

City of Belmont

AGENDA BRIEFING FORUM

MATRIX

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19 February 2019

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CONFIDENTIAL TABLED ATTACHMENTS INDEX

Confidential Tabled Attachment 1 – Item 14.1 refers

INFORMATION MATRIX FROM THE AGENDA BRIEFING FORUM HELD IN THE COUNCIL CHAMBERS OF CITY OF BELMONT CIVIC CENTRE, 215 WRIGHT STREET, CLOVERDALE ON TUESDAY, 19 FEBRUARY 2019 COMMENCING AT 7.09PM

AGENDA BRIEFING FORUM INFORMATION MATRIX

PRESENT

Cr P Marks, Mayor (Presiding Member) Cr R Rossi, JP, Deputy Mayor Cr M Bass Cr B Ryan Cr J Davis Cr J Powell Cr S Wolff Cr L Cayoun Cr G Sekulla, JP East Ward West Ward East Ward South Ward South Ward South Ward West Ward West Ward

IN ATTENDANCE

- Mr J Christie Mr R Garrett Mr A Sheridan Mr W Loh Mr J Olynyk, JP Ms N Griggs (arr 7.10pm, dep 9.14) Mr V Popescu (arr 7.260pm, dep 9.14) Mr W Stephens (arr 7.10pm, dep 7.53) Ms L Langford (arr 7.10pm) Mrs M Lymon Ms N Davey (arr 7.10pm, dep 7.53) Ms N Richards (arr 7.10pm, dep 9.14) Mr M Somers (arr 7.10pm) Ms C Gilbert (arr 7.10pm) Ms S D'Agnone
- Chief Executive Officer Director Corporate and Governance Director Infrastructure Services A/Director Community and Statutory Services Manager Governance Manager Community Placemaking Manager City Projects Manager Parks and Environment A/Manager Planning Services Principal Governance and Compliance Advisor Coordinator Environment Coordinator Library and Heritage Services Coordinator Planning Services A/Senior Planning Officer Governance Officer

MEMBERS OF THE GALLERY

There were 13 members of the public in the gallery and no press representative.

1. OFFICIAL OPENING

7.10pm The Presiding Member welcomed all those in attendance and declared the meeting open.

The Presiding Member read the Acknowledgement of Country.

Before I begin I would like to acknowledge the traditional owners of the land on which we are meeting today, the Noongar Whadjuk people, and pay respect to Elders past, present and future leaders.

The Presiding Member invited Cr Wolff to read aloud the Affirmation of Civic Duty and Responsibility on behalf of Councillors and Officers. Cr Wolff read aloud the affirmation.

Affirmation of Civic Duty and Responsibility

I make this affirmation in good faith and declare that I will duly, faithfully, honestly, and with integrity fulfil the duties of my office for all the people in the City of Belmont according to the best of my judgement and ability. I will observe the City's Code of Conduct and Standing Orders to ensure the efficient, effective and orderly decision making within this forum.

7.10pm The Manager Community Placemaking, the Manager Parks and Environment, the A/Manager Planning Services, the Coordinator Environment, the Coordinator Planning, the Coordinator Library and Heritage Services and the A/Senior Planning Officer entered the meeting.

2. APOLOGIES AND LEAVE OF ABSENCE

Mrs J Hammah (Apology)

Director Community and Statutory Services

3. DECLARATIONS OF INTEREST THAT MIGHT CAUSE A CONFLICT

3.1 FINANCIAL INTERESTS

Nil.

3.2 DISCLOSURE OF INTEREST THAT MAY AFFECT IMPARTIALITY

Nil.

4. ANNOUNCEMENTS BY THE PRESIDING MEMBER (WITHOUT DISCUSSION)

4.1 ANNOUNCEMENTS

Nil.

4.2 DISCLAIMER

7.11pm The Presiding Member drew the public gallery's attention to the Disclaimer.

The Presiding Member advised the following:

I wish to draw attention to the Disclaimer Notice contained within the agenda document and advise members of the public that no decisions are made at the meeting tonight. Council will formally resolve agenda items at next week's Ordinary Council Meeting.

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5. PUBLIC SUBMISSION TIME

7.12pm The Presiding Member opened the period allotted for Public Submission Time and drew the gallery's attention to the Rules for Public Submission Time. Three Public Submissions were received.

5.1 Ms L HOLLANDS, 2 MILLER AVENUE, REDCLIFFE

Ms Hollands spoke in opposition of the Councillor Recommendation for Item 13.2 -Notice of Motion (Councillor Davis) – Management of Dogs in the Environmentally Sensitive Areas of Garvey Park

(Refer <u>Tabled Attachment 1</u> for further information).

5.2 MS L HOLLANDS, 2 MILLER AVENUE, REDCLIFFE, ON BEHALF OF BELMONT RESIDENT AND RATEPAYERS ACTION GROUP

Ms Hollands spoke in opposition of the Officer Recommendation for Item 12.9 - Annual Electors' Meeting Minutes – 12 December 2018

(Refer <u>Tabled Attachment 2</u> for further information).

5.3 Ms M Thomas, 3 Hilton Grove, Ascot

Ms Thomas spoke in opposition of the Officer Recommendation for Item 12.8 - Objection Lodged under Section 9.5 of the *Local Government Act 1995* Relating to Proposed Works on Reserve 26219 and the City's Position on a Private Jetty Connecting to the Reserve.

(Refer <u>Tabled Attachment 3</u> and <u>Tabled Attachment 4</u> for further information).

- 7.21pm The A/Director Community and Statutory Services left the meeting.
- 7.24pm The A/Director Community and Statutory Services returned to the meeting.
- 7.26pm The Manager City Projects entered the meeting.
- 7.27pm The Presiding Member invited members of the public who had yet to register to present a submission to do so. One further registration was forthcoming.

5.4 MR M DAVIES, 18 QUAYSIDE CLOSE, HALLS HEAD ON BEHALF OF KEN PEACHY CARAVANS

Mr Davies made a submission seeking approval for development at 194 and 185 Campbell Street - Item 14.1 – Additions to an Existing Caravan Repairs Use (Patio and Caravan Storage) at Lot 101 (194) Campbell Street and a Car Park at Lot 152 (185) Campbell Street, Belmont – Confidential Matter in Accordance with the *Local Government Act 1995* Section 5.23(2) and the State Administrative Tribunal Act 2004, Section 55.

(Refer <u>Tabled Attachment 5</u> for further information).

7.31pm The Presiding Member closed Public Submission Time.

Note

Item 12.8 - Objections Lodged under Section 9.5 of the Local Government Act 1995 Relating to Proposed Works on Reserve 26219 and the City's Position on a Private Jetty Connecting to the Reserve.

This item was brought forward for discussion prior to item 12.1 at the request of the Presiding Member for the convenience of members of the gallery. Refer to page 14.

- 7.32pm The Manager Governance departed the meeting.
- 7.37pm The Manager Governance returned to the meeting.
- 7.53 pm The Manager Parks and Environment and the Coordinator Environment departed the meeting and did not return.

6. ORDINARY COUNCIL MEETING AGENDA FOR MEETING TO BE HELD 26 FEBRUARY 2019

Agenda Iter	ns For Review
OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.1	Mixed Use Development (Five Offices and 20 Multiple Dwellings) at Lot 352 (2-8) Eyre Street, Rivervale
	Deputation Presentation
	Nil.
	Officer Presentation
	The A/Senior Planning Officer provided a presentation which included the following:
	 Extract from Local Planning Scheme Map Showing Zoning of Subject Site and Surrounding Zonings Aerial of Subject Site Proposal
	 Site and First/Second Floor Plan Elevation – Eyre Street
	 Elevation – Knutsford Street Referral Area
	Compatibility with Nearby Uses
	Density and Land UseBuilt Form
	Visual PrivacyCar Parking
	 Traffic and Access Recommendation
	(Refer <u>Tabled Attachment 6</u> for further information).
	Notes from Forum
	• There are specific areas in the mixed business zone where multiple dwelling developments are permitted.
	• The development consists of offices on the ground floor and two levels of multiple dwellings.
	• In relation to the Scheme, the main setback requirement of 15m to the primary street, being Knutsford Avenue, does not comply. The 7.5 metre required setback to the secondary street is compliant.
	• This is a mixed use development with a requirement for an office component. When the building height variation was considered, the applicant worked to articulate the development and enhance its appearance. There are no height restrictions for commercial developments in the Mixed Business Zone, rather each element is considered on its individual merits.

Agenda Ite	ms For Review
OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
Item 12.1 Continued	• It is considered that this development will improve the interface into the commercial and industrial area.
	• The current zoning of the site is Mixed Business, however the policy will allow for R40 zoning to be considered.
	• There are 20 proposed dwellings in the residential component of the development. The Residential Codes (R-Codes) stipulate one car bay per dwelling and the City cannot impose a greater standard than this.
	8.08pm The Manager Community Placemaking departed the meeting.
	• A traffic report carried out has indicated that the traffic impact from this development will be inconsequential.
	• On street parking in front of this development has been provided by the City to address a historical shortfall of parking bays in the area, and residents with more than one car can use these spaces.
	8.12pm The Manager Community Placemaking returned to the meeting.
	• Recent traffic counts of the area were referenced during consideration of this development. Traffic counts are not carried out on every road, however a traffic count can be conducted on surrounding roads if required in the future.
	• The Certificate of Title will include a notation that these properties are in a Mixed Business zoned area.
	• It is difficult to ascertain specifically how rating will be affected by this development. Dependent upon ownership, it is likely that rates revenue from the property will increase.
	• The Director Infrastructure Services advised that the City did not have traffic counts available for all roads, only the major traffic carrying roads and for others on an as-needs basis. While a count could be organised for Knutsford Avenue, the results would not be available before the OCM.
	Further Information to be Provided
	• The A/Director Community and Statutory Services undertook to provide Councillors with information on whether there are other residential developments in the Mixed Business zone.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.2	Change of Use from Multiple Dwelling to Bed and Breakfast at Lot 26 (2/21) Stanley Street, Belmont
	Deputation Presentation
	Nil.
	Officer Presentation
	The A/Senior Planning Officer provided a presentation which included the following:
	 Extract from Local Planning Scheme Map Showing Zoning of Subject Site and Surrounding Zonings Aerial of Subject Site Floor Plans of Subject Site Subject Site – Photograph Proposal Referral Area Property Management Plan Land Use Considerations Amenity Impacts Car Parking Temporary Approval/Management Plan Review/Complaints Register
	Recommendation
	(Refer <u>Tabled Attachment 7</u> for further information).
	Notes from Forum
	• Apartments are designed to reduce noise transfer between floors, and although this dwelling is situated on an upper floor, noise transfer to the lower level is not considered to be a potential issue. Permanent occupants would generate the same amount of floor traffic.
	• The dwelling is situated at the front of the property and the expectation is that clients will have no cause to access the rear parts of the complex.
	• The City must approve Permitted Use applications where compliant with all other development criteria under the local planning framework though Discretionary Use applications must be considered on the merit of the application.
	 An application lodged at the State Administrative Tribunal (SAT) will be assessed using the same criteria that the City uses.
	 The City assesses all applications on their own merits and in this way a precedent cannot be set.

OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
Item 12.2 Continued	Further Information to be Provided Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.3	Change of Use from Motor Vehicle Repair to Use Not Listed – Motor Vehicle Detailing at Lot 83 (89) Abernethy Road, Belmont
	Deputation Presentation
	Nil.
	Officer Presentation
	The Coordinator Planning Services provided a presentation which included the following:
	 Extract from Local Planning Scheme 15 Map Showing Zoning of Subject Site and Surrounding Zonings Aerial of Subject Site Current Floor Plan Street View Proposal Development Plans (Enlarged) Background Land Use Definition Referral Area Addressing Submissions Other Considerations Recommendation (Refer Tabled Attachment 8 for further information).
	8.32pm Cr Powell and the Governance Officer departed the meeting.
	8.36pm Cr Powell returned to the meeting.
	8.36pm The Governance Officer returned and departed the meeting.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.4	Amendment No. 11 to Local Planning Scheme No. 15 – Omnibus Amendment
	Deputation Presentation
	Nil.
	Officer Presentation
	The A/Manager Planning Services provided a presentation which included the following:
	 Purpose Amendments to Scheme Text Amendments to Scheme Map Amendment Type
	Request WAPC Review of MRS Map Anomalies
	(Refer <u>Tabled Attachment 9</u> for further information).
	8.40pm The Governance Officer returned to the meeting.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.5	Revised Local Planning Policy No. 12 – Advertising Signs
	Deputation Presentation
	Nil.
	Officer Presentation
	The A/Senior Planning Officer provided a presentation which included the following:
	 History Revised Policy Inclusions Image Template Policy Structure
	8.45pm Cr Davis departed the meeting.
	 Policy Operation Development Assessment Process Benefits of Review
	8.49pm Cr Davis returned to the meeting.
	Recommendation
	(Refer <u>Tabled Attachment 10</u> for further information).
	Notes from Forum
	• Fencing signs that comply with the exemption criteria listed in Column A of the draft Policy will be exempt from requiring development approval, otherwise all Fence Signs will require development approval and will be assessed against the deemed-to-comply standards in Column B of the draft Policy. Signs that do not meet the deemed-to-comply standards will be assessed on their individual merits.
	• The maximum height permitted for a flagpole is 6 metres.
	• Election signs are exempt from planning approval and therefore do not require a planning application.
	Further Information to be Provided
	• The Chief Executive Officer undertook to provide Councillors with information relating to advertising on roadside rubbish bins and to clarify what signage is permissible on fencing.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.6	Draft Golden Gateway Community Engagement Strategy and Local Structure Plan
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	• The City has engaged with the community through workshops and has endeavoured to incorporate their aspirations into the plan.
	• Landmark sites nominated on the Structure Plan are as a result of feedback received from the community and input from Urban Design consultants. These consultants have incorporated their knowledge gained from the workshops into an image of what the precinct could be.
	• The Mayor and Chief Executive Officer are meeting with Perth Racing Chief Executive Officer shortly and it is hoped that feedback on the Structure Plan will be forthcoming at this meeting. That feedback can then be considered through further development the document.
	• The purpose of the Local Structure Plan is to provide an additional layer of guidance on how developments occur into the future. The Golden Gateway is recognised as a significant precinct. It is an important interface with the racing precinct and the Ascot Kilns precinct, the residential and stables zone, Ascot Waters and the Great Eastern Highway Urban Transport Corridor. The Local Structure Plan coordinates all the planning interfaces to allow planning to occur in a structured manner.
	• No landowner in the precinct is obliged to develop when the Structure Plan is in place. If they decide to develop in a different manner in the future they are entitled to seek modifications to the Structure Plan. This caters for the fact that properties are bought and sold and community views and circumstances can change over time.
	• The Structure Plan is designed as broad level planning. More detailed specifications are addressed when design guidelines and Local Planning Policies are developed.
	• Any significant development application will be advertised so that the City is aware of any concern in the community.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
Item 12.6 Continued	• The Structure Plan will be advertised. All submissions will be collated and the plan will be reviewed in light of the submissions received. A report will be prepared for Council to consider whether future modifications are required, or whether the Structure Plan should be adopted.
	Further Information to be Provided
	Nil.
	9.12pm The A/Manager Planning Services departed the meeting.

OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
12.7	2019-2020 Budget Pre-Commitment for Procurement of Fitout Equipment and Infrastructure for the New Community Centre
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Further Information to be Provided
	• The Manager Community Placemaking advised that borrowing numbers had decreased during January, however this in keeping with previous years and that some statistics would be provided.

9.14pm The Manager Community Placemaking, the Manager City Projects and the Coordinator Library and Heritage Services departed the meeting and did not return.

Note

Item 12.8 - Objections Lodged under Section 9.5 of the Local Government Act 1995 Relating to Proposed Works on Reserve 26219 and the City's Position on a Private Jetty Connecting to the Reserve.

This item was brought forward for discussion prior to item 12.1 at the request of the Presiding Member for the convenience of members of the gallery. Refer to page 5.

001	Officer Presentations / Denutation Presentations / Councillar
OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.8	Objections Lodged under Section 9.5 of the <i>Local Government Act 1995</i> Relating to Proposed Works on Reserve 26219 and the City's Position on a Private Jetty Connecting to the Reserve
	Deputation Presentation
	Nil.
	7.32pm The Manager Governance departed the meeting.
	Officer Presentation
	The Coordinator Environment provided a presentation which included the following:
	 Objections Background Advice from State Government Recommendations of DBCA Local Government Act 1995 Works Proposed Proposed Timing Part 9, Division 1, section 9.6(1) Recommendations (Refer Tabled Attachment 11 for further information).
	7.37pm The Manager Governance returned to the meeting.
	Notes from Forum
	• The landowner is currently maintaining the lawn area and the garden beds on the reserve.
	• The area proposed to be opened up is the top section of the reserve, which is level.
	• The river area is rocky and steep and not accessible. People could not walk easily on its lower section.

ОСМ	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
Item 12.8 Continued	• The area is a public reserve vested in the City and State Government policy prohibits the erection of any private structure on such a piece of land.
	• Re-grading and fencing works are expected to cost \$9,000 and this has been approved in the current budget.
	• The State Government has refused to sell the reserve site to the current owner of 3 Hilton Grove.
	• The reserve must be accessible to all members of the public. Although it is not anticipated that the reserve will be used extensively by the public, in its current state it is not clear that it is a public reserve.
	• Council can propose to vary the decision objected to, which could include a variation to the works to be carried out on the reserve.
	• Council is acting on advice from the State Government. The obvious solution would be a realignment of the boundary, however the State Government is not agreeable to this. With an extensive park alongside the property it is not clear what value this small reserve adds.
	• The adjoining property has side boundary fencing to the reserve and the property is owned down to the high water mark. The proposed works at the reserve will have no impact on this property.
	Further Information to be Provided
	• The CEO undertook to arrange for a site visit to the reserve at 1 Hilton Grove, Ascot prior to the February OCM.

OCM	Officer Brecontations / Deputation Brecontations / Councillar
Item No.	Officer Presentations / Deputation Presentations / Councillor
	Comment
12.9	Annual Electors' Meeting Minutes – 12 December 2018
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.10	Corporate Business Plan 2019-20
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	 Key Action 237 – Encourage Western Australian Planning Commission (WAPC) to prepare a Local Development Plan for the Ascot Kilns site. This key action relates to the WAPC, as landowners of the kiln site, and for Council to action an advocacy role.
	Further Information to be Provided
	Nil.
	9.16pm The A/Manager Planning Services returned to the meeting.

OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
12.11	Timetable: 2019-2020 Annual Budget
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.12	Accounts for Payment – December 2018
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
12.13	Accounts for Payment – January 2019
	Deputation Presentation
	Nil.
	Officer Presentation
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Eurther Information to be Browided
	Further Information to be Provided
	Nil.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
12.14	Monthly Activity Statement as at 31 December 2018
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Further Information to be Provided
	Nil.

OCM	Officer Presentations (Denotation Presentations / Oc. "
OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
12.15	Monthly Activity Statement as at 31 January 2019
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	Nil.
	Eurthan Information to be Dravided
	Further Information to be Provided
	N 111
	Nil.

OCM	Officer Presentations / Deputation Presentations / Councillor
Item No.	Comment
13.2	Notice of Motion (Councillor Davis) – Management of Dogs in the Environmentally Sensitive Areas of Garvey Park
	Deputation Presentation
	Nil.
	Officer Presentation
	Nil.
	Notes from Forum
	•
	Further Information to be Provided
	• The Chief Executive Officer undertook to provide Councillors with information relating to whether the Security Patrols provided information to the Ranger Department.

7. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

The Presiding Member advised that in accordance with Section 5.23(2) of the *Local Government Act 1995* that in order to discuss Confidential Item 14.1 Council will need to go behind closed doors.

9.20pm <u>ROSSI MOVED, POWELL SECONDED</u>, that in accordance with Section 5.23(2) of the Local Government Act 1995, the meeting proceed behind closed doors to discuss Confidential Item 14.1 - Additions to an Existing Caravan Repairs Use (Patio and Caravan Storage) at Lot 101 (194) Campbell Street and a Car Park at Lot 152 (185) Campbell Street, Belmont.

CARRIED 9 VOTES TO 0

9.20pm All members of the public departed the meeting.

OCM Item No.	Officer Presentations / Deputation Presentations / Councillor Comment
14.1	Additions to an Existing Caravan Repairs Use (Patio and Caravan Storage) at Lot 101 (194) Campbell Street and a Car Park at Lot 152 (185) Campbell Street, Belmont - Confidential Matter in Accordance with Local Government Act 1995 Section 5.23 (2) and State Administrative Tribunal Act 2004 Section 55
	Deputation Presentation
	Nil.
	Officer Presentation
	The A/Manager Planning Services provided a presentation.
	(Refer Confidential Tabled Attachment 1 for further information).
	Notes from Forum
	(Refer Confidential Attachment 1 for further information).
	9.42pm Cr Wolff departed the meeting and did not return.
	Further Information to be Provided
	Nil.

9.44pm <u>CAYOUN MOVED, RYAN SECONDED</u>, that the meeting again be open to the public.

CARRIED 9 VOTES TO 0

9.44pm The meeting came out from behind closed doors.

8. CLOSURE

There being no further business, the Presiding Member thanked everyone for their attendance and closed the meeting at 9.44pm.

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