



City of Nedlands

Minutes

Council Meeting

26 June 2012

ATTENTION

These minutes are subject to confirmation.

Prior to acting on any resolution of the Council contained in these minutes, a check should be made of the Ordinary Council Meeting next following this meeting to ensure that there has not been a correction made to any resolution.

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City of Nedlands

Minutes of an ordinary meeting of Council held in the Council chambers, Nedlands on Tuesday 26 June 2012 at 7 pm.

Declaration of Opening

The Presiding Member declared the meeting open at 7.00 pm and drew attention to the disclaimer below.

(NOTE: Council at its meeting on 24 August 2004 resolved that should the meeting time reach 11.00 p.m. the meeting is to consider an adjournment motion to reconvene the next day).

Present and Apologies and Leave Of Absence (Previously Approved)

Councillors	Deputy Mayor, K E Collins	(Presiding Member)
	Councillor L J McManus	Coastal Districts Ward
	Councillor I S Argyle	Dalkeith Ward
	Councillor W R Hassell	Dalkeith Ward
	Councillor S J Porter	Dalkeith Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor K Walker	Hollywood Ward
	Councillor T James	Melvista Ward
	Councillor N Shaw	Melvista Ward
	Councillor M L Somerville-Brown	Melvista Ward
	(from 7.15 pm until 9.37 pm)	

Staff	Mr M Cole	Acting Chief Executive Officer
	Mr P Mickleson	Director Planning & Development Services
	Mr A Melville	Acting Director Technical Services
	Ms D Blake	Director Community & Organisational Development
	Ms N Borowicz	Executive Assistant

Public There were 14 members of the public present.

Press The Post Newspaper representative.

Leave of Absence (Previously Approved) His Worship the Mayor, R M Hipkins

Apologies Councillor N B J Horley Coastal Districts Ward
Mr R Senathirajah Acting Director Corporate & Strategy

Absent Nil.

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In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by a member or officer of the City of Nedlands during the course of any meeting is not intended to be and is not to be taken as notice of approval from the City of Nedlands. The City of Nedlands warns that anyone who has any application lodged with the City of Nedlands must obtain and should only rely on written confirmation of the outcome of the application, and any conditions attaching to the decision made by the City of Nedlands in respect of the application.

The City of Nedlands wishes to advise that any plans or documents contained within this agenda may be subject to copyright law provisions (*Copyright Act 1968, as amended*) and that the express permission of the copyright owner(s) should be sought prior to their reproduction.

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1. Public Question Time

A member of the public wishing to ask a question should register that interest by notification in writing to the CEO in advance, setting out the text or substance of the question.

The order in which the CEO receives registrations of interest shall determine the order of questions unless the Mayor determines otherwise. Questions must relate to a matter affecting the City of Nedlands.

Moved – Councillor Hassell
Seconded – Councillor Shaw

That the questions from Item 1.1 be taken as being read as they were published in the agenda and will be published in the minutes.

CARRIED UNANIMOUSLY 10/-

1.1 Mr D Utting, 29 Viewway, Nedlands

Question 1

Can community consultation surveys be improved to allow direct and easy resident feedback that measures perhaps the key issue ie density.

In City of Nedlands surveys, a tsunami of questions overwhelms respondents and none of these questions seems to succinctly address the basic issue which is retainment of current densities in residential areas.

Also, questions such as 'are you in favour of increased housing diversity?' are used which seems to be code for 'do you want increased density?'

Why not have a question that neatly asks: 'are you in favour of increased density?'

Currently, the airy fairy wording and sheer bulk and volume of consultation surveys threaten to undermine public confidence in them and increase non-participation rates.

Answer

Feedback on our community consultation surveys is always welcome and the suggestion has been taken on board.

1.2 Ms L Jennings, 306 Salvado Road, Floreat

Question 1

In regards to the Lot 11194 Bedbrook Place development and the Council's decision at the special meeting on 10 April 2012, given as reported in The Post Newspaper's report of 14 April 2012, that the City's legal advice was apparently against re-approving the Bedbrook Place development, would each of Councillors Argyle, Binks, Collins, Hassell, James, McManus, Porter, Shaw and Sommerville – Brown please explain his or her understanding of how the development complied with the City's Town Planning Scheme and was able to be approved and re-classified as a "Use Not Listed" and why the use classification of "Medical Centre" for all or some of the uses in the development was inappropriate?

Question 2

Would each of Councillors Argyle, Binks, Collins, Hassell, James, McManus, Porter, Shaw and Sommerville – Brown, please explain their justification or basis for determining at the Council meeting of 10 April 2012 regarding the Bedbrook Place development, that each of the applicable pre-conditions, in sub-clauses 6.4.2 (a) to (j) of the City's

Town Planning Scheme had been satisfied, in order for each of those Councillors to determine that the uses in the Bedbrook Place development were classifiable as “Uses Not Listed”?

Question 3

In regards to the change of use from “Industrial Light” to “Uses Not Listed”, as effected by the Council’s decision of 10 April 2012 in relation to the Bedbrook Place development, prior to the decision was:

- (a) the change of use effected by the decision publicly advertised prior to the decision?
- (b) any opportunity provided for submissions and comment by the public about the change of use?
- (c) notice of the proposed change of use given to adjoining land owners?
- (d) if not, in each case above as applicable, why not?

Question 4

Please advise if McLeods, the City’s Lawyers,’ in response to the allegations made by Dr O’Neil on 27 March 2012 that McLeods had a conflict of interest in acting for the City in the State Administrative Tribunal (SAT) proceedings regarding the Bedbrook Place development, confirmed:

- (a) it did not have a conflict of interest; and
- (b) (b) that it did not consider that the circumstances gave rise to a perception of a conflict of interest?

Question 5

Please name the elected member or members who called the special meeting of 10 April 2012?

Question 6

Immediately prior to the 10 April 2012 special meeting, what did Administration consider to be the correct use classification for the proposed Clinipath diagnostic laboratory?

Question 7

Why did Administration not seek comment from the Water Corporation as an affected or advice agency, to the proposed use re-classification, as approved at the 10 April 2012 special Council meeting?

Question 8

- (a) Was a commitment or were commitments as described below made by Administration to any of Dr O’Neil, Palmaya Pty Ltd, Go Medical, Sonic Healthcare Ltd and/or any other person or entity about environmental issues;
- (b) if so, to what environmental matters did such commitments relate;
- (c) please describe the commitments; and

(d) who authorised the making of such commitments?

The commitment/s were referred to by Mr Robertson, (Dr O'Neil's/Palmaya Pty Ltd's lawyer in the State Administrative Tribunal proceedings about the development approval), at the SAT directions hearing of 28 March 2012, as per the transcript:

"commitments were given by Administration in relation to other environmental issues that were going to be withheld until the approval was made, there was a commitment given that that wouldn't be put on the agenda for a period of time. So there's a possibility that this may come to the fore in the middle of this".

Question 9

Was it disclosed by Administration to any elected members:

- (a) about the existence of any such commitment referred to in question 8;
- (b) the detail of any such commitment;

If disclosure was made:

- (c) to which elected members; and
- (d) when in respect of each such member?

Question 10

Was a report prepared or any recommendation given by Administration for the purposes of the special Council meeting of 10 April 2012 in relation to the Bedbrook Place development approval reconsideration and the SAT proceedings, that dealt with the following matters:

- (a) a recommendation about the correct use classification;
- (b) Administration's view on the consequences of a classification of Uses Not Listed and Council's resultant powers or entitlement to refuse the development approval or to impose enforceable conditions regarding the rear set back, such powers not having been discussed in the planning report prepared for the 13 December 2011 Council meeting (the DSR);
- (c) a recommendation about whether or not the circumstances existed for elected members to be satisfied that the relevant standards and conditions in cl 6.4.2 of the Scheme had been met;
- (d) the range of decisions open to Council on the reconsideration being to affirm the decision of 13 December 2011, to refuse approval of the development or approve on different terms and the consequences of each;
- (e) the risks, costs and benefits to the City of continuing or not the SAT proceedings in respect of some or all of the issues in contention before the SAT;
- (f) affirming as correct or rebutting as false any alleged new facts and circumstances about the development and the SAT proceedings and Administration's recommendation on their relevance to the decision making, including:

- (i) Dr O'Neil's assertion during his deputation to Council on 27 March 2012 that the set back condition approved by Council on 13 December 2011 would (1) prevent trucks from exiting the rear loading bay area and (2) result in insufficient secure parking bays for Sonic's female employees on night shift (the Reasons);
 - (ii) the time that it would take for a decision to be handed down in the SAT as asserted by Mr Caddy on 27 March 2012;
 - (iii) the options for split hearings in the SAT, the first on the preliminary issue about use classification and a second hearing if necessary on the conditions of approval; and
 - (iv) the time periods involved with each option referred to in (iii);
- (g) as Sonic was no longer the development applicant, the relevance to the decision making of Sonic's requirements in relation to its contractors' delivery and waste vehicle access and adequacy of secure (as opposed to total) parking for Sonic's staff;
- (h) the relevance to the decision making of Dr O'Neil's financial situation;
- (i) the relevance to the decision making of the contentions of Dr O'Neil and Mr Caddy on 27 March 2012 that it was urgent that Council make a decision as soon as possible in accordance with Dr O'Neil's and Palmaya Pty Ltd's requirements, to reduce the rear set back and reinstate the 20 rear car bays thus allowing Palmaya Pty Ltd to end the SAT proceedings, that this would repair the relationship between the City and Sonic and give Dr O'Neil the opportunity to re-engage Sonic Healthcare in the development before Sonic located another development site;
- (j) whether the Council's approval of the Bedbrook Place development on 13 December 2011 represented a miscarriage of justice as alleged to be the case by Cr Argyle at the Council meeting of 27 March 2012;
- (k) the 1998 refusal of a development application by Palmaya Pty Ltd/Dr O'Neil on the same land in respect of similar medical centre activities and the weight if any that should be attached to this precedent in the decision making process;
- (l) the fact that the 1998 refusal was not mentioned in the DSR and an explanation given for this omission;
- (m) the fact that the DSR did not mention the consequences of classifying the use as a "Use Not Listed" , it being cited in the DSR as an alternative use classification, the consequences being to give the Council power to refuse the application or to impose conditions that preserved as much vegetation on the site as the Council considered desirable, pursuant to cl 6.4.2 and cl 6.5.1 of the Scheme and an explanation given as to why these consequences were not explained in the DSR;
- (n) as pages 2 and 4 of the Minister For Environment's decision of 27 June 2011 were not included in the attachments to the DSR,

clarification of whether or not Administration staff who prepared the DSR had reviewed the pages prior to the report being included in the Agenda for the 29 November Committee meeting and for the 13 December 2011 Council meeting and if not whether Administration now considered a different recommendation was required;

- (o) disclosure of all relevant information about any commitments by Administration to Dr O'Neil about the environmental matters mentioned in question 8; and
- (p) whether it was: (i) usual; (ii) appropriate; or (iii) necessary; to advertise the proposed change of use classification from that previously approved and/or or seek or give reasonable opportunity for the (iv) public; (v) neighbour or (vi) advice agency to make comment in relation to that proposed change and for such comment to be considered as part of the decision making process?

Question 11

If a report was prepared by Administration for the 10 April 2012 special Council meeting but it did not deal with any one or more of the matters referred to in question 10 (a) to (p) above, in respect of each of those matters, why did Administration's report not cover those matters?

Question 12

Which of the matters listed at question 10(a) to (p) above, does Administration consider is a relevant issue or consideration or fact that should have been before Council by way of a report from Administration in order for Council to make a proper and informed decision on 10 April 2012?

Question 13

Was legal action threatened by or on behalf of: (a) Dr O'Neil; (b) Palmaya Pty Ltd; (c) Go Medical; and/or (d) Sonic Healthcare Ltd in respect of either: (e) the draft Bedbrook Biodiversity Local Planning Policy (Biodiversity Policy); or (f) the draft Subiaco Waste Water Treatment Odour Buffer – Land Use Restrictions Local Planning Policy; and (g) if so, in each case if applicable, when was such action threatened?

Question 14

If such action was threatened what were the bases and circumstances that lead to such threatened action?

Question 15

If such action was threatened: (a) was this information and the bases and circumstances of such threatened action disclosed to any elected members; and (b) if so to which elected members; and (c) when? (d) If not disclosed, why not?

Question 16

When does Administration propose to progress the Biodiversity Policy to Council for Council's consideration?

These questions were taken on notice and will be answered in writing, and both the questions, together with the answers, will be included in the agenda and minutes of the next ordinary Council meeting scheduled for 24 July 2012.

2. Addresses by Members of the Public

Addresses by members of the public who have completed Public Address Session Forms were made at this point.

Mr D Caddy, 65 Meriwa Street, Nedlands
(spoke in relation to Freshwater Bay Metropolitan Region Scheme Amendment No. 1226/57)

The Presiding Member granted Mr Caddy a further 3 minutes.

Non-Elector

Moved – Councillor Hodsdon

Seconded – Councillor Walker

That Mr P Kotsoglo, a non-elector of the City be permitted to address the meeting.

CARRIED UNANIMOUSLY 10/-

Mr P Kotsoglo, 296 Fitzgerald Street, Perth
(spoke in relation to Metropolitan Region Scheme Amendment No. 1226/57)

Non-Elector

Moved – Councillor Porter

Seconded – Councillor Argyle

That Mr B Doyle, a non-elector of the City be permitted to address the meeting.

CARRIED UNANIMOUSLY 10/-

Mr B Doyle, 296 Fitzgerald Street, Perth
(spoke in support of the recommendation)

Item 13.3

Mr J Anderson, 3 Adams Road, Dalkeith
(spoke in relation to Adams Road / Marlin Court Roadworks)

Councillor Somerville-Brown joined the meeting at 7.15 pm.

3. Requests for Leave of Absence

Moved – Councillor Hodsdon
Seconded – Councillor Walker

That Councillor Hassell be granted leave of absence for July and August 2012.

CARRIED UNANIMOUSLY 11/-

4. Petitions

Petitions to be tabled at this point.

Nil.

5. Disclosures of Financial Interest

The Presiding Member reminded Councillors and Staff of the requirements of Section 5.65 of the *Local Government Act* to disclose any interest during the meeting when the matter is discussed.

5.1 Councillor James – PD22.12 - Metropolitan Region Scheme Amendment 1210/41 – Rationalisation of Stirling Highway Public Comment

Councillor James disclosed a financial interest in Report PD22.12 - Metropolitan Region Scheme Amendment 1210/41 – Rationalisation of Stirling Highway Public Comment. Her interest being that she lives near Stirling Hwy. She advised that she would leave the meeting during this matter.

6. Disclosures of Interests Affecting Impartiality

The Presiding Member reminded Councillors and Staff of the requirements of Council's Code of Conduct in accordance with Section 5.103 of the *Local Government Act*.

6.1 Councillor Hassell – PD19.12 - No. 119 (Lot 227) Rochdale Road, Mt Claremont –Retrospective Additions (Ground Floor) to Single House

Councillor Hassell disclosed an impartiality interest in report PD19.12. No. 119 (Lot 227) Rochdale Road, Mt Claremont – Retrospective Additions (Ground Floor) to Single House. He disclosed that he has known Mr Buckridge for many years, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

6.2 Councillor Walker – TS11.12 – Western Metropolitan Regional Council (WMRC) Proposal for Membership and Utilisation of DiCom

Councillor Walker disclosed an impartiality interest in Report TS11.12 - Western Metropolitan Regional Council (WMRC) Proposal for Membership and Utilisation of DiCom. She disclosed that since the Committee meeting she had become aware of a possible future association and connection to these items, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

6.3 Councillor Walker – TS12.12 - City of Nedlands Waste and Recycling tender 2005/06.08 contract extension

Councillor Walker disclosed an impartiality interest in Report TS12.12 – City of Nedlands Waste and Recycling tender 2005/06.08 contract extension. She disclosed that since the Committee meeting she had become aware of a possible future association and connection to these items, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

6.4 Councillor Argyle – PD19.12 - No. 119 (Lot 227) Rochdale Road, Mt Claremont –Retrospective Additions (Ground Floor) to Single House

Councillor Argyle disclosed an impartiality interest in report PD19.12 - No. 119 (Lot 227) Rochdale Road, Mt Claremont –Retrospective Additions (Ground Floor) to Single House. He disclosed that he had known Mr Buckridge for many years, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

6.5 Councillor McManus – TS12.12 - City of Nedlands Waste and Recycling tender 2005/06.08 contract extension

Councillor McManus disclosed an impartiality interest in report TS12.12 - City of Nedlands Waste and Recycling tender 2005/06.08 contract extension. He disclosed that he knew Mr Kim Gorey of Perth Waste, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

Councillor McManus declared this late when the Item came up.

7. Declarations by Members That They Have Not Given Due Consideration to Papers

Nil.

8. Confirmation of Minutes

8.1 Ordinary Council meeting 22 May 2012

Moved – Councillor McManus
Seconded – Councillor Shaw

That the minutes of the ordinary Council meeting held 22 May 2012 are confirmed.

**CARRIED 10/1
(Against: Cr. Walker)**

8.2 Special Council meeting 14 June 2012

Moved – Councillor Shaw
Seconded – Councillor James

That the minutes of the Special Council meeting held 14 June 2012 are confirmed.

CARRIED UNANIMOUSLY 11/-

9. Announcements of the Presiding Member without discussion

Any written or verbal announcements by the Presiding Member to be tabled at this point.

There were no announcements by the Presiding Member.

10. Members announcements without discussion

Written announcements by Councillors to be tabled at this point.

Councillors may wish to make verbal announcements at their discretion.

There were no member announcements.

11. Matters for Which the Meeting May Be Closed

Council, in accordance with Standing Orders and for the convenience of the public, is to identify any matter which is to be discussed behind closed doors at this meeting, and that matter is to be deferred for consideration as the last item of this meeting.

Nil.

12. Divisional reports and minutes of Council committees and administrative liaison working groups

12.1 Minutes of Council Committees

This is an information item only to receive the minutes of the various meetings held by the Council appointed Committees (N.B. This should not be confused with Council resolving to accept the recommendations of a particular Committee. Committee recommendations that require Council's approval should be presented to Council for resolution via the relevant departmental reports).

Moved – Councillor Walker
Seconded – Councillor James

That the Minutes of the following Committee meetings (in date order) are to be received:

Council Committee **12 June 2012**
Unconfirmed, Circulated to Councillors on 14 June 2012

CARRIED UNANIMOUSLY 11/-

Note: As far as possible all the following reports under items 12.2, 12.3, 12.4 and 12.5 will be moved en-bloc and only the exceptions (items which Councillors wish to amend) will be discussed.

En Bloc

Moved - Councillor Binks
Seconded – Councillor Shaw

That all Committee Recommendations relating to Reports under items 12.2, 12.3, 12.4 and 12.5 with the exception of Report Nos. PD19.12, PD21.12, PD22.12, TS11.12, TS12.12, TS13.12 & CP26.12 are adopted en bloc.

CARRIED UNANIMOUSLY 11/-

Moved – Councillor Porter
Seconded – Councillor Shaw

That item 16.2 be brought forward.

CARRIED UNANIMOUSLY 11/-

The Presiding Member confirmed his acceptance of this item as urgent business.

16.2 Councillor Hassell – Metropolitan Region Scheme Amendment, AMENDMENT 1226/57

Moved – Councillor Hassell
Seconded – Councillor Argyle

Council:

- 1. rescinds its decision of 27 March 2012 with regard to the proposed Metropolitan Region Scheme Amendment, AMENDMENT 1226/57;**
- 2. resolve it does not support the proposed Metropolitan Region Scheme Amendment, AMENDMENT 1226/57; and**
- 3. request the Western Australian Planning Commission (WAPC) to reconsider the proposed reservation on lots 1, 2, 3, 26, 27, 105, 109, and 107 Victoria Avenue, Dalkeith due to:**
 - a. The basis for adjustments has not been sufficiently established, no identifiable ‘need’ for adjustments;**
 - b. The area to be widened because it is ‘quite narrow’, considered a ‘cosmetic’ change. There is no real need for this modification;**
 - c. Subject lots will remain private despite the proposed adjustment, thus no increased foreshore access;**
 - d. Rocky cliffs limit access to foreshore;**
 - e. Public access adequately catered for by existing boundary;**
 - f. 12 years since Everall report, there is still no “long term obstacle to through access”;**
 - g. No evidence in Amendment Report identifying wind/wave erosion issues at subject sites;**
 - h. Serves no beneficial planning purpose**
 - i. Fails tests required to be met by a valid planning instrument; and**
 - j. Fails test of reasonableness**

Suspension of Standing Order

Moved – Councillor Walker

Seconded – Councillor Hodsdon

That Standing Orders be suspended for the purpose of allowing Councillors to ask Mr D Caddy questions for clarification.

CARRIED UNANIMOUSLY 11/-

Standing Orders were suspended at 7.45 pm.

Resumption of Standing Orders

Moved – Councillor Walker

Seconded – Councillor Shaw

That Standing Orders be resumed.

CARRIED UNANIMOUSLY 11/-

Standing Orders resumed at 7.52 pm.

The motion was put and

CARRIED UNANIMOUSLY 11/-

Council Resolution

Council:


- 1. rescinds its decision of 27 March 2012 with regard to the proposed Metropolitan Region Scheme Amendment, AMENDMENT 1226/57;**
- 2. resolve it does not support the proposed Metropolitan Region Scheme Amendment, AMENDMENT 1226/57; and**
- 3. request the Western Australian Planning Commission (WAPC) to reconsider the proposed reservation on lots 1, 2, 3, 26, 27, 105, 109, and 107 Victoria Avenue, Dalkeith due to:**
 - a. The basis for adjustments has not been sufficiently established, no identifiable ‘need’ for adjustments;**
 - b. The area to be widened because it is ‘quite narrow’, considered a ‘cosmetic’ change. There is no real need for this modification;**
 - c. Subject lots will remain private despite the proposed adjustment, thus no increased foreshore access;**
 - d. Rocky cliffs limit access to foreshore;**
 - e. Public access adequately catered for by existing boundary;**
 - f. 12 years since Everall report, there is still no “long term obstacle to through access”;**
 - g. No evidence in Amendment Report identifying wind/wave erosion issues at subject sites;**
 - h. Serves no beneficial planning purpose**
 - i. Fails tests required to be met by a valid planning instrument; and**
 - j. Fails test of reasonableness**

12.2 Planning & Development Report No's PD19.12 to PD23.12 (copy attached)

Note: Regulation 11(da) of the *Local Government (Administration) Regulations 1996* requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70, but not a decision to only note the matter or to return the recommendation for further consideration.

PD19.12	No. 119 (Lot 227) Rochdale Road, Mt Claremont – Retrospective Additions (Ground Floor) to Single House
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Committee	12 June 2012
Council	26 June 2012

Applicant	BGC Construction P/L
Owner	Ms E L Ambrose
Officer	Matt Stuart - Senior Statutory Planning Officer
Director	Peter Mickleson - Director Planning & Development Services
Director Signature	
File ref	RO3/119 : DA12/13 : M12/5857
Previous Item No's	D04.11
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Councillor Hassell – Impartiality Interest

He disclosed that he has known Mr Buckridge for many years, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

Councillor Argyle – Impartiality Interest

He disclosed that he had known Mr Buckridge for many years, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

Regulation 11(da) – Councillors agreed to refer the matter back to consider State Planning Policy 3.1.

Moved – Councillor Walker
Seconded – Councillor Hodsdon

That this item be referred back to Administration to consider whether or not State Planning Policy 3.1 is relevant in this application (Boundary Wall Policy).

CARRIED UNANIMOUSLY 11/-

Council Resolution

That this item be referred back to Administration to consider whether or not State Planning Policy 3.1 is relevant in this application (Boundary Wall Policy).

Committee Recommendation / Recommendation to Committee


Council approves an application for retrospective additions (ground floor) to single house at No. 119 (Lot 227) Rochdale Road, Mt Claremont, in accordance with the application and plans dated 13 January 2012, with the following conditions:

1. this planning approval pertains only to the eastern and western walls and the roof structure of the sunken retreat;
2. all structures shall be constructed wholly inside the site boundaries of the Certificate of Title;
3. the height of any existing retaining walls located along lot boundaries shall not be raised;
4. all stormwater from the development which includes permeable and non-permeable areas shall be contained on site by draining to soak-wells of adequate capacity to contain runoff from a 20 year recurrent storm event; and soak-wells shall be a minimum capacity of 1 m³ for every 80 m² of calculated surface area of the development;
5. all downpipes from guttering shall be connected so as to discharge into drains which shall empty into a soak-well and each soak-well shall be located at least 1.8 m from any building and at least 1.8 m from the boundary of the block;
6. any proposed structure or addition shall not encroach closer than 1.8 m on any soak-well; and

7. any additional development, which is not in accordance with the original application or conditions of approval, as outlined above, will require further approval by Council.

PD20.12	No. 10 Selby Street, Shenton Park – Outline Development Plan (ODP) for Proposed Para-Quad Association of WA
----------------	--

Committee	12 June 2012
Council	26 June 2012

Applicant	Jonathan Jones (Architect)
Owner	Para Quad Association Of W.A.
Officer	Nick Bakker – Planning Officer
Director	Peter Mickleson - Director Planning & Development Services
Director Signature	
File ref	SE3/10 : DA2011/358 : M12/10174
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
(Printed below for ease of reference)

CARRIED UNANIMOUSLY EN BLOC 11/-


**Council Resolution / Committee Recommendation /
Recommendation to Committee**

Council:

- 1. approves, in principle, the limited ODP for Para-Quad Association of WA, No. 10 Selby Street, Shenton Park, as per Clauses 3.8.3 of Town Planning Scheme No. 2 (TPS2), for the purpose of seeking consent from the Western Australian Planning Commission (WAPC) to formally advertise the limited ODP;**
- 2. instructs Administration to refer the limited ODP to the WAPC and to seek consent to advertise the limited ODP; and**
- 3. instructs Administration to advertise the proposed limited ODP in accordance with Clauses 3.8.4 and 3.8.5 of TPS2, upon receiving consent to advertise from the WAPC.**

PD21.12	Review of the Proposed Parking Local Law Relating to Parking and Parking Facilities.
----------------	---

Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Luke Marsden – Parking Strategy Coordinator
Director	Peter Mickleson – Director Planning & Development Services
Director Signature	
File ref.	LEG/003-07/01
Previous Item No's	14.3 – 27 April 2011 T24.10 – 14 December 2010 13.2 - 22 June 2010 7.7 - 18 May 2010 CP41.09 - 13 October 2009 14.2 - 11 August 2009
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Somerville-Brown

Seconded – Councillor Hodsdon

That this item is referred back to Administration for redrafting in accordance with the recommendations of the Parliamentary Standing Committee.

Councillor Binks left the room at 8.18 pm and returned at 8.19 pm.

Councillor Walker left the room at 8.23 pm and returned at 8.24 pm.

Lost 5/6
(Against: Deputy Mayor Collins Crs. Argyle
Hassell Porter Binks & James)

Moved – Councillor Hassell
Seconded – Councillor Porter

That the Recommendation to Council is adopted.
(Printed below for ease of reference)

Councillor McManus left the room at 8.39 pm and returned at 8.40 pm.

CARRIED 8/3
(Against: Crs. McManus Shaw & Somerville-Brown)

Council Resolution / Committee Recommendation

That this item be referred back to Administration for redrafting to remove all provisions which permit or allow the introduction of pay for use parking.


Recommendation to Committee

Council approves the proposed parking and parking facilities Local Law in accordance with the statutory requirements, Part 3, Division 2, section 3.12 of the *Local Government Act 1995*.

ABSOLUTE MAJORITY REQUIRED

PD22.12	Metropolitan Region Scheme Amendment 1210/41 – Rationalisation of Stirling Highway Public Comment
----------------	--

Committee	12 June 2012
Council	26 June 2012

Applicant	N/A
Owner	Various
Officer	Christie Downie - Sustainable Planning Officer
Director	Peter Mickleson - Director Planning & Development Services
Director Signature	
File ref.	TPN/067-04
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Councillor Shaw & Councillor Somerville-Brown left the room at 8.44 pm

Councillor James – Financial Interest

Her interest being that she lives near Stirling Hwy. She advised that she would leave the meeting during this matter.

Councillor James left the room at 8.45 pm

Councillor Argyle – Impartiality Interest

He disclosed that he lived in the area, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor McManus
Seconded – Councillor Walker

That the Recommendation to Council is adopted.

(Printed below for ease of reference)

Councillor Shaw & Councillor Somerville-Brown returned to the room at 8.47 pm.

Mr A Melville, Acting Director Technical Services left the room at 8.49 pm and returned at 8.51 pm.


**CARRIED 7/3
(Against: Crs. Hassell Porter & Hodsdon)**

Council Recommendation	Resolution / Committee Recommendation
Council:	
1.	supports the proposed Metropolitan Region Scheme Amendment, Rationalisation of Stirling Highway Reservation;
2.	requests the Western Australian Planning Commission (WAPC) in accordance with Section 126 of the <i>Planning and Development Act 2005</i> to concurrently with this amendment process rezone the affected land to a zoning under the City of Nedlands Town Planning Scheme No. 2 (TPS2) that is the same as the land within the same lot; and
3.	requests the Western Australian Planning Commission (WAPC) to reconsider the reservation on 26, 35, 80, 100, 102 and 134 Stirling Highway due to the presence of buildings with heritage value.

Councillor James returned to the room at 8.54 pm.

PD23.12	Western Australian Bicycle Network Plan – Public Comment
----------------	---

Committee	12 June 2012
Council	26 June 2012

Applicant	Department of Transport
Owner	N/A
Officer	Christie Downie – Sustainable Planning Officer
Director	Peter Mickleson - Director Planning & Development Services
Director Signature	
File ref.	ORN/055-03
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
(Printed below for ease of reference)

CARRIED UNANIMOUSLY EN BLOC 11/-

Council Resolution / Committee Recommendation / Recommendation to Committee

Council:


- 1. supports the draft Western Australian Bicycle Network (WABN) Plan in principle as it is a coordinated, state wide approach to facilitating the development of cycle facilities;**
- 2. identifies the following issues required to be addressed in the final document:**
 - a. the key recommendation relating to connecting schools does not provide sufficient detail to ascertain its merit, and requires a clear statement on proposed funding;**
 - b. the key recommendation relating to traffic management does not provide sufficient detail and it is essential that the findings of the working group are reflected in engineering standards and guidelines;**
 - c. the draft WABN Plan is largely focused on facilitating access to the Central Business District (CBD) neglecting the necessity for high quality cross suburb routes;**
 - d. the proposal identifies a Principal Shared Path along Thomas Street / Winthrop Avenue without providing detail regarding funding requirements, timeframe or responsible agencies;**
 - e. the City is supportive of projects that strengthen the cycle links between the north-western suburbs and the QEII / UWA precinct;**
 - f. the City would like to see the grants program reviewed regularly to ensure the funding categories meet local government needs and would appreciate the timing of the grants program is aligned with local government budget preparation; and**
 - g. the draft WABN highlights the need for additional funding from the State Government to achieve its cycling objectives and the State Budget 2012-13 includes \$20 million over two years for cycling infrastructure and grants and strong financial commitment must be maintained over the 10 year life of the plan to successfully deliver on its aims.**

12.3 Technical Services Report No's TS11.12 to TS13.12 (copy attached)

Note: Regulation 11(da) of the *Local Government (Administration) Regulations 1996* requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70, but not a decision to only note the matter or to return the recommendation for further consideration.

TS11.12	Western Metropolitan Regional Council (WMRC) Proposal for Membership and Utilisation of DiCom
----------------	--

Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Andrew Melville – Acting Director Technical Services
Director	Andrew Melville – Acting Director Technical Services
Director Signature	
File ref.	
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Councillor Walker – Impartiality Interest

She disclosed that since the Committee meeting I have become aware of a possible future association and connection to these items, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Regulation 11(da) – Councillors agreed that negotiation be completed and reported back to Council by 31 December 2012.

Moved – Councillor Walker
Seconded – Councillor Hassell

That the Recommendation to Council is adopted subject to negotiations being completed and reported back to Council by 31 December 2012.

Councillor James left the room at 9.02 pm and returned at 9.04 pm.

CARRIED UNANIMOUSLY 11/-

Council Resolution

Council

- 1. enters into negotiations with the WMRC; and**
- 2. negotiations are completed and reported back to Council by 31 December 2012.**

Committee Recommendation

That Council enters into negotiations with the WMRC.


Recommendation to Committee

Council:

1. Decline the offer from WMRC to join at this time; and
2. Instruct Administration to call for tenders for the receipt of the City's waste.

TS12.12	City of Nedlands Waste and Recycling tender 2005/06.08 contract extension
----------------	--

Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Chaminda Mendis
Director	Andrew Melville – Acting Director Technical Services
Director Signature	
File ref.	TEN/181
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Councillor Walker – Impartiality Interest

She disclosed that since the Committee meeting I have become aware of a possible future association and connection to these items, and as a consequence, there may be a perception that her impartiality on the matter may be affected. She declared that she would consider this matter on its merits and vote accordingly.

Councillor McManus – Impartiality Interest

He disclosed that he knew Mr Kim Gorey of Perth Waste, and as a consequence, there may be a perception that his impartiality on the matter may be affected. He declared that he would consider this matter on its merits and vote accordingly.

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Walker
Seconded – Councillor Hassell

That the Recommendation to Council is adopted.
(Printed below for ease of reference)


CARRIED UNANIMOUSLY 11/-

Council Resolution / Committee Recommendation

That this item be referred back and reconsidered in February 2013.

Recommendation to Committee

Council accepts the City of Nedlands Waste and Recycling Service tender 2005/06.08 contract extension for a further five (5) years commencing from 1 December 2013 to 1 December 2018.

TS13.12	Tender No. 2011/12.09 – Supply and Lay of Hot Asphalt Road Surfacing
Committee	12 June 2012
Council	26 June 2012
Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Maria Hulls – Manager Engineering Services
Director	Andrew Melville – Acting Director Technical Services
Director Signature	
File ref.	TEN/353
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Councillors requested a report on the progress of the contract prior to negotiations for an extension of contract.

Moved – Councillor Walker
 Seconded – Councillor Binks

That the Recommendation to Council is adopted subject to clause 2 being replaced with the following:

- 2. Instructs Administration to provide a progress report of the services provided to the City at the end of the initial period and prior to the negotiations for an extension of contract to extend for two (2) 12 month periods.**

**CARRIED 10/1
 (Against: Cr. Binks)**

Council Resolution

Council:

- 1. Accept the tender submitted by Roads 2000 Pty Ltd for the Supply and Lay of Hot Asphalt Road Surfacing for the 2012/13 financial year as per the schedule of rates (Attachment 1) submitted; and**
- 2. Instructs Administration to provide a progress report of the services provided to the City at the end of the initial period and prior to the negotiations for an extension of contract to extend for two (2) 12 month periods.**

Committee Recommendation / Recommendation to Committee

Council:


1. Accept the tender submitted by Roads 2000 Pty Ltd for the Supply and Lay of Hot Asphalt Road Surfacing for the 2012/13 financial year as per the schedule of rates (Attachment 1) submitted; and
2. Accept the option to extend the contract for two (2) twelve month periods at the end of the initial period ending 30 June 2013, at the Principals discretion.

12.4 Community & Organisational Development Report No's CM03.12 to CM04.12 (copy attached)

Note: Regulation 11(da) of the *Local Government (Administration) Regulations 1996* requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70, but not a decision to only note the matter or to return the recommendation for further consideration.

CM03.12	Accessible Parking Bay for Tresillian Community Centre
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Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Marion Granich – Manager Community Development
Director	Darla Blake – Director Community and Organisational Development
Director Signature	
File ref.	CMS/505
Previous Item No's	
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
(Printed below for ease of reference)


CARRIED UNANIMOUSLY EN BLOC 11/-

Council Resolution / Committee Recommendation / Recommendation to Committee
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Council notes funding for an accessible parking bay at the Tresillian Community Centre has been included for consideration in the Draft 2012/13 budget.

CM04.12	Nedlands Aged Persons Homes Trust Inc. (Lisle Villages Inc)
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Committee	12 June 2012
Council	26 June 2012

Applicant	Nedlands Aged Persons Homes Trust Inc. (Lisle Villages Inc)
Owner	Nedlands Aged Persons Homes Trust Inc. (Lisle Villages Inc)
Director	Darla Blake – Director Community and Organisational Development
Director Signature	
File ref.	CMS/155-05
Previous Item No's	CM11.11 – Item 7.3 - 8 November 2011 C10/133 – Item 13.3 – 26 October 2010 C10/65 - Item 14.5 – 27 July 2010 C73.04 – Item 14.5 – 14 December 2004
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
(Printed below for ease of reference)

CARRIED UNANIMOUSLY EN BLOC 11/-

Council Resolution / Committee Recommendation / Recommendation to Committee

Council approves “in principle” the following changes and inclusion of new clauses into the proposed Lisle Villages Inc Constitution (formerly Nedlands Aged Persons Homes Trust Inc Constitution):

- 1. approves clause 1 – the name of the Association will change from Nedlands Aged Persons Homes Trust Inc to Lisle Villages Inc;**
- 2. approves changed wording of the Objects of the Association clause 3 noting that the requirement in clause 3(a) of the current Constitution “to first meet the needs of residents and past residents of the City of Nedlands and then the needs of the residents of the western suburbs” is to be removed and replaced with a requirement to ‘give preference to the residents and past residents of the City of Nedlands’;**
- 3. approves a change to clause 5(b) – the removal of a compulsory \$10 fees for Ordinary Members of the Association and be replaced as clause 5(d) of the proposed Constitution stating, “the membership or joining fee (if any) payable to the Association by any Other Member shall be determined at the Annual General Meeting”;**
- 4. approves a change to clause 8(a) – “an Annual General Meeting must be held each year within four (4) months of the end of the Association’s financial year”, as required by the Associations Incorporations Act 1987;**
- 5. approves a change to clause 9(a) on the composition of the Board of Management from the existing minimum of eleven (11) and maximum of fourteen (14) to be replaced as clause 9(b) in the proposed Constitution, “The Board of Management will comprise of a minimum of six (6) and a maximum of ten (10) persons”;**
- 6. agrees to rescind the Council resolution of December 2004, as it is no longer relevant following negotiations with the Lisle Villages Inc:**

“That the Nedlands Aged Persons Homes Trust (Inc) be advised, the Council no longer wishes to have a Councillor representative on its Management Committee and would support an amendment to the Nedlands Aged Persons Homes Trust (Inc) constitution to put this change into effect.”
- 7. The City of Nedlands confirms they wish to continue with a representative being appointed to the Board of Management as per clause 9(b)(ii) of the proposed Constitution and clause 9(a)(v) of the current Constitution;**

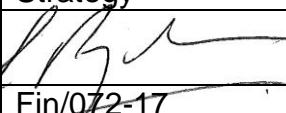
8. **approves the addition in clause 9(g)(v) of the proposed Constitution to state, “This clause does not apply to Board Members appointed pursuant to clause 9(b)(ii) by the City of Nedlands”;**
9. **approves clause 11 – removing the requirement of the Board of Management to appoint employees, as this will be the responsibility of the Chief Executive Officer;**
10. **approves the addition of the following words to clause 20(c) in the proposed Constitution, after the word ‘Alterations’ and before the word ‘passed; in the first line: ‘approved by the Council of the City of Nedlands; and**
11. **delegates authority to the Mayor and CEO to grant City of Nedlands approval to the Constitutional changes, as required under clause 21 of the current Constitution, provided the Special General Meeting of Members of the Association gives its assent to the proposed changes and these are consistent with those approved “in principle” by the Council.**

12.5 Corporate & Strategy Report No's CP24.12 to CP27.12 (copy attached)

Note: Regulation 11(da) of the *Local Government (Administration) Regulations 1996* requires written reasons for each decision made at the meeting that is significantly different from the relevant written recommendation of a committee or an employee as defined in section 5.70, but not a decision to only note the matter or to return the recommendation for further consideration.

CP24.12	Monthly Financial Report – April 2012
----------------	--

Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Vanaja Jayaraman – A/Manager Finance
Director	Rajah Senathirajah – A/Director Corporate & Strategy
Director Signature	
File ref.	Fin/072-17
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
 Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
 (Printed below for ease of reference)

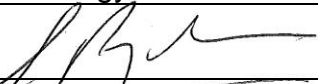
CARRIED UNANIMOUSLY EN BLOC 11/-

Council Resolution / Committee Recommendation / Recommendation to Committee

**Council receives the Monthly Financial Report for April 2012.
 (Refer to Attachments)**

CP25.12	Investment Report – April 2012
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Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Vanaja Jayaraman – A/Manager Finance
Director	Rajah Senathirajah – A/Director Corporate & Strategy
Director Signature	
File ref.	Fin/071-07
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
 Seconded – Councillor Shaw

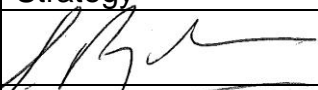
That the Recommendation to Council is adopted.
 (Printed below for ease of reference)

CARRIED UNANIMOUSLY EN BLOC 11/-

<p>Council Resolution / Committee Recommendation / Recommendation to Committee</p> <p>Council receives the Investment Report for the period ended 30 April 2012 (refer to attachment).</p>
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CP26.12	List of Accounts Paid – April 2012
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Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Officer	Vanaja Jayaraman – A/Manager Finance
Director	Rajah Senathirajah – A/Director Corporate & Strategy
Director Signature	
File ref.	Fin/072-17
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Hassell
 Seconded – Councillor Binks

That the Recommendation to Council is adopted.

(Printed below for ease of reference)

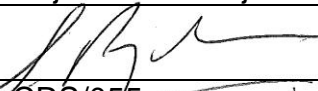
CARRIED UNANIMOUSLY 11/-

Council Resolution / Committee Recommendation / Recommendation to Committee

Council receives the List of Accounts Paid for the month of April 2012. (Refer to Attachment)

CP27.12	Policy Review
----------------	----------------------

Committee	12 June 2012
Council	26 June 2012

Applicant	City of Nedlands
Owner	City of Nedlands
Coordinator	Natalie Wilson – Acting Coordinator Corporate
Director	Rajah Senathirajah – A/Director Corporate & Strategy
Director Signature	
File ref	CRS/055
Previous Item No's	Nil
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Binks
 Seconded – Councillor Shaw

That the Recommendation to Council is adopted.
 (Printed below for ease of reference)

CARRIED UNANIMOUSLY EN BLOC 11/-

Council Resolution / Recommendation to Committee	Committee Recommendation /
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Council approves the following policies:

- a) **Natural Area Path Network**
- b) **Illegal Removal of Vegetation**
- c) **Shading of Streetlights**
- d) **Capital Grants to Sporting Clubs (M12/9780)**
- e) **Public Attendance at Briefings and Workshops (M12/8523)**

13. Reports by the Chief Executive Officer

13.1 Common Seal Register Report – May 2012

Moved – Councillor Hodsdon
Seconded – Councillor Argyle

The attached Common Seal Register Report for the month of May 2012 is received.

CARRIED UNANIMOUSLY 11/-

13.2 List of Delegated Authorities – May 2012


Moved – Councillor Hodsdon
Seconded – Councillor Walker

The attached List of Delegated Authorities for the month of May 2012 is received.

CARRIED UNANIMOUSLY 11/-

13.3 Retrospective Approval of Verge Development at 26 Genesta Crescent, Dalkeith

Committee	Nil
Council	26 June 2012

Applicant	Planning Solutions Australia Pty Ltd
Owner	Susan Folwell
Director	Andrew Melville – Acting Director Technical Services
CEO	Mike Cole – Acting Chief Executive Officer
CEO Signature	
File ref.	GE1/26-02
Previous Item No's	Item CM09.10 – Council meeting – 27 April 2010 Item SI09.12 – Council Meeting - 22 May 2012
Disclosure of Interest	No officer involved in the preparation of this report had any interest which required it to be declared in accordance with the provisions of the <i>Local Government Act (1995)</i> .

Regulation 11(da) – Not applicable – Recommendation adopted.

Moved – Councillor Hassell
Seconded – Councillor Hodsdon

That the Recommendation to Council is adopted.
(Printed below for ease of reference)

Put Motion

Moved – Councillor Binks
Seconded – Councillor McManus

That the motion be put.

PUT MOTION CARRIED UNANIMOUSLY 11/-

The motion was put and

CARRIED 7/4
(Against: Crs. Porter Walker James & Shaw)

Council Resolution / Recommendation to Council

Council approves the request for retrospective approval of the verge development adjacent to 26 Genesta Crescent, Dalkeith subject to the following conditions being completed within 28 days:

- 1. drainage is installed to the artificial grass sub base, as approved by Administration, to ensure that all storm water is retained within the verge area;**
- 2. the City is indemnified by the owner of 26 Genesta Crescent, Dalkeith against all claims arising out of, or in connection with the verge development.**

Purpose

To present for Council's consideration a request received from Planning Solutions Australia Pty Ltd, acting on behalf of the owner of 26 Genesta Crescent, Dalkeith, for retrospective approval of the adjacent verge development without modification.

Strategic Plan

KFA 3: Built Environment

- 3.7 Provide efficient and integrated approvals systems.

KFA 5: Governance

- 5.9 Identify, manage and seek to minimise risk.

Background

Council adopted the current Verge Development policy on 27 April 2010. Current policy contains a provision relating to the installation of artificial grass conditional to certain requirements. In accordance with the current policy, where artificial grass installation is incorporated in a verge development, there is a requirement to make satisfactory arrangements for drainage and to include it as part of the maximum 40% hard paved area.

Recent discussions at a Councillor workshop suggested that a maximum of 40% verge area be permitted for artificial turf, in addition to a maximum of 40% hardstand area and with a minimum of 20% of the verge area to be vegetated or grassed. It is important to note that if the Council were to approve this installation it would still not comply with these changes if they were endorsed by Council.

It is a requirement of the Verge Development policy and the Local Laws relating to Thoroughfares that owners apply for a permit prior to commencing any works within a public Thoroughfare.

Without applying for a permit, artificial grass was installed as part of a verge development at 26 Genesta Crescent, Dalkeith between 1 and 14 December 2011. The development does not conform to the current Verge Development policy in that approximately 95% of the verge comprises hard stand, with artificial grass accounting for approximately 70% of hardstand area. In addition, there has been no consideration for drainage of the sub base during installation.

Administration wrote to the owner of 26 Genesta Crescent informing them that the verge development did not conform to Council's requirements, that it had been installed unlawfully and to contact the City within 28 days to discuss the matter.

Approximately 13 weeks after completion of the works, with the matter unresolved and upon advice from the City's lawyers, a prosecution notice for a breach of clause 7(1)(e)(ii) of the Local Laws Relating to Thoroughfares was issued to the company having carried out the works. The company was identified as Astro Synthetic Turf Pty Ltd. The prosecution was listed for a hearing in the Perth Magistrates Court on 13 April 2012. Astro Synthetic Turf Pty Ltd were convicted at the hearing, fined \$3,000.00 and required to pay \$1,128.80 in costs.

In addition to the prosecution, a notice was served on 19 March 2012 to Astro Synthetic Turf Pty Ltd pursuant to clause 40 of the Local Laws Relating to Thoroughfares requiring the artificial grass be removed within 28 days, this date being the 16 April 2012.

The owner was informed of the notice requiring the removal of the artificial grass and subsequently submitted a Verge Development application showing no modification to the completed works. Administration refused the application and advised that modification to the artificial grass would be required (to ensure compliance with Council policy) before approval could be granted.

Planning Solutions Australia Pty Ltd, acting on behalf of the owner of 26 Genesta Crescent, contacted the City and requested retrospective approval of the verge development be considered by Council. They have also requested no action be taken in enforcing the removal notice until Council has considered the request for retrospective approval. Administration has agreed to this request.

Planning Solutions Australia Pty Ltd has submitted a brief of information supporting approval of the verge development without modification. The submission is included in the Councillor's information package.

Key Relevant Previous Decisions:

Item CM09.10 – Council meeting – 27 April 2010
Council Resolution / Recommendation to Committee:

Council approves the Verge Development policy.

Item SI02.12 – Council meeting – 22 May 2012
Council Resolution

That this item lay on the table to the next Council Meeting

Proposal Detail

Planning Solutions Australia Pty Ltd, acting on behalf of the owner of 26 Genesta Crescent, Dalkeith proposes to retain the adjacent verge development without modification. They have requested they would like to appeal Administration’s decision in not approving a permit in retrospect and wish to have Council exercise its discretion to issue retrospective approval.

Consultation

Required by legislation: Yes No

Required by City of Nedlands policy: Yes No

Consultation type:

At the Council Meeting held on 22 May 2012, Councillors requested that Administration reconsider this issue and engage in discussions with the owners of 26 Genesta Crescent Dalkeith. In response to this request, the Acting CEO and Acting Director Technical Services has met with the property owners on two (2) occasions. One meeting was held at the property to visually demonstrate the drainage capacity of the artificial grass installation.

Legislation

- *Local Government Act 1995*
- *Local Laws Relating to Thoroughfares*
- Verge Development Policy
- Drainage of Private Properties Policy

Budget/financial implications

Budget:

Within current approved budget: Yes No

Requires further budget consideration: Yes No

Financial:

There may be a cost to the City if compliance action requires the City to remove all or part of the development; however the associated cost would not be significant and would be recoverable.

Risk Management

Risk Category	Risk Rating Prior to Controls	Risk Rating After Controls
Financial	Moderate: The City is liable for any claims for damages arising out of the installation of a verge development as this public land under the care and control of the City.	Low: In order to obtain a permit to install artificial grass on a verge, property owners are required to indemnify Council from any possible litigation arising out of, or in connection to, its installation as part of a verge development.
Health	Low	Low
Reputation	Moderate: There is a possibility that any action taken by Council may receive some coverage by local media (i.e. Post Newspaper).	Moderate
Operation / Service Interruption	Low	Low
Environment	Moderate: There is some scope for issues around storm water management and adverse affects to the environment. There is scientific evidence pointing to a reduction in localised temperature regulation resulting from artificial grass being used as a substitute for natural grass or gardens.	Low: Drainage and associated storm water management issues are addressed within the requirements set out by policy.
Regulatory	High: The Thoroughfares Local	Low: This is dependent upon

	<p>Law clearly defines the procedure and allowable uses for private development on public lands. Where the local laws are openly disregarded it gives rise to heightened levels of risk to Council and the City.</p>	<p>Council upholding its regulatory function with respect to controlling private development within public thoroughfares.</p>
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Further consideration by the Administration in relation to the need for an Absolute Caveat has resulted in my view that any such requirement is unwarranted or unnecessary in this case for the following reasons:

1. The City has not requested that an Absolute Caveat be agreed to in relation to any other verge development within the City previously
2. The risk of the City being asked to maintain this development into the future is low.

Discussion

During the afternoon of 1 December 2011, the City received information that works were being undertaken on the verge adjacent to 26 Genesta Crescent, Dalkeith. City officers directly attended the address to find works in progress. The officers spoke with two representatives of the building company Zorzi / Grandwood Builders who were on site.

During the discussions, the City officers informed the building company representatives that no application for verge development had been received by the City and this was a requirement under the Local Laws. The officers further advised that it appeared the whole remaining verge area was being prepared for the installation of artificial grass. The officers advised that if this were the case the development would not conform to Council requirements.

The officers suggested that the works be suspended until such time that an application for verge development could be submitted. The builder’s representatives informed the officers that they were acting on instruction from the property owner and that the works would continue to completion and would be defended in court.

The verge development was completed sometime before the 14 December 2011 (refer - Figure 1).



Figure 1 – Verge area showing extent of artificial grass

In examining retrospective approval for the verge development, consideration needs to be given in context of the events prior to completion of the works, the requirements of Council's Verge Development policy and the requirements of the Local Laws. In particular, consideration should be given in respect of drainage requirements and any knowledge the builder's representatives had, in acting on behalf of the owner, of the requirement for obtaining a permit prior to commencing works.

In considering drainage requirements, the following points should be noted:

- the verge area has a gentle fall across the verge (south-west to north-east) towards the property boundary;
- the sub base consists of 'cracker dust', or similar product, that has been compacted and would not provide a suitably permeable layer for drainage purposes; and
- an evaluation of the verge area drainage characteristics has determined that during a significant rainfall event, storm water would not be discharged into the road drainage system, but rather into the small garden bed at the east end of the verge and onto the driveway and into the premises.

In considering the requirements of the Verge Development policy, the following points should be noted:

- approval was not sought prior to commencement of the works;
- the completed works do not conform to Council requirements; and

- Council has not been indemnified against all claims arising out of, or in connection to, the installation of artificial grass on a public Thoroughfare.

In considering the requirements of the Local Laws Relating to Thoroughfares, the following points should be noted:

- a permit had not been issued prior to commencement of the works; and
- the company having carried out the works were convicted of an offence in the Perth Magistrates Court pursuant to clause 7(1)(e)(ii) of the Local Laws Relating to thoroughfares.

In considering any knowledge the builder's representatives had, in acting on behalf of the owner, of the requirement for obtaining a permit prior to commencing works, the following points should be noted:

- the builder's representatives were made aware by City officers of the requirement for a permit at the commencement of works;
- the builder's representatives informed City officers they had been granted approval for the works by the Mayor; and
- given the opportunity to comply with Council's requirements, the builder's representatives advised they would be completing the works and would defend this decision in court.

Following the recent site visit between the property owners, and senior City staff, it was agreed that the City's recommendation to Council would be to install drainage to the satisfaction of the City rather than installing a drainage system as described by the applicant.

This drainage system is expected to include a sub surface spoon type drain with a trafficable grate which would direct water from the lowest end of the verge to a soak well with a trafficable lid to be installed as close as possible to the applicant's boundary. It is important to ensure that the installation is of a sturdy construction to withstand forces of vehicle movement onto the sub-surface structure.

Conclusion

The application for retrospective approval does not comply with Council policy although can be made to do so. The City could not approve this development without modification as has been requested by the applicant. The City's recommendations to Council reflects discussion at the Council meeting held on 22 May 2012 and has the support of the applicant.

Attachments

Nil.

Councillor Somerville-Brown retired from the meeting 9.37 pm.

The Presiding Member granted an adjournment for 10 minutes for the purposes of a refreshment break.

The meeting adjourned at 9.37 pm and reconvened at 9.47 pm with the following people in attendance:

Councillors	Deputy Mayor, K E Collins	(Presiding Member)
	Councillor L J McManus	Coastal Districts Ward
	Councillor I S Argyle	Dalkeith Ward
	Councillor W R Hassell	Dalkeith Ward
	Councillor S J Porter	Dalkeith Ward
	Councillor R M Binks	Hollywood Ward
	Councillor B G Hodsdon	Hollywood Ward
	Councillor K Walker	Hollywood Ward
	Councillor T James	Melvista Ward
	Councillor N Shaw	Melvista Ward

Staff	Mr M Cole	Acting Chief Executive Officer
	Mr R Senathirajah	Acting Director Corporate & Strategy
	Mr P Mickleson	Director Planning & Development Services
	Mr A Melville	Acting Director Technical Services
	Ms D Blake	Director Community & Organisational Development
	Ms N Borowicz	Executive Assistant

Public There was 1 member of the public present.

Press The Post Newspaper representative.

14. Elected Members Notices of Motions of Which Previous Notice Has Been Given

Disclaimer: Where administration has provided any assistance with the framing and/or wording of any motion/amendment to a Councillor who has advised their intention to move it, the assistance has been provided on an impartial basis. The principle and intention expressed in any motion/amendment is solely that of the intended mover and not that of the officer/officers providing the assistance. Under no circumstances is it to be expressed to any party that administration or any Council officer holds a view on this motion other than that expressed in an official written or verbal report by Administration to the Council meeting considering the motion.

14.1 Councillor Argyle – Rename Verges

On 24 May 2012 Councillor Argyle gave notice of his intention to move the following at this meeting.

Moved – Councillor Argyle
Seconded – Councillor Hodsdon

That verges be renamed and become known as "Nature Strips".

**CARRIED 6/4
(Against: Deputy Mayor Collins
Crs. McManus Binks Shaw)**

Council Resolution

That verges be renamed and become known as "Nature Strips".

Supporting Comments

Verges/nature strips exist extensively throughout the city of Nedlands, usage is by convention, a partnership between Ratepayers, Residents and their City Council. The word verge came into being as society organised itself; the word nature was in place before society organised itself, as in Crown lands, as set aside since, by society as Parks and Gardens; Verges/Nature strips.

Meaning of the Word "Verge" - To have a particular direction to lie or extend towards a specific point. The bounds, limits, or precincts of a particular place. The extreme edge, brink, border of a surface area, but regarded as having definite limits. A limiting or bounding belt or strip. A grass edging of flower-bed, etc from a walkway or road. Edge of tiles projecting over a gable - board. Wand or rod carried before bishop, dean etc, as an emblem of office.

Meaning of the Word "Nature" - Based on the innate moral sense, instinctive (natural law justice and virtue) established by nature and natural resources. Process favouring survival best adapted to our environment. An arrangement according to natural features. Nature study (as school subject), practical study of plant, animal, in particular bird life. Trail path through woods etc, set aside to draw attention to interesting natural objects. "Nature Strip" a piece of street lawn with or without trees in front of a place of living between fence or footpath and roadway or between dual carriageways, as in Hackett Drive, Thomas Street, through Nedlands and Subiaco. To stimulate pride and awareness in our society as to the importance of our natural surrounds.

Administration Comment

Verge is the term in current use amongst the majority of Local Governments in WA and is considered all encompassing in its characteristic, whereas the implication of "nature strip" may harbour a belief that the area is naturally landscaped. There are considerable hard stand areas between the boundary and the edge of the carriageway that contain no vegetation. The Local Government Act 1995 also uses the term 'verge' to mean that part of the land between the carriageway and the land which abuts the thoroughfare.

14.2 Councillor Walker – Private Briefings – Policy & Procedure

On 2 June 2012 Councillor Walker gave notice of her intention to move the following at this meeting.

Moved – Councillor Walker
Seconded – Councillor Hodsdon

"That Council requests administration to draw up a policy and related procedure on meetings and private briefings in respect to supporting the relationships between developers and Elected Members. This policy would align with the Department of Local Governments Operational Guidelines No 12 (2006)."

Lost 2/8
(Against: Deputy Mayor Collins Crs. McManus Argyle
Hassell Porter Binks James & Shaw)

Supporting Comments

In light of the current report of the Post (31.5.12) where Councillors have had private briefings with Developers and in light a recent Financial Review Article 12th January 2012, where the council of Port Hedland was accused of not making transparent the agreements between the town and a developer. The accusations made against Port Hedland Council were that agreements were being made that facilitated a development application and thus gave preferential treatment to specific developers. This has since become a preliminary investigation for the CCC.

I believe a policy is required so that both developers, administration, Councillors and DAP's representatives are fully aware of the purpose of such meetings/briefings. This will bring clarity to and ensure that the developer understand that what is said in such meetings does not constitute an agreement with the Council, its DAP's members and/or the City as a body corporate.

In researching the protocols around this situation I have discovered that DLG guidelines 'Elected Members' Relationship with Developers' exist. It states policies and procedures adopted by local governments for dealing with a development application "must ensure a clear distinction between the staff assessing an application and the task of council determining an application. The procedure should minimize the opportunity for the two roles to be confused and also ensure that those determining applications are not able to direct or unduly influence those carrying out the assessment and vice versa."

The request is for a policy with associated procedures regarding the protocols for both developer, elected members and staff in respect private briefings of Council is therefore the purpose of the motion outlined above.

Administration Comment

The request to draw up a policy and related procedure is supported.

14.3 Councillor Walker – Scholarship awarded to Member of the Metropolitan Local Government Review Panel

On 24 May 2012 Councillor Walker gave notice of her intention to move the following at this meeting.

Moved – Councillor Walker
Seconded – Councillor Hodsdon

That the City of Nedlands write to the Minister for Local Government requesting an explanation into the award by the City of Perth to a serving member of the ‘Independent Metropolitan Governance Review Panel’.

CARRIED UNANIMOUSLY 10/-

Council Resolution

That the City of Nedlands write to the Minister for Local Government requesting an explanation into the award by the City of Perth to a serving member of the ‘Independent Metropolitan Governance Review Panel’.

Supporting Comments

Minister Castrilli in June 2011 appointed ‘The Independent Metropolitan Governance Review Panel’ to report on the review of Local Governments by June 2012. As part of the many responsibilities of the panel it is maintained by the Department of Local Government website that “By looking at the roles, responsibilities and functions of local government, the Panel’s recommendations may propose that the scope of services provided by local government expand or contract in certain areas.” Furthermore, in the ‘Issues Paper’ subsequently released by the independent panel it is argued that any final recommendation ‘on the number of local governments and related boundary issues will be framed around the conclusions the panel reaches about what is in the best interests of the community of metropolitan Perth. In April 2012 the draft findings of the Independent Metropolitan Review Panel were issued. Within this document it is argued that a key finding of the panel was that ‘any future model, the size of the City of Perth should be increased and its role enhanced’.

On the 9th June 2012 it was reported in the media that a panel member, Ms. van Leeuwen received a \$10k scholarship from the City of Perth. The acceptance of such an award from the City of Perth, which itself is party to the review, is questioned. Moreover, given that the award to a panel member is accepted in the period between the draft findings release, the submission period and authoring of the final

recommendations brings into question the 'independence' of the review as the partiality of a panel member is clearly compromised. As such the City requires an explanation by the Minister.

Administration Comment

While this is a matter for the Minister and the City of Perth, Administration supports the request for an explanation from the Minister.

14.4 Councillor Hassell – Tawarri Jetty

PLEASE NOTE: THIS ITEM WAS WITHDRAWN

On 22 May 2012 Councillor Hassell gave notice of his intention to move the following at this meeting.

That the Acting Chief Executive Officer provide Council with a report on the status of the replacement of the Tawarri Jetty.

Supporting Comments

The jetty was damaged and removed some time ago and a report is warranted.

Administration Comment

Administration has been working with solicitors and our insurers on progressing an insurance claim for the damaged jetty. A report will be provided to Council shortly, once the outcome of the insurance claim is known.

15. Elected members notices of motion given at the meeting for consideration at the following ordinary meeting on 24 July 2012

Notices of motion for consideration at the Council Meeting to be held on 24 July 2012 to be tabled at this point in accordance with Clause 3.9(2) of Council's Local Law Relating to Standing Orders.

15.1 Councillor Walker

Issues pertaining to underground power & pesticides.

16. Urgent Business Approved By the Presiding Member or By Decision

16.1 Councillor McManus – Local Government Reform – Town of Claremont

That the City of Nedlands opens constructive dialogue with the Town of Claremont with a view to exploring amalgamation. A committee of 3 Councillors be appointed to conduct this dialogue.

PLEASE NOTE – Councillor McManus requested this item be deferred to the next meeting of Council.

PLEASE NOTE: The following item was brought forward (see page 17)

The Presiding Member has accepted the following as Urgent Business.

16.2 Councillor Hassell – Metropolitan Region Scheme Amendment, AMENDMENT 1226/57

Council:

- 1. resolve it does not support the proposed Metropolitan Region Scheme Amendment, AMENDMENT 1226/57; and**
- 2. request the Western Australian Planning Commission (WAPC) to reconsider the proposed reservation on lots 1, 2, 3, 26, 27, 109, 105 and 107 Victoria Avenue, Dalkeith due to:**
 - a. The basis for adjustments has not been sufficiently established, no identifiable ‘need’ for adjustments;**
 - b. The area to be widened because it is ‘quite narrow’, considered a ‘cosmetic’ change. There is no real need for this modification;**
 - c. Subject lots will remain private despite the proposed adjustment, thus no increased foreshore access;**
 - d. Rocky cliffs limit access to foreshore;**
 - e. Public access adequately catered for by existing boundary;**
 - f. 12 years since Everall report, there is still no “long term obstacle to through access”;**
 - g. No evidence in Amendment Report identifying wind/wave erosion issues at subject sites;**
 - h. Serves no beneficial planning purpose;**
 - i. Fails tests required to be met by a valid planning instrument; and**
 - j. Fails test of reasonableness**

17. Confidential Items

Nil.

Declaration of Closure

There being no further business, the Presiding Member declared the meeting closed at 10.32 pm.

Attachment to Item 13.1

Council Meeting – 26 June 2012

Common Seal Register Report – May 2012

Common Seal Register Report

MAY 2012

608	1 May 2012	Planning & Development	Delegated Authority	Temporary Withdrawal of Caveat – No 83, 85 & 87 (Lot 281 – 283) Stirling Hwy Nedlands – Strezelecki Holdings Pty Ltd
609	8 May 2012	Planning & Development	Delegated Authority	Lease between the City of Nedlands and West Australian Bridge Club Inc – Surrender of lease and registration of fresh lease to reflect new lease area as per Landgate (5 copies).
610	8 May 2012	Planning & Development	Delegated Authority	Sublease of a portion of Lot 254 Birdwood Parade Dalkeith – Lease agreement between City of Nedlands and Nedlands Yacht Club Inc, Yachting Western Australia Inc. (3 Copies)
611	23 May 2012	Planning & Development	Delegated Authority	Surrender of lease and New Lease agreement between City of Nedlands and Cottesloe Golf Club (9 seals required)

Attachment to Item 13.2

Council Meeting – 26 June 2012

List of Delegated Authorities – May 2012



DEL12/245

Record Type Delegated Authority

**Temporary Withdrawal of Caveat – No 83, 85 & 87 (Lot 281 – 283) Stirling Hwy
Nedlands – Strzelecki Holdings Pty Ltd**

Container No. IFM/033-06
Primary Contact Strzelecki Holdings Pty Ltd (Addressee)
Business Phone 9386-1311
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/246

**Approval for a vehicle on reserve - Wedding Ceremony - Foreshore 3 - 1 February
2013 - Jesse Meredith (Simpson Wedding)**

Container No. PRS/021-02
Primary Contact Jesse Meredith (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/247

Parking Infringement Withdrawn 402496 - Peter Jeanes

Container No. RGS/013-31
Primary Contact Peter Jeanes (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/248

Approval for a Vehicle on Reserve - College Park - Line Marking - Tim Scurry

Container No. PRS/004-03
Primary Contact Tim Scurry (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/249

Approval to write off minor rates debts - April 2012 - \$56.40

Container No. RTV/017-07
Primary Contact City of Nedlands (Addressee)
Business Phone 9273-3500
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/250

**Seal Certification - Seal No. 609 - Lease between the City of Nedlands and West
Australian Bridge Club Inc – Surrender of lease and registration of fresh lease to
reflect new lease area as per Landgate (5 copies).**

Container No. IFM/033-06
Primary Contact West Australian Bridge Club (Addressee)
Business Phone 9284-4144
Organisation

Record Barcode





DEL12/251

Record Type Delegated Authority

Seal Certification - Seal No. 610 - Sublease of a portion of Lot 254 Birdwood Parade Dalkeith – Lease agreement between City of Nedlands and Nedlands Yacht Club Inc, Yachting Western Australia Inc. (3 Copies)

Container No. IFM/033-06
Primary Contact Nedlands Yacht Club Inc (Addressee)
Business Phone 9386-5496
Organisation Sports Clubs

Record Barcode



Record Type Delegated Authority

DEL12/252

Parking Infringement Withdrawn 101766 - Daryl Morris-Hall

Container No. RGS/013-31
Primary Contact Daryl Morris-Hall (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/253

Infringement Withdrawal 101642 - Peter Williams

Container No. RGS/013-31
Primary Contact Peter Williams (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/254

Infringement Withdrawal 502642 - Jon Thompson

Container No. RGS/013-31
Primary Contact Jon Thompson (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/255

Infringement Withdrawal 402563 - Peter Foley

Container No. RGS/013-31
Primary Contact Peter Foley (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/256

Infringement Withdrawal 502539 - Ann Ellis-Young

Container No. RGS/013-31
Primary Contact Ann Ellis-Young (Addressee)
Business Phone
Organisation

Record Barcode





DEL12/257

Record Type Delegated Authority

**Approval for a Vehicle on Reserve - Melvista Oval (Nedlands Park) Croquet Club
Flood Lights**

Container No. PRS/047-01
Primary Contact Nedlands Croquet Club (Addressee)
Business Phone 9386-8008
Organisation Sports Clubs

Record Barcode



Record Type Delegated Authority

DEL12/258

24 (Lot 278) Strickland Street Mt Claremont - Additions (Patio) to Single Dwelling

Container No. ST8/24
Primary Contact Outdoor World (Addressee)
Business Phone 9302-0702
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/259

51 (Lot 525) Archdeacon Street Nedlands - Re-Roof to Single House

Container No. AR1/51
Primary Contact John & Maureen Steffanoni (Addressee)
Business Phone 9386 5059
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/260

19 (Lot 61) Croydon Street Nedlands - Re-Roof to Single House

Container No. CR2/19
Primary Contact Advanced Roof Restoration (Addressee)
Business Phone 1300 137 663
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/261

42 (Lot 310) Marita Road Nedlands - Additions (Extensions and Pergola) to Single House

Container No. MA2/42
Primary Contact ED & DM Graham (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/262

35a (Lot 1) Archdeacon Street Nedlands - Additions (Ground Floor) to Single House

Container No. AR1/35A
Primary Contact Davley Building Pty Ltd (Addressee)
Business Phone 9330-1330
Organisation

Record Barcode





DEL12/263

Record Type Delegated Authority

94 (Lot 49) Rosedale Street Floreat - Additions (Ground Floor) to Single House

Container No. R05/94
Primary Contact Barry Gaskin (Addressee)
Business Phone
Organisation

Record Barcode



DEL12/264

Record Type Delegated Authority

Infringement Withdrawal 101571 - Britt Willesee

Container No. RGS/013-31
Primary Contact Britt Willesee (Addressee)
Business Phone
Organisation

Record Barcode



DEL12/265

Record Type Delegated Authority

Infringement Withdrawal 502393 - Michael Hawthorne

Container No. RGS/013-31
Primary Contact Michael Hawthorne (Addressee)
Business Phone
Organisation

Record Barcode



DEL12/266

Record Type Delegated Authority

56 (Lot 199) Golodsmith Road Dalkeith - Additions (Two Storey) to Single House

Container No. G02/56
Primary Contact Stephen & Ruth Chan (Addressee)
Business Phone 9321-7864
Organisation

Record Barcode



DEL12/267

Record Type Delegated Authority

75 (Lot 200) Mountjoy Road Nedlands - Additions (Ground Floor) to Single House

Container No. M05/75
Primary Contact The Design Mill (Addressee)
Business Phone 9300-3677
Organisation

Record Barcode



DEL12/268

Record Type Delegated Authority

110 (Lot 2) Williams Road Nedlands - Additions (Carport) to Single House

Container No. W11/110
Primary Contact John Bateman (Addressee)
Business Phone
Organisation

Record Barcode



DEL12/269

Record Type Delegated Authority

21 (Lot 279) Hampden Road Nedlands - Additions (Ground Floor) to Commercial Premises

Container No. HA6/21
Primary Contact Lumic Patios (Addressee)
Business Phone 9297-1170
Organisation

Record Barcode





DEL12/270

Record Type Delegated Authority

30 (Lot 125) Portland Street Nedlands - Single Storey Single House

Container No. PO1/30
Primary Contact APG Homes Pty Ltd (Addressee)
Business Phone 9441-5888
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/271

10 (Lot 1) Walba Way Swanbourne - Additions (Garage and Re-Roof) to Grouped Dwelling

Container No. WA1/10
Primary Contact D Kailis (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/272

18 (Lot 25) Bostock Road Nedlands - Additions (Carport and Re-Roof) to Single House

Container No. BO2/18
Primary Contact Tam Lee-Steere (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/273

14 (Lot 710) Karella Street Nedlands - Amendments to DA12/36

Container No. KA1/14
Primary Contact Robert Holl Master Builder (Addressee)
Business Phone 9302-3855
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/274

15 (Lot 306) Lantana Avenue Mt Claremont - Garden Shed

Container No. LA5/15
Primary Contact Janet Nielsen (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/275

83 (Lot 433) Circe Circle Dalkeith - Single Storey Dwelling & Swimming Pool

Container No. CI2/83
Primary Contact John Pitcher (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/276

29 (Lot 335) Leura Street Nedlands - Two Storey Single House

Container No. LE4/29
Primary Contact Sharp and Van Rhyn Architects Pty Ltd (Addressee)
Business Phone 9383-3666
Organisation

Record Barcode





DEL12/277

Record Type Delegated Authority

**6 (Lot 209) Mayfair Street Mt Claremont - Ancillary Accommodation Store
Verandah Decking and Retaining Wall**

Container No. MA6/6
Primary Contact Alexander Planning Consultants (Addressee)
Business Phone 9386-1066
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/278

33 (Lot 149) Alexander Road Dalkeith - Patio

Container No. AL2/33
Primary Contact A & S Anderson (Addressee)
Business Phone
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/279

33 (Lot 253) Leon Road Dalkeith - Over Height Fence to Single House

Container No. LE2/35
Primary Contact Residential Attitudes (Addressee)
Business Phone 9202-9000
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/280

181a (Lot 2) Selby Street Shenton Park - Patio

Container No. SE3/181A
Primary Contact Helen Foley (Addressee)
Business Phone 9285-8782
Organisation

Record Barcode



Record Type Delegated Authority

DEL12/281

**Seal Certification - Seal No. 611 - Surrender of lease and New Lease agreement
between City of Nedlands and Cottesloe Golf Club (9 seals required)**

Container No. IFM/033-06
Primary Contact Cottesloe Golf Club (Inc.) (Addressee)
Business Phone 9384-3222
Organisation Sports Clubs

Record Barcode



Record Type Delegated Authority

DEL12/282

Parking Infringement Withdrawn 301802 - Daniel Calderwood

Container No. RGS/013-31
Primary Contact Daniel Mark Calderwood (Addressee)
Business Phone
Organisation

Record Barcode





City of Nedlands

Action Tracking Cover Sheet
List of Delegated Authority - May 2012

Page 7
Date 19/6/2012
Time 11:46:24 AM
Login Name Nicole Borowicz

DEL12/283

Record Type **Delegated Authority**

**Approval for a Vehicle on Reserve - Melvista Oval (Nedlands Park) Croquet Club
Flood Lights**

Container No. **PRS/047-01**
Primary Contact **Nedlands Croquet Club (Addressee)**
Business Phone **9386-8008**
Organisation **Sports Clubs**

Record Barcode

