reference to Condition 6.1, all works shown in the plans approved with the Building Permit shall be undertaken in accordance with the approved plans and maintained thereafter to the satisfaction of the City at the applicant's expense; and
- 7.5 **Bicycle Bays**
- A minimum of one resident bicycle bay is to be provided on-site. Bicycle bays must be provided at a location convenient to the entrance, publically accessible and within the development. The bicycle facilities shall be designed in accordance with AS2890.3.

**ADVICE NOTES:**

1. **With reference to Condition 1, the owners of the subject land shall obtain the consent of the owners of relevant adjoining properties before entering those properties in order to make good the boundary walls;**
2. **With reference to Condition 2.5, the portion of the existing footpath traversing the proposed crossover must be retained. The proposed crossover levels shall match into the existing footpath levels. Should the footpath not be deemed to be in satisfactory condition, it must be replaced with in-situ concrete panels in accordance with the City's specification for reinstatement of concrete paths;**
3. **With reference to Condition 2.6, all new crossovers to the development site are subject to a separate application to be approved by the City;**
4. **The City requires that a Road and Verge security bond for the sum of \$3,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable;**
5. **With reference to Condition 7.4, the City encourages landscaping methods and species selection which do not rely on reticulation;**

6. The movement of all path users, with or without disabilities, within the road reserve, shall not be impeded in any way during the course of the building works. This area shall be maintained in a safe and trafficable condition and a continuous path of travel (minimum width 1.5m) shall be maintained for all users at all times during construction works. If the safety of the path is compromised resulting from either construction damage or as a result of a temporary obstruction appropriate warning signs (in accordance with AS1742.3) shall be erected. Should a continuous path not be able to be maintained, an 'approved' temporary pedestrian facility suitable for all path users shall be put in place. If there is a request to erect scaffolding, site fencing etc. or if building materials are required to be stored within the road reserve, once a formal request has been received, the matter will be assessed by the City and if considered appropriate a permit shall be issued by the City's Ranger Services Section. No permit will be issued if the proposed encroachment into the road reserve is deemed to be inappropriate;
7. With reference to Condition 6.3, no further consideration shall be given to the disposal of stormwater 'off site' without the submission of a geotechnical report from a qualified consultant. Should approval to dispose of stormwater 'off site' be subsequently provided, detailed design drainage plans and associated calculations for the proposed stormwater disposal shall be lodged together with the building permit application working drawings; and
8. Any additional property numbering to the abovementioned address which results from this application will be allocated by the City of Vincent. Applicant is requested to liaise with the City in this regard during the building permit process.

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**COUNCIL DECISION ITEM 9.1.1**

**Moved Cr Buckels, Seconded Cr Cole**

That the recommendation be adopted.

*Debate ensued.*

**MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**9.1.5 No. 526 (Lot: 118; D/P: 3660) Fitzgerald Street, Corner York Street, North Perth – Proposed Change of Use from Residential to Office and Consulting Room (Medical)**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 10 – Norfolk	<b>File Ref:</b>	PR13525; 5.2014.690.1
<b>Attachments:</b>	<a href="#">1</a> – Consultation Map <a href="#">2</a> – Development Application Plans <a href="#">3</a> – Car Parking Table <a href="#">4</a> – Department of Planning Comment		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	A Dyson, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, APPROVES the application submitted by P Nguyen on behalf of the owner V & T Nguyen, for the proposed Change of Use from Residential to Office and Consulting Room (Medical) at No. 526 (Lot: 118; D/P: 3660) Fitzgerald Street, Corner York Street, North Perth as shown on plans date stamped 9 December 2014 and amended plans dated 31 August 2015, included as Attachment 2, subject to the following conditions:

**1. Use of Consulting Room**

- 1.1 A maximum of one consulting room are permitted to operate at any one time; and
- 1.2 The operating hours shall be in accordance with the City’s Policy No. 7.5.22 – Consulting Rooms;

**2. Car Parking and Accessways**

- 2.1 A minimum of four car bays shall be provided onsite;
- 2.2 The disabled bay to comply with the ACROD standards;
- 2.3 Vehicle and pedestrian access points are required to match into existing footpath levels; and
- 2.4 All new crossovers shall be constructed in accordance with the City’s Standard Crossover;

**3. Active Frontage**

Commercial windows, doors and adjacent areas fronting Fitzgerald Street shall maintain an active and interactive relationship with the street;

**4. External Fixtures**

All external fixtures shall not be visually obtrusive from Fitzgerald and York Streets and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

5. Prior to the issue of an Occupancy Permit, the following shall be provided:

5.1 Bicycle Bays

One Class 1 or 2 and One Class 3 bicycle facility for the office/consulting room use shall be provided at a location convenient to the entrance and publicly accessible. The bicycle facilities shall be designed in accordance with AS2890.3; and

6. Prior to the first Occupation of the Development the following shall be completed to the satisfaction of the City:

6.1 Car Parking

The car parking areas which form part of this approval shall be sealed, drained, paved and line marked in accordance with the approved plans and maintained thereafter by the owner/occupier to the satisfaction of the City; and

ADVICE NOTES:

1. With reference to Condition 1, any increase in the number of consulting rooms will require approval of a further development application;
2. The applicant is required to obtain an Occupancy Permit from the City;
3. With reference to Condition 2.2, the disabled car parking bay shall be constructed to a minimum size of 4.8 metres by 5.4 metres;
4. All signage that does not comply with the City's Policy No. 7.5.2 – Signs and Advertising shall be subject to a separate Planning Application, and all signage subject to a separate Building Permit application shall be submitted to and approved by the City prior to the erection of the signage; and
5. The City requires that a Road and Verge security bond for the sum of \$1,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable.

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COUNCIL DECISION ITEM 9.1.5

Moved Cr Buckels, Seconded Cr Cole

That the recommendation be adopted.

*Debate ensued.*

Cr Wilcox departed the Chamber at 7.55pm.

Cr Wilcox returned to the Chamber at 7.58pm.

Cr Pintabona departed the Chamber at 8.00pm.

Cr Pintabona returned to the Chamber at 8.02 pm.

MOTION PUT AND CARRIED (5-2)

For: Presiding Member Mayor Carey, Cr Cole, Cr McDonald, Cr Pintabona and Cr Wilcox

Against: Cr Buckels and Cr Harley

(Cr Topelberg was on approved leave of absence.)

**9.1.4 No. 150 (Lots: 106 & 107; D/P: 400309) Vincent Street, North Perth – Proposed Change of Use from Single House to Single House and Consulting Rooms (Medical) and Signage**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 10 – Norfolk Precinct	<b>File Ref:</b>	PR53796; 5.2015.236.1
<b>Attachments:</b>	<a href="#">1</a> – Consultation Map <a href="#">2</a> – Development Application Plans <a href="#">3</a> – Applicant’s Justification <a href="#">4</a> – Car Parking Table		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	A Dyson, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **APPROVES** the application submitted by D Susnjar on behalf of the owner D & K & S & H Susnjar, for the proposed Change of Use from Single House to Single House and Consulting Rooms (Medical) and Signage at No. 150 (Lots: 106 & 107; D/P: 400309) Vincent Street, North Perth as shown on plans dated 27 May 2015, 28 May 2015 (signage) and amended plans date stamped 11 June 2015, included as Attachment 2, subject to the following conditions:

1. **Use of Consulting Rooms**
  - 1.1 A maximum of two consulting rooms are permitted to operate at any one time;
  - 1.2 The operating hours shall be in accordance with the City’s Policy No. 7.5.21 – Consulting Rooms; and
  - 1.3 The proposed use shall only include exercise programs on a one-on-one consultation only basis. Group exercise programs are not permitted;
  
2. **Car Parking and Accessways**
  - 2.1 A minimum of four bays for the consulting room component and one residential car bay shall be provided onsite;
  - 2.2 Vehicle and pedestrian access points are required to match into existing footpath levels; and
  - 2.3 All new crossovers shall be constructed in accordance with the City’s Standard Crossover Specifications;
  
3. **Active Frontage**

Commercial windows, doors and adjacent areas fronting Vincent Street shall maintain an active and interactive relationship with the street;

4. **External Fixtures**

All external fixtures shall not be visually obtrusive from Vincent Street and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

5. **Sign**

The sign shall:

- 5.1 not have flashing or intermittent lighting;
- 5.2 be kept in a good state of repair, safe, non-climbable and free from graffiti for the duration of its display onsite; and
- 5.3 not extend beyond any lot boundary, therefore not protruding over Council property, including footpaths or a neighbour's property;

6. Prior to the issue of a Building Permit, the following shall be submitted to and approved by the City:

6.1 **Landscape and Reticulation Plan**

A detailed landscape and reticulation plan for the development site and adjoining road verge shall be submitted to the City for assessment and approval. The plan shall be drawn to a scale of 1:100 and show the following:

- 6.1.1 The location and type of existing and proposed trees and plants;
- 6.1.2 Landscaping along the western and southern boundary; and
- 6.1.3 Areas to be irrigated or reticulated;

7. Prior to the issue of an Occupancy Permit, the following shall be provided:

7.1 **Amalgamation**

The subject land shall be amalgamated into one lot on Certificate of Title. All costs associated with this condition shall be borne by the applicant/owner(s) Amalgamation of the lots is not required if it can be demonstrated that the proposed development complies with the relevant requirements of the National Construction Code Series;

7.2 **Bicycle Bays**

One Class 1 or 2 and One Class 3 bicycle facility for the consulting room use shall be provided at a location convenient to the entrance and publicly accessible to the development. The bicycle facilities shall be designed in accordance with AS2890.3;

7.3 **Acoustic Report**

An Acoustic Report in accordance with the City's Policy No. 7.5.21 – Sound Attenuation shall be prepared and submitted. The recommended measures of the report shall be implemented; and

7.4 **Landscaping Plan**

With reference to Condition 6.1, all works shown shall be undertaken in accordance with the approved plans and maintained thereafter to the satisfaction of the City at the owners' expense; and

8. Prior to the first Occupation of the Development the following shall be completed to the satisfaction of the City:

8.1 Crossovers

The redundant crossover at the northern boundary of the lot shall be removed and the verge and kerb made good to the satisfaction of the City at the applicant/owners full expense;

8.2 Car Parking

The car parking areas shown on the proposed plans shall be sealed, drained, paved and line marked in accordance with the approved plans and maintained thereafter by the owner/occupier to the satisfaction of the City; and

8.3 Acoustic Report Certification

With reference to Condition 7.3, certification from an acoustic consultant that the recommended measures have been undertaken shall be provided to the City.

ADVICE NOTES:

1. With reference to Condition 7.1 alternatively the owner(s) shall enter into a legal agreement with and lodge an appropriate assurance bond/bank guarantee to the satisfaction of the City, which is secured by a caveat on the Certificate(s) of Title of the subject land, prepared by the City's solicitors or other solicitors agreed upon by the City, undertaking to amalgamate the subject land into one lot within 6 months of the issue of the subject Occupancy Permit;
2. Any increase in the number of consulting rooms will require approval of a further development application;
3. The applicant is required to obtain an Occupancy Permit from the City;
4. Any additional signage that does not comply with the City's Policy No. 7.5.2 – Signs and Advertising shall be subject to a separate Planning Application, and all signage subject to a separate Building Permit application shall be submitted to and approved by the City prior to the erection of the signage;
5. The City requires that a Road and Verge security bond for the sum of \$2,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable; and
6. The City encourages landscaping methods and species selection which do not rely on reticulation.

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Moved Cr Buckels, Seconded Cr Cole

That the recommendation be adopted.

*Debate ensued.*

Cr McDonald departed the Chamber at 8.08pm.

**AMENDMENT 1:**

**Moved Cr Cole, Seconded Cr Buckels**

That Condition 7.2 be amended as follows:

**7.2 Bicycle Bays**

~~One Class 1 or 2 and One Two~~ **Class 3 bicycle facilities** for the consulting room use shall be provided at a location convenient to the entrance and publicly accessible to the development. The bicycle facilities shall be designed in accordance with AS2890.3;

**AMENDMENT 1 PUT AND CARRIED UNANIMOUSLY (6-0)**

(Cr McDonald was absent from the Chamber and did not vote.)

(Cr Topelberg was on approved leave of absence.)

Cr McDonald returned to the Chamber at 8.12pm.

**AMENDMENT 2:**

**Moved Cr Cole, Seconded Cr McDonald**

That Condition 1.3 be amended as follows:

**1.3** The proposed use shall only include exercise programs **for up to two clients at a time** ~~on a one-on-one consultation only basis~~. Group exercise programs are not permitted;

**AMENDMENT 2 PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 9.1.4**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **APPROVES** the application submitted by D Susnjar on behalf of the owner D & K & S & H Susnjar, for the proposed Change of Use from Single House to Single House and Consulting Rooms (Medical) and Signage at No. 150 (Lots: 106 & 107; D/P: 400309) Vincent Street, North Perth as shown on plans dated 27 May 2015, 28 May 2015 (signage) and amended plans date stamped 11 June 2015, included as Attachment 2, subject to the following conditions:

**1. Use of Consulting Rooms**

- 1.1** A maximum of two consulting rooms are permitted to operate at any one time;
- 1.2** The operating hours shall be in accordance with the City's Policy No. 7.5.21 – Consulting Rooms; and
- 1.3** The proposed use shall only include exercise programs for up to two clients at a time. Group exercise programs are not permitted;

**2. Car Parking and Accessways**

- 2.1** A minimum of four bays for the consulting room component and one residential car bay shall be provided onsite;
- 2.2** Vehicle and pedestrian access points are required to match into existing footpath levels; and
- 2.3** All new crossovers shall be constructed in accordance with the City's Standard Crossover Specifications;

3. **Active Frontage**

Commercial windows, doors and adjacent areas fronting Vincent Street shall maintain an active and interactive relationship with the street;

4. **External Fixtures**

All external fixtures shall not be visually obtrusive from Vincent Street and neighbouring properties. External fixtures are such things as television antennas (of a non-standard type), radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;

5. **Sign**

The sign shall:

- 5.1 not have flashing or intermittent lighting;
- 5.2 be kept in a good state of repair, safe, non-climbable and free from graffiti for the duration of its display onsite; and
- 5.3 not extend beyond any lot boundary, therefore not protruding over Council property, including footpaths or a neighbour's property;

6. Prior to the issue of a Building Permit, the following shall be submitted to and approved by the City:

6.1 **Landscape and Reticulation Plan**

A detailed landscape and reticulation plan for the development site and adjoining road verge shall be submitted to the City for assessment and approval. The plan shall be drawn to a scale of 1:100 and show the following:

- 6.1.1 The location and type of existing and proposed trees and plants;
- 6.1.2 Landscaping along the western and southern boundary; and
- 6.1.3 Areas to be irrigated or reticulated;

7. Prior to the issue of an Occupancy Permit, the following shall be provided:

7.1 **Amalgamation**

The subject land shall be amalgamated into one lot on Certificate of Title. All costs associated with this condition shall be borne by the applicant/owner(s) Amalgamation of the lots is not required if it can be demonstrated that the proposed development complies with the relevant requirements of the National Construction Code Series;

7.2 **Bicycle Bays**

Two Class 3 bicycle facilities for the consulting room use shall be provided at a location convenient to the entrance and publicly accessible to the development. The bicycle facilities shall be designed in accordance with AS2890.3;

7.3 **Acoustic Report**

An Acoustic Report in accordance with the City's Policy No. 7.5.21 – Sound Attenuation shall be prepared and submitted. The recommended measures of the report shall be implemented; and

7.4 **Landscaping Plan**

With reference to Condition 6.1, all works shown shall be undertaken in accordance with the approved plans and maintained thereafter to the satisfaction of the City at the owners' expense; and

8. Prior to the first Occupation of the Development the following shall be completed to the satisfaction of the City:

8.1 Crossovers

The redundant crossover at the northern boundary of the lot shall be removed and the verge and kerb made good to the satisfaction of the City at the applicant/owners full expense;

8.2 Car Parking

The car parking areas shown on the proposed plans shall be sealed, drained, paved and line marked in accordance with the approved plans and maintained thereafter by the owner/occupier to the satisfaction of the City; and

8.3 Acoustic Report Certification

With reference to Condition 7.3, certification from an acoustic consultant that the recommended measures have been undertaken shall be provided to the City.

ADVICE NOTES:

1. With reference to Condition 7.1 alternatively the owner(s) shall enter into a legal agreement with and lodge an appropriate assurance bond/bank guarantee to the satisfaction of the City, which is secured by a caveat on the Certificate(s) of Title of the subject land, prepared by the City's solicitors or other solicitors agreed upon by the City, undertaking to amalgamate the subject land into one lot within 6 months of the issue of the subject Occupancy Permit;
2. Any increase in the number of consulting rooms will require approval of a further development application;
3. The applicant is required to obtain an Occupancy Permit from the City;
4. Any additional signage that does not comply with the City's Policy No. 7.5.2 – Signs and Advertising shall be subject to a separate Planning Application, and all signage subject to a separate Building Permit application shall be submitted to and approved by the City prior to the erection of the signage;
5. The City requires that a Road and Verge security bond for the sum of \$2,000 is paid by the applicant, prior to the issue of a building permit, which will be held until all building/development works have been completed and any disturbance of, or damage to the City's infrastructure, including verge trees, has been repaired/reinstated to the satisfaction of the City. An application for the refund of the security bond shall be made in writing. The bond is non-transferable; and
6. The City encourages landscaping methods and species selection which do not rely on reticulation.

**9.1.7 Initiation of Amendment to Local Planning Policy No. 7.5.13 – Percent for Art**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC1562
<b>Attachments:</b>	<p><a href="#">1</a> – Draft Amended Policy No. 7.5.13 – Percent for Public Art (as advertised)</p> <p><a href="#">2</a> – Policy No. 7.5.13 – Percent for Art showing changes after advertising and Administration amendments (with tracked changes) (updated)</p> <p><a href="#">3</a> – Policy No. 7.5.13 – Percent for Art (clean copy without tracked changes) (updated)</p> <p><a href="#">4</a> – Summary of Proposed Policy Changes and Comments (updated)</p> <p><a href="#">5</a> – Summary of Submissions</p>		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	Y Coyne, Coordinator Arts & Creativity J Anthony, Manager Community Development		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **AUTHORISES** the Chief Executive Officer to advertise the amended Local Planning Policy No. 7.5.13 – Percent for Art (Attachment 3) pursuant to Clause 47 of the City’s Town Planning Scheme No. 1 and the City’s Policy No. 4.1.5 – Community Consultation; and
2. **NOTES** the submissions received in relation to the previous consultation of Draft Policy No. 7.5.13 – Percent for Public Art, included in Attachment 5 and **ENDORSES** Administration’s responses to those submissions.

**Moved Cr Cole, Seconded Cr McDonald**

That the recommendation be adopted.

*Debate ensued.*

**PROPOSED AMENDMENT:**

**Moved Cr McDonald, Seconded Cr Cole**

That Recommendation 1 be amended to read, as follows:

- “1. **AUTHORISES** the Chief Executive Officer to advertise the amended Local Planning Policy No. 7.5.13 – Percent for Art (Attachment 3) pursuant to Clause 47 of the City’s Town Planning Scheme No. 1 and the City’s Policy No. 4.1.5 – Community Consultation, subject to the following:

**1.1 Clause 1.3 being amended to read as follows:**

- “1.3 Following the approval of the development application and prior to the submission for a building permit the owner/applicant is required to complete a statutory declaration submitted to the City stipulating the choice of:

**Option 1: Coordinating the Public Art project themselves or by engaging an Art Consultant**

**Or**

**Option 2: Paying cash-in-lieu, where a ~~40%~~ 15% discount on the Percent for Art contribution will apply.”**

**AMENDMENT PUT AND CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

**COUNCIL DECISION ITEM 9.1.7**

- 1. AUTHORISES the Chief Executive Officer to advertise the amended Local Planning Policy No. 7.5.13 – Percent for Art (Attachment 3) pursuant to Clause 47 of the City’s Town Planning Scheme No. 1 and the City’s Policy No. 4.1.5 – Community Consultation, subject to the following:**

**1.1 Clause 1.3 being amended to read as follows:**

- 1.3 Following the approval of the development application and prior to the submission for a building permit the owner/applicant is required to complete a statutory declaration submitted to the City stipulating the choice of:**

**Option 1: Coordinating the Public Art project themselves or by engaging an Art Consultant**

**Or**

**Option 2: Paying cash-in-lieu, where a 15% discount on the Percent for Art contribution will apply.**

- 2. NOTES the submissions received in relation to the previous consultation of Draft Policy No. 7.5.13 – Percent for Public Art, included in Attachment 5 and ENDORSES Administration’s responses to those submissions.**

**9.1.9 Outcomes of Advertising and Final Adoption of Local Planning Policy No. 7.7.1 – Parking and Access**

<b>Ward:</b>	Both Wards	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All Precincts	<b>File Ref:</b>	SC436
<b>Attachments:</b>	<a href="#">1</a> – Summary of Submissions <a href="#">2</a> – Amended Policy No. 7.7.1 – Parking and Access (as advertised including tracked changes with further amendments) (updated)		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	T Elliott, Strategic Planning Officer J O’Keefe, Manager Policy & Place		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council:

1. NOT PROCEED with advertised amendments to Policy No. 7.7.1 – Parking and Access in accordance with Clause 47 of Town Planning Scheme No. 1;
2. AUTHORISES the Chief Executive Officer to advertise a revised amendment to Policy No. 7.7.1 – Parking and Access, as shown in Attachment 2, pursuant to Clause 47 of the City of Vincent Town Planning Scheme No. 1 and the City’s Policy No. 4.1.5 – Community Consultation;
3. INSTRUCTS Administration to commence a full review into the City’s Parking Policy and report back to Council by October 2016; and
4. NOTES the submissions received in relation to the previous advertising of the amendment, included as Attachment 1 and ENDORSES Administrations responses to those submissions.

Moved Cr Cole, Seconded Cr Harley

That the recommendation be adopted.

*Debate ensued.*

**AMENDMENT 1:**

Moved Cr Cole, Seconded Cr Buckels

That Recommendation 2 be amended to read, as follows:

- “2. AUTHORISES the Chief Executive Officer to advertise a revised amendment to Policy No. 7.7.1 – Parking and Access, as shown in Attachment 2, pursuant to Clause 47 of the City of Vincent Town Planning Scheme No. 1 and the City’s Policy No. 4.1.5 – Community Consultation, subject to the following:

2.1 Clause 2.4.2 be amended to read as follows:

2.4.2 ~~Clause 2.4.1 does not apply to any new building completed and occupied after the date Clause 2.4 was incorporated into this Policy with an occupation certificate issued on or after 1 January 2014 unless:~~

- a) the change of use application is the second or subsequent application after the initial approval; and
- b) a minimum period of 6 12 months has elapsed between the first and subsequent change of use applications.”

**AMENDMENT 1 PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**AMENDMENT 2:**

**Moved Cr Cole, Seconded Cr Harley**

That a new Recommendation 2.2 be added as follows:

**2.2 Clause 2.4.3 be amended to read as follows:**

**2.4.3 These provisions do not apply to any change of use applications to Tavern, small bar or Educational Establishment.**

**AMENDMENT 2 PUT AND LOST (1-6)**

**For:** Cr McDonald

**Against:** Presiding Member Mayor Carey, Cr Buckels, Cr Cole, Cr Harley, Cr Pintabona and Cr Wilcox

(Cr Topelberg was on approved leave of absence.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 9.1.9**

That Council:

1. NOT PROCEED with advertised amendments to Policy No. 7.7.1 – Parking and Access in accordance with Clause 47 of Town Planning Scheme No. 1;
2. AUTHORISES the Chief Executive Officer to advertise a revised amendment to Policy No. 7.7.1 – Parking and Access, as shown in Attachment 2, pursuant to Clause 47 of the City of Vincent Town Planning Scheme No. 1 and the City's Policy No. 4.1.5 – Community Consultation, subject to the following:
  - 2.1 Clause 2.4.2 be amended to read as follows:
    - 2.4.2 Clause 2.4.1 does not apply to any new building completed with an occupation certificate issued on or after 1 January 2014 unless:
      - a) the change of use application is the second or subsequent application after the initial approval; and
      - b) a minimum period of 12 months has elapsed between the first and subsequent change of use applications;
3. INSTRUCTS Administration to commence a full review into the City's Parking Policy and report back to Council by October 2016; and
4. NOTES the submissions received in relation to the previous advertising of the amendment, included as Attachment 1 and ENDORSES Administrations responses to those submissions.

**9.1.2 No. 323 (Lot: 1; STR: 17054) Fitzgerald Street, North Perth – Approval of Unlisted Use (Milliners) and Proposed Studio and Carport Addition to Existing Building**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 6 – Smith’s Lake	<b>File Ref:</b>	PR21095; 5.2015.211.1
<b>Attachments:</b>	<a href="#">1</a> – Consultation Map <a href="#">2</a> – Development Application Plans <a href="#">3</a> – Car Parking Calculations		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	C Sullivan, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

**OFFICER RECOMMENDATION:**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, **APPROVES BY ABSOLUTE MAJORITY** the application submitted by Davley Building Pty Ltd on behalf of the owner M & J A Mitcheson-Low, for the approval of Unlisted Use (Milliners) and proposed Studio and Carport Addition to Existing Building at No. 323 (Lot: 1; Strata: 17054) Fitzgerald Street, North Perth as shown on plans date stamped 21 August 2015, included as Attachment 2, subject to the following conditions:

1. The owners of the subject land shall finish and maintain the surface of the boundary (parapet) wall facing No. 321 Fitzgerald Street, in a good and clean condition. The finish of the wall is to be fully rendered or face brickwork to the satisfaction of the City;
2. All external fixtures shall not be visually obtrusive from Fitzgerald Street and neighbouring properties. External fixtures are such things as television antennas of a non-standard type, radio and other antennas, satellite dishes, external hot water heaters, air conditioners, and the like;
3. A Demolition Permit shall be obtained from the City prior to commencement of any demolition works on the site;
4. All storm water produced on the subject land shall be retained onsite, by suitable means to the full satisfaction of the City; and
5. Prior to the issue of a Building Permit, the following shall be submitted to and approved by the City:
  - 5.1 Revised Plans to show standard ‘Visual Truncations’, in accordance with the City’s Policy No. 2.2.6 – Truncations to the satisfaction of the City at the intersection of the road reserve or Right of Way boundary and all internal vehicle access points, to ensure that the safety of pedestrians and other road users is not compromised.

**ADVICE NOTES:**

1. With reference to Condition 1, the owners of the subject land shall obtain the consent of the owners of relevant adjoining property before entering that property in order to make good the boundary wall; and
2. With reference to Condition 4, no further consideration shall be given to the disposal of storm water ‘off-site’ without the submissions of a geotechnical report from a qualified consultant. Should approval to dispose storm water ‘off site’ be subsequently provided, detailed design drainage plans and associated calculations for the proposed storm water disposal shall be lodged together with the building permit application working drawings.

**COUNCIL DECISION ITEM 9.1.2**

**Moved Cr Buckels, Seconded Cr Cole**

**That the recommendation be adopted.**

***Debate ensued.***

**MOTION PUT AND CARRIED (5-2)**

**For:** Cr Buckels, Cr Cole, Cr Harley, Cr McDonald and Cr Wilcox

**Against:** Presiding Member Mayor Carey and Cr Pintabona

**(Cr Topelberg was on approved leave of absence.)**

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**9.2.2 Roads to Recovery Program - AUSLINK Funding Program Update**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 12 – Hyde Park	<b>File Ref:</b>	FY67-03, SC1883
<b>Attachments:</b>	<a href="#">1</a> – Plan Nos. 3228-CP-01A & 3228-CP-02A		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	R Lotznicker, Director Technical Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **NOTES** the increased Roads to Recovery funding allocation in 2015/2016 and 2016/2017, as outlined in the report;
2. **APPROVES BY ABSOLUTE MAJORITY**, in accordance with Section 6.8 (1) of the Local Government Act 1995, the additional expenditure associated with the 2015/2016 Roads to Recovery Program by including the following project, as shown on attached Plan No.s 3228-CP-01A and 3228-CP-02A (Attachment 1);

Road	Section	Budget
Anzac Rd	Powis St to Sasse Ave	\$148,652

3. **NOTES** the following budget adjustment to reconcile the increase in grant funding and expenditure associated with the above project.

Description	Amount
Grant	\$148,652
Expenditure	\$148,652

**COUNCIL DECISION ITEM 9.2.2**

**Moved Cr Pintabona, Seconded Cr Cole**

That the recommendation be adopted.

*Debate ensued.*

**PROCEDURAL MOTION**

**Moved Cr Cole, Seconded Cr Harley**

That the item be DEFERRED and reported to the Ordinary Meeting of Council to be held on 27 October 2015.

**PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**9.2.3 Proposed On Road Parking Improvements Faraday Street, Mount Hawthorn**

<b>Ward:</b>	North	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 3 - Leederville	<b>File Ref:</b>	SC997; SC228
<b>Attachments:</b>	<a href="#">1</a> – Proposed Plan No. 3245-CP-01		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	R Lotznicker, Director Technical Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

1. **APPROVES BY ABSOLUTE MAJORITY**, in accordance with Section 6.8 (1) of the Local Government Act 1995, the unbudgeted expenditure of \$28,000 on the proposed parking improvements, as shown on attached Plan No. 3245-CP-01 (Attachment 1) in Faraday Street, Mount Hawthorn, from the Cash in Lieu of Parking Reserve; and
2. **AUTHORISES** the Director Technical Services to implement the proposal as outlined in 1 above.

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**Moved Cr Harley, Seconded Cr Buckels**

That the recommendation be adopted.

*Debate ensued.*

**MOTION PUT AND LOST (1-6)**

**For:** Presiding Member Mayor Carey

**Against:** Cr Buckels, Cr Cole, Cr Harley, Cr McDonald, Cr Pintabona and Cr Wilcox

(Cr Topelberg was on approved leave of absence.)

Cr Cole departed the Chamber at 9.10pm.

Cr Cole returned to the Chamber at 9.12pm.

**COUNCIL DECISION ITEM 9.2.3**

**ALTERNATIVE MOTION**

**Moved Cr Harley, Seconded Cr Wilcox**

That Council **APPROVES BY ABSOLUTE MAJORITY**, in accordance with Section 6.8 (1) of the Local Government Act 1995, the unbudgeted expenditure of \$2,000 from the Road Reserve Maintenance Program Budget on the eastern verge of Faraday Street at the intersection with Scarborough Beach Road to be changed to a native garden and where appropriate either no verge parking sign or treatment be installed to prevent verge parking.

**ALTERNATIVE MOTION PUT AND CARRIED UNANIMOUSLY  
BY AN ABSOLUTE MAJORITY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**9.2.4 Proposed Introduction of 2P Parking Restrictions in Jugan Street, Gibney Avenue, Anderson and Milton Streets, Mount Hawthorn**

<b>Ward:</b>	North	<b>Date:</b>	3 September 2015
<b>Precinct:</b>	Precinct 1 – Mount Hawthorn	<b>File Ref:</b>	SC1092/SC1089/SC883/ SC1077/SC1847
<b>Attachments:</b>	<a href="#">1</a> – Proposed Plan No. 3233-PP-01 <a href="#">2</a> – Proposed Plan No. 3243-PP-01 <a href="#">3</a> – Consultation Comments, Jugan Street and Gibney Avenue <a href="#">4</a> – Consultation Comments, Anderson and Milton Streets		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	C Wilson, Manager Asset and Design Services		
<b>Responsible Officer:</b>	R Lotznicker, Director Technical Services		

**OFFICER RECOMMENDATION:**

That Council:

- APPROVES** the introduction of 2P parking restrictions 8am to 5.30pm Monday to Friday, in Jugan Street, Gibney Avenue, Anderson and Milton Streets, Mount Hawthorn, as shown on attached Plans Nos. 3233-PP-01 (Attachment 1) and 3243-PP-01 (Attachment 2); and
- ADVISES** the residents of the aforementioned streets, and other respondents, of its decision.

**COUNCIL DECISION ITEM 9.2.4**

**Moved Cr Buckels, Seconded Cr Cole**

That the recommendation be adopted.

*Debate ensued.*

**AMENDMENT**

**Moved Cr Buckels, Seconded Cr**

That Recommendation 1 be amended as follows:

- APPROVES** the introduction of 2P parking restrictions 8am to 5.30pm Monday to Friday, in Jugan Street, Gibney Avenue, ~~Anderson and Milton Streets~~, Mount Hawthorn, as shown on attached Plans Nos. 3233-PP-01 (Attachment 1) and 3243-PP-01 (Attachment 2); and

**PROPOSED AMENDMENT LAPSED FOR WANT OF A SECONDER**

**AMENDMENT**

**Moved Cr Cole, Seconded Cr Buckels**

That Recommendation 1 be amended as follows:

1. **APPROVES** the introduction of **2 3P** parking restrictions 8am to 5.30pm Monday to Friday, in Jugan Street, Gibney Avenue, Anderson and Milton Streets, Mount Hawthorn, as shown on attached Plans Nos. 3233-PP-01 (Attachment 1) and 3243-PP-01 (Attachment 2); and

**AMENDMENT PUT AND LOST (1-6)**

**For:** Cr Cole

**Against:** Presiding Member Mayor Carey, Cr Buckels, Cr Harley, Cr McDonald, Cr Pintabona and Cr Wilcox

**(Cr Topelberg was on approved leave of absence.)**

**MOTION PUT AND CARRIED (6-1)**

**For:** Cr Buckels

**Against:** Presiding Member Mayor Carey, Cr Cole, Cr Harley, Cr McDonald, Cr Pintabona and Cr Wilcox

**(Cr Topelberg was on approved leave of absence.)**

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**9.2.9 Final Adoption of Amendments to Draft Policy No. 2.2.13 – Parklets**

<b>Ward:</b>	All	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC2169
<b>Attachments:</b>	<p><a href="#">1</a> – Draft Policy No. 2.2.13 – Parklets (as advertised)  <a href="#">2</a> – Content Version of Advertised Policy No. 2.2.13 – Parklets (with tracked changes) (updated)  <a href="#">3</a> – Draft Policy No. 2.2.13 – Parklets (clean copy without tracked changes) (updated)  <a href="#">4</a> – Summary of Submissions</p>		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	<p>G Lawrence, Place Manager  D Doy, Place Manager  Y Coyne, Coordinator Arts &amp; Creativity  J O’Keefe, Manager Policy &amp; Place</p>		
<b>Responsible Officer:</b>	<p>G Poezyn, Director Planning Services  R Lotznicker, Director Technical Services</p>		

**OFFICER RECOMMENDATION:**

That Council:

- ADOPTS Draft Policy No. 2.2.13 – Parklets as modified and as shown in Attachment 3;
- NOTES the submissions received in relation to the advertising of Draft Policy No. 2.2.13 – Parklets, included in Attachment 1 and ENDORSES Administration’s responses to those submissions; and
- AUTHORISES the Chief Executive Officer to include the above Policy in the City’s Policy Manual.

Moved Cr Harley, Seconded Cr McDonald

That the recommendation be adopted.

*Debate ensued.*

**AMENDMENT 1:**

Moved Cr McDonald, Seconded Cr Harley

That new Recommendations 4 and 5 be inserted, as follows:

- Pursuant to Section 6.19 of the *Local Government Act 1995* GIVES NOTICE of Council’s intention to amend the City’s 2015/2016 Fees and Charges as follows effective from Monday 2 November 2015:

PERMITS	2014/15	2015/16	GST
<b>PARKLET FEES</b>			
Preliminary Application Fee	\$200.00	\$200.00	N
Approval Fee (one off payment)	\$1,000.00	\$1,000.00	N
Annual Renewal Fee for non paid parking bays	=	<u>\$250.00</u>	<u>N</u>
Annual Renewal Fee for paid parking bays	\$500.00	\$500.00	N

- BY ABSOLUTE MAJORITY pursuant to Section 6.16(3)(a) of the *Local Government Act 1995* imposes the new fee referred to in 4 above on November 2015, if no objections are received to public notice of the proposal.”

**AMENDMENT 1 PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**AMENDMENT 2:**

**Moved Cr Buckels, Seconded Cr Cole**

Recommendation 1 be amended as follows:

“1. **ADOPTS Draft Policy No. 2.2.13 – Parklets as modified and as shown in Attachment 3 – subject to:**

Clause 9.1.6 in the Parklets Policy No. 2.2.13 being amended as follows:

9.1.6 ~~Electrical and/or~~ Gas installations shall not be permitted within the structure.”

**AMENDMENT 2 PUT AND CARRIED (6-1)**

**For:** Presiding Member Mayor Carey, Cr Buckels, Cr Cole, Cr Harley, Cr McDonald and Cr Wilcox

**Against:** Cr Pintabona

(Cr Topelberg was on approved leave of absence.)

**MOTION AS AMENDED PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 9.2.9**

That Council:

1. **ADOPTS Draft Policy No. 2.2.13 – Parklets as modified and as shown in Attachment 3, subject to the following Clause 9.1.6 in the Parklets Policy No. 2.2.13 being amended as follows:**

9.1.6 Gas installations shall not be permitted within the structure.

2. **NOTES** the submissions received in relation to the advertising of Draft Policy No. 2.2.13 – Parklets, included in Attachment 1 and **ENDORSES** Administration’s responses to those submissions; and

3. **AUTHORISES** the Chief Executive Officer to include the above Policy in the City’s Policy Manual.

4. Pursuant to Section 6.19 of the *Local Government Act 1995* **GIVES NOTICE** of Council’s intention to amend the City’s 2015/2016 Fees and Charges as follows effective from Monday 2 November 2015:

PERMITS		2014/15	2015/16	GST
<b>PARKLET FEES</b>				
Preliminary Application Fee		\$200.00	\$200.00	N
Approval Fee (one off payment)		\$1,000.00	\$1,000.00	N
Annual Renewal Fee for non-paid parking bays		-	\$250.00	N
Annual Renewal Fee for paid parking bays		\$500.00	\$500.00	N

5. **BY ABSOLUTE MAJORITY** pursuant to Section 6.16(3)(a) of the *Local Government Act 1995* imposes the new fee referred to in 4 above on November 2015, if no objections are received to public notice of the proposal.

**9.4.3 Write-off of Infringement Notices/Costs from 1 January 2015 to 30 June 2015**

<b>Ward:</b>	Both	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	All	<b>File Ref:</b>	SC210
<b>Attachments:</b>	<a href="#">1</a> – Pound Fees Modified <a href="#">2</a> – Individual Parking Infringements Withdrawn <a href="#">3</a> – Pie Chart: Write-off of Infringements for Jan-Jun 2015 <a href="#">4</a> – Graph: Write-off of Infringements by Quarter 2014/2015 <a href="#">5</a> – Table: Write-off of Infringements by Quarter 2014/2015 <a href="#">6</a> – Table: Write-off of Infringements Comparison 2010–2015 <a href="#">7</a> – Guidelines: Appeal of a Parking Infringement <a href="#">8</a> – Policy No. 3.9.2 Parking Enforcement and Review/Appeal of Infringement Notices		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officers:</b>	P Morrice, Team Leader Ranger Administration R Boardman, Director Community Services		
<b>Responsible Officer:</b>	R Boardman, Director Community Services		

**OFFICER RECOMMENDATION:**

That Council:

- ENDORSES** the write-off of Infringement Notices for the period 1 January 2015 to 30 June 2015, as shown in Attachments 1 and 2; and
- APPROVES BY AN ABSOLUTE MAJORITY** to write-off Infringement Notices/Costs to the value of \$102,375 for the reasons as detailed below:

Description	Amount
Breakdown/Stolen (Proof Produced)	\$3,305
Details Unknown/Vehicle Mismatched	\$1,535
Equipment Faulty (Confirmed by Technicians)	\$1,495
Failure to Display Resident or Visitor Permit	\$36,435
Interstate or Overseas Driver	\$600
Ranger/Administrative Adjustment	\$24,740
Signage Incorrect or Insufficient	\$4,230
Ticket Purchased but not Displayed (Valid Ticket Produced)	\$6,280
Other (Financial Hardship, Disability, Police On-duty, Etc)	\$22,965
Pound Fees Modified	\$790
<b>TOTAL</b>	<b>\$102,375</b>

- REQUESTS** the Chief Executive Officer to review Policy No. 3.9.2 Parking Enforcement and Review/Appeal of Infringement Notices with the view to minimise the write-off of infringement notices.

**COUNCIL DECISION ITEM 9.4.3**

**Moved** Cr Harley, **Seconded** Cr Buckels

That the recommendation be adopted.

*Debate ensued.*

**MOTION PUT AND CARRIED UNANIMOUSLY**  
**BY AN ABSOLUTE MAJORITY (7-0)**

(Cr Topelberg was on approved leave of absence.)

**9.5.3 Review of Advisory and Working Group and Committees**

<b>Ward:</b>	-	<b>Date:</b>	15 September 2015
<b>Precinct:</b>	-	<b>File Ref:</b>	-
<b>Attachments:</b>	<a href="#">1</a> – Appointment of Representatives to Advisory Groups 2013-2015 <a href="#">2</a> – Appointment of Representatives to Working Groups 2013-2015 <a href="#">3</a> – Appointment of Representative to Statutory Committees and Authorities 2013-2015		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	Len Kosova, Chief Executive Officer		
<b>Responsible Officer:</b>	Len Kosova, Chief Executive Officer		

**OFFICER RECOMMENDATION:**

That Council:

1. **NOTES** Administration’s review of the City’s Advisory Groups, Working Groups and Committees;
2. **DISBANDS** the following Groups for the reasons outlined in Administration’s report:
  - a) **Building Design & Conservation Occasional Advisory Group;**
  - b) **Community Development Advisory Group;**
  - c) **Garden Awards Advisory Group;**
  - d) **Britannia Reserve Masterplan Reference Group;**
  - e) **Cheriton Street Property Working Group;**
  - f) **Foyer Oxford Community Reference Group;**
  - g) **Leederville Town Centre Enhancement Working Group;**
  - h) **Vincent “One-in All-in” Campaign Working Group;**
3. **REQUIRES** Administration to submit a further report to Council in October 2015 to:
  - a) **Change the Terms of Reference of the Arts Advisory Group to expressly include membership of persons with arts expertise who have the ability to provide expert advice on public art commissions and percent for art acquisitions;**
  - b) **Change the Terms of Reference of the Children and Young People Advisory Group to expressly include membership of persons from leading Youth Organisations within or operating within the City of Vincent, the 18-25 year age group, each of the Town Centres, and local schools;**
  - c) **Change the Terms of Reference of the Integrated Transport Advisory Group to rename the Group to the Road Safety Advisory Group and to ensure the Terms of Reference accurately reflect the Group’s core focus on road safety and traffic issues;**
  - d) **Change the Terms of Reference of the Sustainability Advisory Group to rename the Group to the Environmental Advisory Group and to ensure the Terms of Reference reflect the Group’s core focus on reviewing water and energy efficiency initiatives, environmental programs and improved waste minimisation and management practices in the City of Vincent;**
  - e) **Change the Terms of Reference of the Local Business Advisory Group to rename the Group to the Business Advisory Group and to ensure the Terms of Reference provide improved direction, purpose and bona fide input into the City’s actions and decisions that affect the attraction, retention and growth of businesses in the City of Vincent;**

4. **DELETES** the North West District Planning Committee from the list of Committees to which the Council appoints a member, due to the fact that the Western Australian Planning Commission no longer operates District Planning Committees;
  5. **REQUIRES** Administration to submit a further report to Council by November 2015 to consider:
    - a) A Draft Policy for the establishment and operation of a new Community Engagement Panel, as outlined in Administration's report; and
    - b) Draft Terms of Reference for the establishment and operation of a new Cycling Advisory Group and Reconciliation Action Plan Working Group, as outlined in Administration's report.
- 

**COUNCIL DECISION ITEM 9.5.3**

**Moved Cr Cole, Seconded Cr Harley**

**That the recommendation be adopted.**

*Debate ensued.*

**MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**10. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**10.1 NOTICE OF MOTION: Mayor John Carey – Request to Reinstate Transperth Service Route 15**

That Council:

1. **NOTES** the negative impact, on some of the City's residents, resulting from the recent the No. 15 bus route changes;
2. **AUTHORISES** the Chief Executive Officer to write to the Public Transport Authority to;
  - 2.1 expresses disappointment for making changes to the No. 15 bus route with seemingly insufficient consideration of the flow on patrons effect on local bus users;
  - 2.2 reverse its decision and reinstate the previous No. 15 bus route; and
  - 2.3 attend a community forum with affected residents, at the City of Vincent, to address resident concerns and provide a solution; and
3. **ADVISES** the Local State Member and Minister for Transport of its decision.

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**COUNCIL DECISION ITEM 10.1**

**Moved Cr Harley, Seconded Cr Cole**

That the recommendation be adopted.

*Debate ensued.*

**MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

(Cr Topelberg was on approved leave of absence.)

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**10.2 NOTICE OF MOTION: Cr Joshua Topelberg - Reduced speed limit on Vincent Street to 40kph between William Street and Fitzgerald Street**

That Council:

1. REQUESTS the Chief Executive Officer to again write to Main Roads WA requesting a reduction in the posted speed limit on Vincent Street, from 60kph to 40kph, between William Street and Fitzgerald Street, noting that the previous request to review the speed limit was not supported; and
2. ADVOCATES for the lower posted speed limit to be implemented prior to December 2015, due to the significant increase in patronage at Hyde Park during summer and in particular young children using the Water Playground.

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**COUNCIL DECISION ITEM 10.2**

**Moved Cr Buckels, Seconded Cr Harley**

That the recommendation be adopted.

*Debate ensued.*

**MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

**(Cr Topelberg was on approved leave of absence.)**

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**11. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN** (without discussion)

Nil.

**12. REPRESENTATION ON COMMITTEES AND PUBLIC BODIES**

Nil.

**13. URGENT BUSINESS**

Nil.

**PROCEDURAL MOTION**

At 9.50pm **Moved Cr McDonald, Seconded Cr Wilcox**

Pursuant to Section 5.23(2) of the Local Government Act 1995 and clause 2.14 of the City of Vincent Local Law Relating to Standing Orders, proceeds "behind closed doors" at the conclusion of the items, to consider the confidential reports relating to Items 14.1.

**PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (7-0)**

**1 member of the public present.**

**PRESENT:**

Mayor John Carey	Presiding Member
Cr Roslyn Harley ( <i>Deputy Mayor</i> )	North Ward
Cr Matt Buckels	North Ward
Cr Emma Cole	North Ward
Cr Laine McDonald	South Ward
Cr John Pintabona	South Ward
Cr Julia Wilcox	North Ward
Len Kosova	Chief Executive Officer
Rick Lotznicker	Director Technical Services
Gabriela Poezyn	Director Planning Services
John Paton	Director Corporate Services
Rob Boardman	Director Community Services
Jerilee Highfield	Executive Assistant, Minutes Secretary

**14. CONFIDENTIAL ITEMS/MATTERS FOR WHICH THE MEETING MAY BE CLOSED (“BEHIND CLOSED DOORS”)**

**14.1 CONFIDENTIAL REPORT: No. 124 (Lot: 41 D/P: 1879) Wright Street, corner of Phelps Lane, Highgate – Proposed Demolition of Existing Single House and Construction of Four Grouped Dwellings – Reconsideration under s31 of the State Administrative Tribunal (SAT) Act 2004 (DR 212 of 2015)**

<b>Ward:</b>	South	<b>Date:</b>	4 September 2015
<b>Precinct:</b>	Precinct 14 – Forrest	<b>File Ref:</b>	PR27428; 5.2014.501.1
<b>Attachments:</b>	Confidential – Development Application Plans Confidential – State Administrative Tribunal Orders Confidential – Applicants Justification dated 26 August 2015 Confidential – Marked up plans showing proposed versus required setbacks		
<b>Tabled Items:</b>	Nil		
<b>Reporting Officer:</b>	A Groom, Statutory Planning Officer		
<b>Responsible Officer:</b>	G Poezyn, Director Planning Services		

The Presiding Member Mayor John Carey vacated the Chair and departed the Chamber at 9.53pm and did not return to the Meeting.

Deputy Mayor Cr Roslyn Harley assumed the Chair at 9.53pm.

**Moved Cr Buckels, Seconded Cr Cole**

That the recommendation be adopted.

*Debate ensued.*

The Presiding Member, Deputy Mayor Cr Roslyn Harley requested that a procedural motion be moved to extend the meeting time, as the Council’s Policy relating to Council Meetings requires meetings to cease by 10.00pm.

**PROCEDURAL MOTION**

**Moved Cr Buckels, Seconded Cr McDonald**

That the meeting be extended beyond 10.00pm to allow for the conclusion of the remaining item.

**PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (6-1)**

**For:** Cr Buckels, Cr Cole, Cr McDonald, Cr Pintabona and Cr Wilcox

**Against:** Cr Harley

**MOTION PUT AND LOST UNANIMOUSLY (0-6)**

(Mayor Carey was absent from the Chamber and did not vote.)

(Cr Topelberg was on approved leave of absence.)

**COUNCIL DECISION ITEM 14.1**

**ALTERNATIVE MOTION:**

**Moved Cr Buckels, Seconded Cr Cole**

That Council, in accordance with the provisions of the City of Vincent Town Planning Scheme No. 1 and the Metropolitan Region Scheme, REFUSES the revised proposal submitted by Inspired Property Group Pty Ltd on behalf of the owner Tiger Developments WA Pty Ltd, for the proposed demolition of an existing Single House and construction of four three-storey Grouped Dwellings at No. 124 (Lot 41) Wright Street, corner of Phelps Lane, Highgate for the following reasons:

1. Unacceptable setback variations from Phelps Lane;
2. Unacceptable setback variations from Wright Street;

**ALTERNATIVE MOTION PUT AND CARRIED UNANIMOUSLY (6-0)**

**(Mayor Carey was absent from the Chamber and did not vote.)  
(Cr Topelberg was on approved leave of absence.)**

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**PROCEDURAL MOTION**

At 10.15pm **Moved Cr Cole, Seconded Cr Pintabona**

That the Council resume an “open meeting”.

**PROCEDURAL MOTION PUT AND CARRIED UNANIMOUSLY (6-0)**

**(Mayor Carey was absent from the Chamber and did not vote.)  
(Cr Topelberg was on approved leave of absence.)**

**15. CLOSURE**

**There being no further business, the Presiding Member, Deputy Mayor Cr Roslyn Harley, declared the meeting closed at 10.15pm with the following persons present:**

- |  |  |
|--|--|
| Cr Roslyn Harley ( <i>Deputy Mayor</i> ) | Presiding Member                       |
| Cr Matt Buckels                          | North Ward                             |
| Cr Emma Cole                             | North Ward                             |
| Cr Laine McDonald                        | South Ward                             |
| Cr John Pintabona                        | South Ward                             |
| Cr Joshua Topelberg                      | South Ward                             |
| Cr Julia Wilcox                          | North Ward                             |
| Len Kosova                               | Chief Executive Officer                |
| Rick Lotznicker                          | Director Technical Services            |
| Gabriela Poezyn                          | Director Planning Services             |
| John Paton                               | Director Corporate Services            |
| Rob Boardman                             | Director Community Services            |
| Jerilee Highfield                        | Executive Assistant, Minutes Secretary |

No members of the Public were present.

These Minutes were confirmed by the Council as a true and accurate record of the Ordinary Meeting of the Council held on 22 September 2015.

Signed: ..... Mayor John Carey.

Dated this ..... day of ..... 2015.