

ATTACHMENTS

ORDINARY COUNCIL AGENDA

27 MAY 2020

Attachment No. 1:

Petition – Northmoor Road

Attachment No. 1:

Ordinary Council Minutes of 28 April 2020

Attachment No. 3:

WALGA East Metropolitan Zone Minutes of 30 April 2020

WALGA State Council Minutes of 6 May 2020

Attachment No. 4:

- Existing Local Planning Policy No. 14 - LPP14 – Onsite Stormwater Retention
- Draft amended Local Planning Policy No. 14 - LPP14 – Stormwater

Attachment No. 5:

- Existing Reserve Designations;
- Proposed Reserve Designations; and
- Preliminary Consultation Report.

Attachment No. 6:

Local Planning Policy No. 9 – Incorporation of Existing Dwellings into Grouped Housing Developments

Attachment No. 7:

Draft Council Policy – Street Trees

Attachment No. 8:

- Local Planning Policy No. 13 – Trees on Development Sites;
- Draft Local Planning Policy No. 13 – Tree Retention and Provision;
- Schedule of Submissions; and
- Consultation Report.

Attachment No. 9:

Condition Assessment Reports from M P Rogers & Associates:

- Point Reserve South Jetty; and
- Point Reserve North Jetty.

Attachment No. 10:

Local Government Information Paper (December 2019).

Attachment No. 11:

Town of Bassendean draft Strategic Community Plan 2020 – 2030.

Attachment No. 12:

- Recovery of Sundry Debts Policy;
- Recovery of Rates and Service Charges Policy;
- Financial Hardship Policy; and
- Rates Exemption Policy.

Attachment No. 13:

List of Accounts for April 2020

Attachment No. 14:

Financial Statements for April 2020

Attachment No. 15:

Response to Notice of Motion – Cr Wilson

Confidential Attachment 1:

RFT 02/2020 Concrete Footpaths, Crossovers, Kerbing and Pram Ramps Tender Evaluation Report.

ATTACHMENT NO. 1

PETITION
TO THE TOWN OF BASSENDEAN
NEW STREET TREES
ON
NORTHMOOR ROAD, EDEN HILL.

THIS PETITION IS FROM THE RESIDENTS OF NORTHMOOR ROAD, EDEN HILL, WHO LIVE OPPOSITE JUBILEE RESERVE.

WE REFER TO THE LETTER FROM THE TOWN DATED 14 APRIL 2020 IN WHICH ADVICE IS GIVEN THAT TREES ARE SOON TO BE PLANTED ON PROPERTY VERGES IN NORTHMOOR ROAD AS PART OF THE TOWN'S URBAN GREENING STRATEGY.

* * * * *

WE, THE UNDERSIGNED, PETITION THE TOWN NOT TO PLANT THE PROPOSED TREES, AS IT IS CONSIDERED THAT THERE ARE ALREADY AN ADEQUATE NUMBER OF TREES OF DIFFERENT SPECIES ON THE VERGE OF JUBILEE RESERVE WHICH SATISFY THE TOWN'S OBJECTIVES IN PLANTING THE PROPOSED NEW TREES - THAT IS, ENVIRONMENTAL, ECONOMIC AND HEALTH AND WELLBEING BENEFITS.

WE ALSO HAVE CONCERNS ABOUT THE NEGATIVE IMPACTS OF FURTHER TREES IN THE AREA, SUCH AS ADDING TO ALREADY OCCURRING ROAD DAMAGE FROM TREE ROOTS, LEAF BLOCK IN STREET DRAINS CAUSING FLOODING, CONSEQUENTIAL DAMAGE TO BUILDINGS FROM BLOCKED GUTTERS, AND TREE DROPPINGS ADDING TO THE WORK WE DO IN MAINTAINING THE FRONTAGES OF OUR PROPERTIES TO AN ACCEPTABLE STANDARD.

NAME	ADDRESS	SIGNATURE
Ed L MEARENTS INC	55 Northmoor	
Pat Manning	33 Northmoor	
ALDO PASINI	39 NORTHMOOR	
Hong Vo & Hao Nguyen	41 NORTHMOOR	
Wahneen Seckford	43 Northmoor	
Maria BUZDOLICH	45 Northmoor	
Shoba Ratnagopal	29 Northmoor Rd	
Frances Kest	27 Northmoor Rd.	
CAROL BARLOW	31 Northmoor Rd	
DATED: 15 APRIL 2020	37 Northmoor	

ATTACHMENT NO. 2

TOWN OF BASSENDEAN

MINUTES

ORDINARY COUNCIL MEETING

HELD ON TUESDAY 28 APRIL 2020 AT 5.00PM

In accordance with regulation 12(2) and 14D of the Local Government (Administration) Regulation 1996, due to the public health emergency arising from the COVID-19 pandemic, the Mayor has considered it appropriate for this meeting to be held by electronic means

1.0 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open, welcomed all those in attendance and acknowledged the past and present traditional owners and custodians of the land on which the meeting was held.

2.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION

In line with the new Council Meeting Procedures Local Law there has been a change in the order of business.

Covid-19 response:

- People taking action to limit contact with other people. Several days with 0 new cases reported in WA. We are working to support one another. Council working to support the community for a strong recovery. Have introduced a range of measures to address hardship.
- Requested CEO prepare budget based on 0% rate revenue increase; and seek postponement on payments for undergrounding of power in parts of Eden Hill and Bassendean to be postponed to 2021/22..
- Exploring opportunities to bring forward capital works to seed economic development and community projects.
- Local businesses – to be supported through review of the Town's purchasing framework. Campaign to shop, eat and drink local.
- Developing a Hardship Policy to be considered at the May meeting.

- Staff are exploring opportunities to leverage grants to address social issues.
- Hotline for vulnerable people.
- Volunteer centre has been doing great work.
- Mail out to households providing information about the virus and how they can stay safe and services being offered by the Town.
- Outreach services to be funded.
- Online library services and delivery of books.
- Playgrounds, skateparks, water fountains remain closed.
- Different approach to the Budget. Council will plan to have at least two budget reviews – November and March to review financial situation in light of Covid-19 impacts.
- ANZAC day – unable to hold the service. It was encouraging to see community recognising Cliff Ferguson – the family organised a walk and cycle past to acknowledge Cliff.

COUNCIL RESOLUTION – ITEM 2.0

OCM – 1/04/20

MOVED Cr Quinton, Seconded Cr McLennan, that Council suspend the operation of clauses 6.8, 6.9, 6.12 and 6.17 of the Town of Bassendean Meeting Procedures Local Law 2020 for the duration of this electronic meeting and that these matters be determined at the discretion of the Presiding Member. Clauses that are modified that deal with public participation at a meeting – 6.1 Meetings open to the public (the meeting is a public meeting and is open, but not in-person); 6.6 Public Question Time; 6.7 Other procedures about public question time; 6.10 Deputations; and 6.11 Petitions.

CARRIED UNANIMOUSLY 7/0

3.0

ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

Present

Councillors

Cr Renee McLennan, Mayor
Cr Kathryn Hamilton, Deputy Mayor
Cr Chris Barty
Cr John Gangell
Cr Hilary MacWilliam
Cr Sarah Quinton
Cr Jai Wilson

Officers

Ms Peta Mabbs, Chief Executive Officer
Mr Paul White, Director Corporate Services
Mr Luke Gibson, Director Community Planning
Mr Phil Adams, Executive Manager Infrastructure
Ms Elizabeth Kania, Manager Governance & Finance
Mr Brice Campbell, Waste & Recycling Coordinator
Mrs Amy Holmes, Minute Secretary

Public

Nil

Press

Nil

4.0 DECLARATIONS OF INTEREST

Cr McLennan declared a Proximity Interest for Item 12.4, as she resides on Anzac Terrace.

5.0 PRESENTATIONS OR DEPUTATIONS

Nil

6.0 STATEMENTS BY MEMBERS OF THE PUBLIC ON AGENDA ITEMS

It should be noted that public statements are not recorded in the minutes.

7.0 QUESTIONS FROM MEMBERS OF THE PUBLIC

Received in Writing from Ms Jane Bremmer

I refer to agenda item 12.14 Bassendean Local Emergency Management Committee meeting held on 1 April 2020.

- Q. *Could Council please confirm whether a letter has been sent to DWER as identified in point 3 of this agenda item. If yes, can you please table this. If no, when will Council send the proposed letter regarding the Cleanaway fire impacts to Bassendean.*

- A. The letter has not yet been sent but it will be sent following Council's formal receipt of the report of the committee meeting. That letter can then be tabled at the next Committee meeting in July.
- Q. *Will the Town of Bassendean further write to the DWER to confirm if PFAS or other firefighting foams were used in the Cleanaway fire.*
- A. The Town has requested this information from the Department of Fire and Emergency Services.
- Q. *If yes, will the Town request information on whether these chemicals (PFAS) entered the Swan River.*
- A. N/A
- Q. *Did these chemicals migrate offsite in the smoke and air pollution into the surrounding community.*
- A. N/A
- Q. *Has the DOH undertaken any assessment of the impacts of the fire pollution on the health of surrounding residents.*
- A. DWER's Pollution Response Unit Act Report was provided to the Department of Health. The Town has not been advised what action the Department has taken in response to that report.
- Q. *Has the DWER undertaken any assessment of the fire pollution impacts on the Swan River and surrounding environment, particularly residential properties.*
- A. DWER prepared the Pollution Response Unit Act Report that was tabled at the LEMC meeting.
- Q. *Is Council aware that the City of Swan and Cleanaway have instigated a Community Reference Group for the redevelopment of the site.*
- A. No, however the Town will engage with the City of Swan to obtain more information on this matter.
- Q. *Given the close proximity of Bassendean to the Cleanaway site and:*
- a) *The subsequent fire impacts suffered by our community which included fire debris deposition, smoke impacts, contamination of the Swan River and the relocation of residents due to health impacts;*

- b) *The lack of a public apology or explanation of the cause of the fire by Cleanaway;*
 - c) *The lack of any statement or details to explain how such a fire will not occur in the future, will Council request representation on this committee for and on behalf of the residents and ratepayers of Bassendean. If no, why not.*
- A. The Town will enquire with the City of Swan as to whether it is open to allowing Town of Bassendean residents to join the Community Reference Group.

8.0 PETITIONS

Nil

9.0 CONFIRMATION OF MINUTES

9.1 Ordinary Council Meeting held on 31 March 2020

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 9.1(a)**

OCM – 2/04/20 MOVED Cr McLennan, Seconded Cr Quinton, that the minutes of the Ordinary Council Meeting held on 31 March 2020, be received.

CARRIED UNANIMOUSLY 7/0

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 9.1(b)**

OCM – 3/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that the minutes of the Ordinary Council Meeting held on 31 March 2020, be confirmed as a true record.

CARRIED UNANIMOUSLY 7/0

10.0 BUSINESS DEFERRED FROM PREVIOUS MEETING

Nil

11.0 EXTERNAL COMMITTEE REPORTS/UPDATES

11.1 Receipt of External Committee Minutes (Ref: INFM/INTPROP/1 – Elizabeth Nicholls, Executive and Research Officer to CEO)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 11.1

OCM – 4/04/20 MOVED Cr Quinton, Seconded Cr McLennan, that Council notes the attached minutes from the external Committee meeting held within the reporting period.
CARRIED UNANIMOUSLY 7/0

12.0 REPORTS

12.1 Adoption of Recommendations En Bloc

It was agreed that items 12.2, 12.3, 12.4, 12.5, 12.8 and 12.17 be removed from the en-bloc table and considered separately.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 12.1

OCM – 5/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 28 April 2020:

Item	Report
12.7	Review of Local Planning Framework
12.10	Determinations Made by the Principal Building Surveyor
12.11	Determinations Made by Development Services
12.12	Accounts Paid – March 2020
12.14	Bassendean Local Emergency Management Committee Meeting held on 1 April 2020
12.15	Use of the Common Seal
12.16	Calendar for April/May 2020
13.1	Notice of Motion - Cr Hamilton – Covid-19: Town Centre Stimulus Activation Proposal

CARRIED UNANIMOUSLY 7/0

Council was then requested to consider the balance of the Officer recommendations independently.

Item	Report
12.2	Proposed Front Fence - 1/23 (Strata Lot 1) Purser Loop, Bassendean
12.3	Proposed Front Fence – 2/23 (Strata Lot 2) Purser Loop, Bassendean
12.4	Draft Amended Local Planning Policy No. 11 – Anzac Terrace Design Guidelines
12.5	Tree Preservation Orders – 248 (Lot 4) Morley Drive East, Eden Hill
12.6	Proposal Local Planning Policy – Design Review Panel
12.8	Disposal of 246 (Lot 5) Morley Drive East, Eden Hill – Owners: Town of Bassendean and Birmingham Properties Pty Ltd/Ladriфт Pty Ltd/Matax Pty Ltd
12.9	COVID-19 Pandemic – Changes to the 2019-20 Annual Budget; and Budget Setting Parameters and Principles for the 2020-21 Annual Budget
12.13	Monthly Financial Report – March 2020
12.17	Quarterly Report for Period Ended 30 March 2020
16.1	Food Organics Garden Organics Update – Rollout Timeline and Contract Negotiations

12.2 Proposed Front Fence - 1/23 (Strata Lot 1) Purser Loop, Bassendean – Owner/Applicant – M Griffiths Nom. Pty Ltd- (Ref: DABC/BDVAPPS/2019-056 - Alex Snadden, Planning Officer)

APPLICATION

The purpose of this report was for Council to consider an application for development approval for a front fence at 1/23 (Strata Lot 1) Purser Loop, Bassendean, as it involves a variation to Local Planning Policy No. 6 – Industrial Zones Development Design Guidelines.

OFFICER RECOMMENDATION — ITEM 12.2

That Council approves the application for development approval for the proposed front fence at 1/23 (Strata Lot 1) Purser Loop, Bassendean, lodged on 19 April 2019, subject to the following conditions:

1. The proposal is to be modified to replace the limestone walls with garrison fencing, prior to the lodgement of a Building Permit application;
2. All works to be carried out under this development approval, including footings are required to be contained within the boundaries of the subject lot; and

3. The proposed gate shall open wholly within the subject lot.

Cr Hamilton moved the officer recommendation with amendments as shown in bold.

COUNCIL RESOLUTION – ITEM 12.2

OCM – 6/04/20 MOVED Cr Hamilton, Seconded Cr McLennan, that Council approves the application for development approval for the proposed front fence at 1/23 (Strata Lot 1) Purser Loop, Bassendean, lodged on 19 April 2019, subject to the following conditions:

1. The proposal is to be modified to replace the limestone walls with garrison fencing, prior to the lodgement of a Building Permit application;
2. All works to be carried out under this development approval, including footings are required to be contained within the boundaries of the subject lot, **with the exception of final conditions of approval numbers 4 and 5 listed below;**
3. The proposed gate shall open wholly within the subject lot;
4. **Prior to the commencement of works on site, a detailed landscape plan will be submitted and approved to the satisfaction of the Town. The plan is to include details of the location and type of proposed trees, shrubs and ground cover areas to be planted including a verge area and as well as details of the proposed watering system to ensure the establishment and survival of plantings; and**
5. **Within 60 days of the completion of the fence, the landscaping and irrigation of the verge is to be installed in accordance with the approved landscape plan and thereafter maintained to the satisfaction of the Town.**

CARRIED UNANIMOUSLY 7/0

12.3 Proposed Front Fence – 2/23 (Strata Lot 2) Purser Loop, Bassendean – Owner/Applicant – Quan Chen Family Trust (Ref: DABC/BDVAPPS/2019-009, Alex Snadden, Planning Officer)

APPLICATION

The purpose of this report was for Council to consider an application for development approval for a front fence at 2/23 (Strata Lot 2) Purser Loop, Bassendean, as it involves a variation to Local Planning Policy No. 6 – Industrial Zones Development Design Guidelines.

OFFICER RECOMMENDATION — ITEM 12.3

That Council approves the application for development approval for the proposed front fence at 2/23 (Strata Lot 2) Purser Loop, Bassendean, lodged on 4 February 2019, subject to the following conditions:

1. All works to be carried out under this development approval, including footings are required to be contained within the boundaries of the subject lot; and
2. The proposed gate shall open wholly within the subject lot.

Cr Hamilton moved the officer recommendation with amendments as shown in bold.

COUNCIL RESOLUTION – ITEM 12.2

OCM – 7/04/20 MOVED Cr Hamilton, Seconded Cr McLennan, That Council approves the application for development approval for the proposed front fence at 2/23 (Strata Lot 2) Purser Loop, Bassendean, lodged on 4 February 2019, subject to the following conditions:

1. All works to be carried out under this development approval, including footings are required to be contained within the boundaries of the subject lot, **with the exception of final conditions of approval numbers 3 and 4 listed below;**
2. The proposed gate shall open wholly within the subject lot;

3. Prior to the commencement of works on site, a detailed landscape plan being submitted and approved to the satisfaction of the Town. The plan is to include details of the location and type of proposed trees, shrubs and ground cover areas to be planted including a verge area and as well as details of the proposed watering system to ensure the establishment and survival of plantings; and
4. Within 60 days of the completion of the fence, the landscaping and irrigation of the verge is to be installed in accordance with the approved landscape plan and thereafter maintained to the satisfaction of the Town.

CARRIED UNANIMOUSLY 7/0

12.4 Draft Amended Local Planning Policy No. 11 – Anzac Terrace Design Guidelines (Ref: LUAP/POLCY/16 – Cameron Hartley, Planning Officer)

Cr McLennan declared a Proximity Interest and left the meeting at 5.34pm. Cr Hamilton took the chair as Presiding Member.

APPLICATION

The purpose of this report was for Council to consider amending existing Local Planning Policy No. 11 – Anzac Terrace Design Guidelines.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 12.4

OCM – 8/04/20 MOVED Cr Hamilton, Seconded Cr MacWilliam, that Council, pursuant to Clause 5(1) of Schedule 2 of the Planning and Development (Local Planning Schemes) Regulations 2015, advertises for public comment, the draft amended Local Planning Policy No. 11 – Anzac Terrace Design Guidelines, as contained as the third attachment to this report.

CARRIED UNANIMOUSLY 6/0

Cr McLennan returned to the meeting at 5.35pm.

12.5 Tree Preservation Orders – 248 (Lot 4) Morley Drive East, Eden Hill (Ref: A3714 – Cameron Hartley, Planning Officer)

APPLICATION

The purpose of this report was for Council to consider making tree preservation orders (TPOs) for three trees located at 248 (Lot 4) Morley Drive East, Eden Hill.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 12.5

OCM – 9/04/20 MOVED Cr Hamilton, Seconded Cr Quinton, that Council, pursuant to Clause 4.7.7.2 of Local Planning Scheme No. 10:

1. Makes Tree Preservation Orders for the three trees along the western portion of 248 (Lot 4) Morley Drive East, Eden Hill; and
2. Directs the landowner to undertake the maintenance of each tree in accordance with the recommendations of the submitted arboricultural assessment (Bowden Tree Consultancy, 26 February 2020), within 90 days of the date of this resolution.

CARRIED 6/1

Crs Hamilton, Quinton, McLennan, Barty, MacWilliam and Wilson voted in favour of the motion. Cr Gangell voted against the motion.

12.6 Proposal Local Planning Policy – Design Review Panel (Ref: LUAP/POLCY/23 - Donna Shaw – Manager Development and Place)

PURPOSE

For Council to consider endorsing, for the purpose of advertising, a new Local Planning Policy – Design Review Panel and revoking Council Policy 1.15 – Design Review Policy – Town of Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 12.6

OCM – 10/04/20 MOVED Cr Hamilton, Seconded Cr McLennan, that Council:

1. Pursuant to Clause 4 of Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*, advertises the draft Local Planning Policy – Design Review Panel, as attached to the Ordinary Council Meeting Agenda of 28 April 2020; and
2. Revoke Council Policy 1.15 – Design Review Policy – Town of Bassendean.

CARRIED BY AN ABSOLUTE MAJORITY 7/0

12.7 Review of Local Planning Framework (Ref: LUAP/PLANNING/1 - Luke Gibson, Director Community Planning)

APPLICATION

The purpose of this report was for Council to consider adopting a Report of Review that details its preferred approach to undertaking a review of the local planning framework.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —
ITEM 12.7

OCM – 11/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council:

1. Pursuant to Regulation 66(1)(b) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, approves the Report on the Review of the Town of Bassendean Local Planning Scheme No. 10, as attached to this report;
2. Pursuant to Regulation 66(3)(a)(iii) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, recommends to the Western Australian Planning Commission that Local Planning Scheme No. 10 should be repealed and a new scheme prepared in its place;
3. Pursuant to Regulation 66(3)(b)(ii) of the *Planning and Development (Local Planning Schemes) Regulations 2015*, recommends to the Western Australian Planning Commission that the Local Planning Strategy for the Scheme should be reviewed; and

4. Notes that staff will forward the Report of Review to the Western Australian Planning Commission for consideration.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

12.8 Disposal of 246 (Lot 5) Morley Drive East, Eden Hill – Owners: Town of Bassendean and Birmingham Properties Pty Ltd/Ladriфт Pty Ltd/Matax Pty Ltd (Ref: A3693 – Luke Gibson, Director Community Planning)

APPLICATION

The purpose of this report was for Council to consider the potential disposal of 246 (Lot 5) Morley Drive East, Eden Hill, on the basis of revised terms as presented by the potential purchaser.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.8

OCM – 12/04/20 MOVED Cr McLennan, Seconded Cr Gangell, that Council agrees to the removal of Special Conditions 4.1 - 4.7 (inclusive) and, pursuant to Section 3.58(3)(b) of the Local Government Act 1995, thereafter disposes of 246 (Lot 5) Morley Drive East, Eden Hill, to Birmingham Properties Pty Ltd, Ladriфт Pty Ltd and Matax Pty Ltd for the sum of \$1,000,000.

CARRIED 6/1

Crs McLennan, Gangell, Hamilton, Barty, MacWilliam and Quinton voted in favour of the motion. Cr Wilson voted against the motion.

12.9 COVID-19 Pandemic – Changes to the 2019-20 Annual Budget; and Budget Setting Parameters and Principles for the 2020-21 Annual Budget (Ref: Peta Mabbs, CEO - GOVR/LREGLIA/2)

APPLICATION

The purpose of this report was to:

- Provide strategic context to the COVID-19 pandemic and implications for the Town of Bassendean's annual budgets for 2019-20 and 2020-21;
- Seek Council endorsement of changes to the Town's 2019-20 annual budget;
- Seek Council endorsement of the budget setting parameters and principles informing the 2020-21 annual budget; and

- Seek Council endorsement on financial assistance measures proposed by the Town to mitigate financial hardship faced by the community as a result of the COVID-19 pandemic.

OFFICER RECOMMENDATION – ITEM 12.9

That Council:

1. Requests the CEO to prepare the 2020-21 annual budget on the basis that the effects of the COVID-19 pandemic will be felt for the full financial year.
2. Defers consideration of the imposition of differential rating until the 2021-22 annual budget.
3. Adopts the following financial assistance measures for booking fees and lease rentals:
 - a) Provides a full refund on all COVID-19 pandemic related cancelled bookings at Town properties or facilities from 1 March 2020 to 31 October 2020;
 - b) Suspends lease rental payments for sporting and community groups for Town owned buildings from 1 March 2020 to 31 October 2020;
 - c) Reduces the Bassendean Oval License Fee payable by the Swan Districts Football Club Inc. for the 2020 calendar year by 50%;
 - d) Waives the naming rights fee for Steel Blue Oval payable by the Swan Districts Football Club for the 2020 calendar year in the event that the club does not receive any funding for the naming rights of Steel Blue Oval this season;
4. Provides relief to ratepayers who choose to pay their 2020-21 rates in instalments by:
 - a) Waiving the Instalment Plan Administration Fee for all ratepayers for 2020-21;
 - b) Waiving all interest charges on 2020-21 rates for all instalment plans;
5. Waives food and health inspection fees for targeted small businesses adversely affected by COVID-19 for 2020-21, excluding large retail chains, fast food outlets and supermarkets; and
6. Suspends the Town's sponsorship and grants program for 2020-21, effective immediately.

Cr Hamilton moved the officer recommendation with amendments as shown in bold.

COUNCIL RESOLUTION – ITEM 12.9

OCM – 13/04/20 MOVED Cr Hamilton, Seconded Cr McLennan, that Council:

1. Requests the CEO prepare the 2020-21 annual budget on the basis that the effects of the COVID-19 pandemic will be felt for the full financial year.
2. Defers consideration of the imposition of differential rating until the 2021-22 annual budget.
3. Adopts the following financial assistance measures for booking fees and lease rentals:
 - a) Provides a full refund on all COVID-19 pandemic related cancelled bookings at Town properties or facilities from 1 March 2020 to **30 September 2020**;
 - b) Suspends lease rental payments for sporting and community groups for Town owned buildings from 1 March 2020 to **30 September 2020**;
 - c) **Waives** the Bassendean Oval License Fee payable by the Swan Districts Football Club Inc. for the 2020 calendar year;
 - d) **Waives** the naming rights fee for Steel Blue Oval payable by the Swan Districts Football Club for the 2020 calendar year in the event that the club does not receive any funding for the naming rights of Steel Blue Oval this season;
4. **Waives** food and health inspection fees for targeted small businesses **(as defined by the ATO)** adversely affected by COVID-19 **until 30 September 2020**, excluding large retail chains, fast food outlets and supermarkets; and **that this be reviewed in early September 2020 to ascertain if the waiving of food and health inspection fees should continue in the 2020/21 financial year**;
5. Suspends the Town's sponsorship and grants program for 2020-21, effective immediately, **in addition to major events including NAIDOC and Australia Day.**

CARRIED BY AN ABSOLUTE MAJORITY 7/0

**12.10 Determinations Made by the Principal Building Surveyor
Ref: LUAP/PROCED/1 – Kallan Short, Principal Building
Surveyor)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.10

OCM – 14/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

**12.11 Determinations Made by Development Services (Ref:
LUAP/PROCED/1 – Christian Buttle, Senior Planning
Officer**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.11

OCM – 15/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council notes the decisions made under delegated authority by the Manager Development and Place.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

**12.12 Accounts Paid – March 2020 (Ref: FINM/CREDTS/4) – Paul
White, Director Corporate Services**

APPLICATION

The Local Government (Financial Management) Regulations 1996, Regulation 13, requires a list of accounts paid by the CEO each month to be presented to Council at the next ordinary meeting of Council after the list is prepared.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.12

OCM – 16/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council receives the list of payments for March 2020.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

12.15 Use of the Common Seal (Ref: INFM/INTPROP/1 – Elizabeth Nicholls, Executive and Research Officer to CEO)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.15

OCM – 19/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that Council notes the affixing of the Common Seal during the reporting period.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

12.16 Calendar for April/May 2020 (Ref: Elizabeth Nicholls, Executive and Research Officer to CEO)

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.16

OCM – 20/04/20 MOVED Cr McLennan, Seconded Cr Wilson, that the Calendar for April/May 2020 be adopted.
CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –
OCM-5/04/20 7/0

Cr Quinton returned to the meeting at 7.08pm.

12.17 Quarterly Performance Report for Period Ended 31 March 2020 (Ref: FINM/AUD/1 – Peta Mabbs, Chief Executive Officer)

APPLICATION

The purpose of this report was for Council to receive the Quarterly Performance Report for the period ended 31 March 2020.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION –
ITEM 12.17

OCM – 21/04/20 MOVED Cr Hamilton, Seconded Cr MacWilliam, that Council:

1. Receives the Quarterly Report for the quarter ending 31 March 2020; and
2. Deletes the Outstanding Council Resolutions attached to the Quarterly Report for the period ending 31 March 2020, that are marked for deletion, **excluding item ROC17/57444.**

CARRIED UNANIMOUSLY 6/0

Cr Barty returned to the meeting at 7.10pm.

13.0 **MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

13.1 **Notice of Motion - Cr Hamilton – Covid-19: Town Centre Stimulus Activation Proposal**

The Notice of Motion was withdrawn by Cr Hamilton.

14.0 **ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING**

14.1 **Cr Wilson**

Council requests staff prepare a report for Council as a part of the Budget process detailing:

1. All of the service providers the Town contracts for the provision maintenance of the roads reserves in the Town including, but not limited to, weeding, street sweeping, tree pruning, tree planting, tree watering, footpath and cross-over installation and maintenance; and related activities;
2. The expiry dates of these contracts and whether the contracts contain options to renew or extend;
3. The annualised cost of each of these contracts across the forward estimates until their expiry;
4. The scope of activity of the services provided in each of these contracts; and
5. Officer advice on any operational obstacles that would arise from bringing the scope of work for each of these contracts in-house following the expiry of the contracts.

15.0 **URGENT BUSINESS**

Nil

16.0 **CONFIDENTIAL BUSINESS**

COUNCIL RESOLUTION – ITEM 13.0(a)

OCM – 22/04/20 **MOVED** Cr Quinton, **Seconded** Cr Wilson, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 7.12pm.

CARRIED UNANIMOUSLY 7/0

16.1 Food Organics Garden Organics Update – Rollout Timeline and Contract Negotiations (Ref: WSTMNGT/SVPROVN/5 Brice Campbell, Recycling and Waste Coordinator)

This matter was considered with members of the public excluded from the Chambers under Clause 5.23 (2) (c) of the Local Government Act 1995, as the report discusses a contract which may be entered into, by the local government and which relates to a matter to be discussed at the meeting.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION — ITEM 16.1

OCM – 23/04/20 MOVED Cr Wilson, Seconded Cr Hamilton, that Council reaffirms its commitment to being a leader in the waste management sector by:

1. Authorising the CEO to execute a Variation with SUEZ to enable FOGO collection as per the submitted Variation Proposal;
2. Authorising the CEO to raise a purchase order with MASTEC for the supply and delivery of bins to facilitate the FOGO rollout;
3. Requests the EMRC continue FOGO engagement activities in anticipation of a 2020 calendar year rollout of FOGO;
4. Requesting an extension to the Better Bins Funding Milestones in the funding agreement with the DWER;
5. Noting the contingencies being prepared for some known risks due to COVID-19; and
6. Noting that the rollout of FOGO may be delayed to facilitate the above.

CARRIED BY AN ABSOLUTE MAJORITY 6/1

Crs Wilson, Hamilton, McLennan, Barty, MacWilliam & Quinton voted in favour of the motion. Cr Gangell voted against the motion.

COUNCIL RESOLUTION – ITEM 13.0(b)

OCM – 24/04/20 MOVED Cr McLennan, Seconded Cr Hamilton, that the meeting come from behind closed doors, the time being 7.40pm.

CARRIED UNANIMOUSLY 7/0

17.0 **CLOSURE**

The next Briefing Session will be held on Tuesday 19 May 2020.
The next Ordinary Council Meeting will be held on Tuesday 26
May 2020 commencing at 7.00pm.

There being no further business, the Presiding Member
declared the meeting closed, the time being 7.40pm.

ATTACHMENT NO. 3



East Metropolitan Zone

Minutes

30 April 2020

East Metropolitan Zone

Held via Zoom

Thursday 30 April 2020, commenced at 6:00 pm

Minutes

MEMBERS

3 Voting Delegates from each Member Council

Town of Bassendean	Cr John Gangell Cr Sarah Quinton Mayor Renee McLennan (Deputy delegate)
City of Bayswater	Cr Catherine Ehrhardt Cr Stephanie Gray Cr Giorgia Johnson Mr Andrew Brien, Chief Executive Officer non-voting delegate
City of Kalamunda	Cr Brooke O'Donnell - Chair Cr Janelle Sewell Ms Rhonda Hardy, Chief Executive Officer
Shire of Mundaring	Cr Doug Jeans (Deputy delegate) Cr Kate Driver Mr Jonathan Throssell, Chief Executive Officer
City of Swan	Cr Rod Henderson Cr Patty Jones Cr Cate McCullough
WALGA Secretariat	Mr Ian Duncan, Executive Manager Infrastructure Ms Susie Moir, Policy Officer Community
DLGSC Representative	Shannon Wood Senior Legislation and Strategy Officer (LG Bill and regulations update) Gordon MacMile Director Strategic Coordination and Delivery (Redress update) Carol Hodgen Project Officer Local Government Policy and Engagement
Guest Speakers	Nil

APOLOGIES

Town of Bassendean	Cr Chris Barty Ms Peta Mabbs, Chief Executive Officer non-voting delegate
Shire of Mundaring	Cr Jason Russell Cr Simon Cuthbert
City of Belmont	Mayor Phil Marks Cr George Sekulla Cr Bernie Ryan Mr John Christie, Chief Executive Officer non-voting delegate
City of Swan	Mr Mike Foley, Chief Executive Officer non-voting delegate

ANNOUNCEMENTS

Zone Delegates were requested to provide sufficient written notice, wherever possible, on amendments to recommendations within the State Council or Zone agenda prior to the Zone meeting to the Chair and Secretariat.

Agenda Papers were emailed 7 days prior to the meeting date to your Council for distribution to Zone Delegates.

Confirmation of Attendance Attendance was registered at the commencement of the meeting.

Acknowledgement of Country All attendees acknowledged the traditional owners of the land that the meeting is held on and paying respects to Elders past, present and future.

ATTACHMENTS WITHIN THE AGENDA

1. Draft Minutes of the previous meeting
2. Zone Status Report
3. President's Report – To be sent out when available
4. Standing Orders

1. DEPUTATIONS

1.1 Department of Local Government , Sport and Cultural Industries

Mr Shannon Wood provided an update on Local Governments and COVID19.

1.2 Update on National Redress Scheme

Mr Gordon MacMile provided an update to the Zone on the National Redress Scheme and what Local Governments involvement will entail. The need for a formal Council decision to participate in the scheme and for that decision to be communicated to the Department of Local Government, Sport and Cultural Industries by 31 May 2020 was highlighted.

The approved presentations schedule for the East Metropolitan Zone is as follows:

June 2020 – Tree Decline

August 2020 – None booked or requested to date

November 2020 – Western Australian Disability Enterprises and Grow it Local

Noted

2. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, Councillors must declare to the Chairman any potential conflict of interest they have in a matter before the Zone as soon as they become aware of it. Councillors and deputies may be directly or indirectly associated with some recommendations of the Zone and State Council. If you are affected by these recommendations, please excuse yourself from the meeting and do not participate in deliberations.

No interests were declared.

3. CONFIRMATION OF MINUTES

RESOLUTION

Moved: Cr Janelle Sewell
Seconded: Cr Catherine Ehrhardt

That the Minutes of the Ordinary Meeting of the East Metropolitan Zone held 27 February 2020 be confirmed as a true and accurate record of the proceedings.

CARRIED

4. BUSINESS ARISING

A Status Report outlining the actions taken on the Zone's resolutions is enclosed as an attachment.

Noted

5. STATE COUNCIL AGENDA - MATTERS FOR DECISION

(Zone delegates to consider the Matters for Decision contained in the WA Local Government Association State Council Agenda and put forward resolutions to Zone Representatives on State Council)

4. EMERGING ISSUES

4.1 COVID-19 – WALGA Response

RESOLUTION

Moved: Cr Catherin Ehrhardt
Seconded: Cr Patty Jones

That the information contained in this report relating to WALGA's response to the COVID-19 pandemic be noted.

CARRIED

4.2 Local Government Act Emergency Provisions (05-034-02-0015TL)

RESOLUTION

Moved: Cr Janelle Sewell
Seconded: Cr Stephanie Gray

That WALGA:

1. Notes and supports the introduction of legislation that:
 - a. Provides for Ministerial emergency powers on the condition that the Local Government sector is consulted prior to the issuing of an order using this power, and
 - b. Provides the ability for Local Governments to suspend a provision of a local law.
2. Continues to advocate for the 2019-20 valuations to apply to the 2020-21 rates.

CARRIED

5. MATTERS FOR DECISION

5.1 Amendment to Third Party Appeal Rights – Preferred Model (06-03-01-0001VJ)

Cr Driver and Cr Johnson spoke to an alternative motion.

RESOLUTION

Moved: Cr John Gangell
Seconded: Cr Sarah Quinton

1. That the proposed amendment to the Third Party Appeals process Preferred Model, being that third parties in addition to Local Governments are able to make an appeal on decisions made by Development Assessment Panels, is not supported; and
2. That the proposed amendment to the Third Party Appeals process Preferred Model, being that closely associated third parties in addition to Local Governments are able to appeal decisions made by the Western Australian Planning Commission and the State Administrative Tribunal, in addition to Development Assessment Panels, is not supported.

CARRIED

5.2 Managing Lodging House Health Risks in WA (05-031-01-0001 BW)

RESOLUTION

Moved: Cr Catherine Ehrhardt
Seconded: Cr Kate Driver

That the submission to the Department of Health in response to the Managing Lodging House Health Risks in WA discussion paper is endorsed.

CARRIED

EN BLOC MOTION – MATTERS FOR NOTING

RESOLUTION

Moved: Cr Doug Jeans
Seconded: Cr Cate McCulloch

That the Zone supports the WALGA recommendation to note Items 6.1 through 6.3 of the April 2020 WALGA State Council Agenda en bloc.

CARRIED

EN BLOC MOTION – KEY ACTIVITY REPORTS

RESOLUTION

Moved: Cr Cate McCullough
Seconded: Cr Patty Jones

That the Zone supports the WALGA recommendation to note Items 7.1.1 through 7.1.4 of the April 2020 WALGA State Council Agenda en bloc.

CARRIED

EN BLOC MOTION – POLICY FORUM REPORTS

RESOLUTION

Moved: Cr Janelle Sewell
Seconded: Cr Stephanie Gray

That the report on the key activities of the Association's Policy Forums to the May 2020 State Council be noted.

CARRIED

6. BUSINESS

6.1 COVID-19 Regional Level Vulnerability Analysis

Background

To assist Local Governments as they look to provide the most appropriate response and recovery packages in light of the COVID-19 pandemic, WALGA have been assessing the extent to which each local community in WA will be impacted by COVID-19. As a way of doing this, WALGA analysed a range of demographic and social data that provide an indication of the COVID-19 health and economic vulnerability of each Local Government Area in WA. The indicators analysed for each Local Government Area include:

Health vulnerability

- Share of people aged over 70
- Share of lone person households
- Share of households with no motor vehicles
- Share of people who need assistance with core activities
- Population density

Economic Vulnerability

- Share of people who work in impacted industries
- Share of businesses in impacted industries
- Share of non-employing businesses
- Share of businesses with less than \$2m in annual turnover
- Share of households with no internet access

Over 60 individual Local Governments have been provided with an analysis pack specific to their district, and now WALGA have aggregated and reported on this data at the WALGA Zone level.

Analysis was attached with the Agenda.

Noted

7. OTHER BUSINESS

7.1 WALGA Advocacy in relation to Aboriginal Communities and Aboriginal Community Controlled Organisations (ACCOs)

Background

At the Special State Council meeting on 27 March 2020 State Council resolved, among other things, to request Local Government to give consideration to supporting community sporting and cultural groups by either establishing grant programs or waiving fees and charges. The purpose of the resolution is to

expand these groups covered to include Aboriginal community groups and Aboriginal Community Controlled organisations in future advocacy.

RESOLUTION

Moved: Cr Brooke O'Donnell
Seconded: Cr Janelle Sewell

WALGA advocate to Federal Minister for Indigenous Australians Ken Wyatt and State Ministers Ben Wyatt and Peter Tinley for the State Government to ensure that vulnerable Aboriginal communities and ACCOs are provided additional support during the COVID-19 pandemic to enable the continuation of their services and activities.

CARRIED

Note:

East Metro Zone Local Government Responses to COVID19

Cr Jones requested that WALGA facilitate the sharing between the Zone CEOs of a summary of each Zone members' COVID19 responses.

8. EXECUTIVE REPORTS

8.1 WALGA President's Report

The WALGA representative Ian Duncan presented the President's Report.

Noted

8.2 State Councillor's report to the Zone

WALGA State Councillor, Cr Cate McCullough presented the report.

Noted

8.3 Department of Local Government, Sport and Cultural Industries Representative Update Report.

Representatives from the Department of Local Government, Sport and Cultural Industries representative updated the Zone on DLGSC issues.

Please also see link below:

[DLGSC Zone Update](#)

Noted

8.4 Topics for next meeting update by the DLGSC

Due to the current situation of Covid-19, the Department of Local Government, Sport and Cultural Industries are currently experiencing difficulty in staff availability to ensure that a representative with the expertise on the relevant subject matter can attend Zone meetings.

Therefore it is with regret at this time, only the usual sector updates via a link (as per Item 8.3) from the Department will be provided, attendance will occur where possible and requested topics for future meetings will be placed on hold until further notice.

Noted

9. NOTICE OF MOTIONS FOR THE FOLLOWING MEETING

10. DATE, TIME AND PLACE OF NEXT MEETING

That the next ordinary meeting of the East Metropolitan Zone be held on 25 June 2020 at the City of Bayswater or videoconference (to be confirmed) commencing at 6:00pm.

11. CLOSURE

There being no further business the Chair declared the meeting closed at 7.50pm.



State Council Summary Minutes

6 May 2020

NOTICE OF MEETING

Meeting of the Western Australian Local Government Association State Council held via video conference on Wednesday 6 May 2020.

1. ATTENDANCE, APOLOGIES & ANNOUNCEMENTS

1.1 Attendance

Members	President of WALGA - Chair Deputy President of WALGA, Northern Country Zone Avon-Midland Country Zone Central Country Zone Central Metropolitan Zone Central Metropolitan Zone East Metropolitan Zone East Metropolitan Zone Goldfields Esperance Country Zone Gascoyne Country Zone Great Eastern Country Zone Great Southern Country Zone Kimberley Country Zone Murchison Country Zone North Metropolitan Zone North Metropolitan Zone North Metropolitan Zone Peel Country Zone Pilbara Country Zone South East Metropolitan Zone South East Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South Metropolitan Zone South West Country Zone	Mayor Tracey Roberts JP President Cr Karen Chappel JP President Cr Ken Seymour – via video President Cr Phillip Blight – via video Cr Jenna Ledgerwood – via video Cr Paul Kelly – via video Cr Catherine Ehrhardt via video at 4:11pm Cr Cate McCullough – via video President Cr Malcolm Cullen – via video President Cr Cheryl Cowell – via video President Cr Stephen Strange – via video Cr Ronnie Fleay – via video Cr Chris Mitchell JP – via video Cr Les Price – via video Cr Frank Cvitan – via video Mayor Mark Irwin- via video at 4:18pm Cr Russ Fishwick JP – via video President Cr Michelle Rich – via video Mayor Peter Long – via video Cr Julie Brown – via video Mayor Ruth Butterfield – via video Cr Doug Thompson – via video Mayor Carol Adams OAM – via video Mayor Logan Howlett JP- via video President Cr Tony Dean via video
Ex Officio	Chair Commissioner, City of Perth Local Government Professionals WA	Mr Andrew Hammond – via video Mr Jamie Parry – via video
Observer	East Metropolitan Zone	Cr Giorgia Johnson – via video
Secretariat	Chief Executive Officer EM Environment & Waste EM Governance & Organisational Services EM Finance & Marketing EM Infrastructure Manager Strategy & Association Governance Financial Controller Manager Governance Manager Environment Policy Executive Officer Governance	Mr Nick Sloan Mr Mark Batty – via video Mr Tony Brown Mr Zac Donovan – via video Mr Ian Duncan – via video Mr Tim Lane – via video Mr Rick Murray Mr James McGovern – via video Ms Nicole Matthews – via video Ms Margaret Degebrot

ORDER OF PROCEEDINGS

1. OPEN and WELCOME

The Chair declared the meeting open at 4:04pm

• Acknowledgement of Country

I would like to acknowledge the Whadjuk Nyoongar People who are the Traditional Custodians of this land we meet on today and I would like to pay my respects to their Elders past, present and future.

Welcome to:

Cr Frank Cvitan, North Metropolitan Zone

Cr Giorgia Johnson, East Metropolitan Zone observer

State Councillors and WALGA secretariat

APOLOGIES

Nil

MEETING ASSESSMENT

I invite President Cr Tony Dean to undertake a meeting assessment at the conclusion of the meeting.

2. DECLARATION OF INTEREST

Pursuant to our Code of Conduct, State Councillors must declare to the Chair any potential conflict of interest they have in a matter before State Council as soon as they become aware of it.

I note that there are several State Councillors and deputies that may be directly or indirectly associated with the recommendations of the Selection Committee. I ask that if you are affected by these recommendations, that you excuse yourself from the meeting and do not participate in deliberations.

Cr Ronnie Fleay declared an interest in Item 5.1 as a member of the WAPC

Cr Paul Kelly declared an interest in Items 5.4 and 5.5 as a candidate for the LGIS Board

Mayor Carol Adams declared an interest in Items 5.4 and 5.5 as a candidate for the LGIS Board

Mayor Mark Irwin declared an interest in Items 5.4 and 5.5 as a candidate for the LGIS Board

PAPERS

State Councillors received the following documents under separate cover:

- Strategic Forum Agenda
- Item 5.3 Finance and Services Committee Meeting Minutes;
 - Appendix Pack
 - Budget Pack
 - Financial Dashboard March 2020
 - Financial Statements March 2020
- Item 5.4 Selection Committee Minutes;
- Item 5.5 Selection Committee Interview Report
- Item 5.6 LGIS Minutes 8 April 2020
- Item 5.7 Use of Common Seal;
- Item 5.8 2020 Annual General Meeting
- CEO' s report to State Council
- President's Report (previously emailed to your Zone meeting)

3. MINUTES OF THE PREVIOUS MEETINGS

3.1 Minutes of Meeting Held 4 March 2020

Moved: Cr Julie Brown
Seconded: Cr Ronnie Fleay

That the Minutes of the Western Australian Local Government Association (WALGA) [State Council Meeting](#) held on 4 March 2020 be confirmed as a true and correct record of proceedings.

RESOLUTION 49.2/2020

CARRIED

3.1.1 Business Arising from the Minutes of 4 March 2020.

Nil

3.2 Minutes of Special State Council Meeting Held 27 March 2020

Moved: Cr Chris Mitchell
Seconded: Mayor Carol Adams

That the [Minutes of the Special State Council](#) meeting held Friday 27 March 2020 be confirmed as a true and correct record of proceedings.

RESOLUTION 50.2/2020

CARRIED

3.2.1 Business Arising from the Minutes of 27 March 2020.

Nil

3.3 Flying Minute – 1 April - Submission on the Proposed Reforms to the Approval Process for Commercial Buildings

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

RESOLUTION 51.2/2020

CARRIED

That the Flying Minute of 1 April, [Submission on the Proposed Reforms to the Approval Process for Commercial Buildings](#), be confirmed as a true and correct record of proceedings.

3.3.1 Business Arising from the Minutes of 1 April 2020.

Nil

3.4 Flying Minute – 3 April – Local Government COVID-19 Operational Support Initiatives

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

That the Flying Minute of 3 April Local Government [COVID-19 Operational Support Initiatives](#), be confirmed as a true and correct record of proceedings.

RESOLUTION 52.2/2020

CARRIED

3.4.1 Business Arising from the Minutes of 3 April 2020.
Nil

3.5 Flying Minute – 17 April – National Redress – Participation of Local Governments

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

That the Flying Minute of 17 April [National Redress – Participation of Local Governments](#), be confirmed as a true and correct record of proceedings.

RESOLUTION 53.2/2020

CARRIED

3.5.1 Business Arising from the Minutes of 17 April 2020
Nil

3.6 Flying Minute – 17 April – LGIS Board Member Contribution Strategy

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

That the Flying Minute of 17 April [LGIS Board Member Contribution Strategy](#), be confirmed as a true and correct record of proceedings.

RESOLUTION 54.2/2020

CARRIED

3.6.1 Business Arising from the Minutes of 17 April 2020
Nil

3.7 Flying Minute – 22 April – Regional Aviation Policy Issues Paper

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

That the Flying Minute of 22 April, [Regional Aviation Policy Issues Paper](#), be confirmed as a true and correct record of proceedings.

RESOLUTION 55.2/2020

CARRIED

3.7.1 Business Arising from the Minutes of 22 April 2020
Nil

3.8 Flying Minute – 22 April – Draft State Aviation Strategy 2020

Moved: President Cr Phillip Blight
Seconded: President Cr Karen Chappel

That the Flying Minute of 22 April [Draft State Aviation Strategy 2020](#), be confirmed as a true and correct record of proceedings.

RESOLUTION 56.2/2020

CARRIED

3.8.1 Business Arising from the Minutes of 22 April 2020

Nil

4. EMERGING ISSUES

4.1 COVID-19 Pandemic – WALGA Response

WALGA RECOMMENDATION

That the information contained in this report relating to WALGA's response to the COVID-19 pandemic be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA recommendation noted
Murchison Country Zone	WALGA recommendation noted
North Metropolitan Zone	WALGA recommendation noted
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

CENTRAL COUNTRY ZONE

That the WALGA recommendation relating to Item 4.1 - COVID-19 Pandemic – WALGA Response be amended to read as follows:

That the information contained in this report relating to WALGA's response to the COVID-19 pandemic be noted subject to Local Governments agreeing that it will consider not increasing rates for the 2020-21 financial year on condition of there being no additional State Government cost impositions on Local Governments.

SECRETARIAT COMMENT

WALGA's advocacy has been to request no additional State Government cost impositions on Local Governments.

COMPOSITE RECOMMENDATION

Moved: Cr Julie Brown
Seconded: President Cr Cheryl Cowell

That the information contained in this report relating to WALGA's response to the COVID-19 pandemic and WALGA's advocacy on requesting no additional State Government cost impositions on Local Governments be noted.

RESOLUTION 57.2/2020

CARRIED

4.2 Local Government Act Emergency Provisions (05.034-02-0015 TL)

By Tony Brown, Executive Manager Governance and Organisational Services, and Tim Lane, Manager Strategy and Association Governance

WALGA RECOMMENDATION

That WALGA:

- 1. Notes and supports the introduction of legislation that:**
 - a. Provides for Ministerial emergency powers on the condition that the Local Government sector is consulted prior to the issuing of an order using this power, and**
 - b. Provides the ability for Local Governments to suspend a provision of a local law**
- 2. Continues to advocate for the 2019-20 valuations to apply to the 2020-21 rates.**

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA recommendation noted
Murchison Country Zone	WALGA recommendation noted
North Metropolitan Zone	WALGA recommendation noted
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA Recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

WALGA RECOMMENDATION

Moved: President Cr Karen Chappel
Seconded: Cr Paul Kelly

That WALGA:

- 1. Notes and supports the introduction of legislation that:**
 - a. Provides for Ministerial emergency powers on the condition that the Local Government sector is consulted prior to the issuing of an order using this power, and**
 - b. Provides the ability for Local Governments to suspend a provision of a local law**
- 2. Continues to advocate for the 2019-20 valuations to apply to the 2020-21 rates.**

RESOLUTION 58.2/2020

CARRIED

5. MATTERS FOR DECISION

5.1 Amendment to Third Party Appeal Rights – Preferred Model (06-03-01-0001 VJ)

By Vanessa Jackson, Policy Manager Planning and Improvement

WALGA RECOMMENDATION

1. That the proposed amendment to the Third Party Appeals Process Preferred Model, being that third parties in addition to Local Governments are able to make an appeal on decisions made by Development Assessment Panels, is not supported, and
2. That the proposed amendment to the Third Party Appeals Process Preferred Model, being that closely associated third parties in addition to Local Governments are able to appeal decisions made by the Western Australian Planning Commission and the State Administrative Tribunal, in addition to Development Assessment Panels, is not supported.

Avon Midland Country Zone	WALGA Recommendation supported
Central Country Zone	WALGA Recommendation supported
Central Metropolitan Zone	WALGA Recommendation supported
East Metropolitan Zone	WALGA Recommendation supported
Gascoyne Zone	WALGA Recommendation supported
Goldfields Esperance Country Zone	WALGA Recommendation supported
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA Recommendation supported
Murchison Country Zone	WALGA Recommendation supported
North Metropolitan Zone	WALGA Recommendation supported
Northern Country Zone	WALGA Recommendation supported
Peel Zone	WALGA Recommendation supported
Pilbara Zone	WALGA Recommendation supported
South East Metropolitan Zone	WALGA Recommendation supported
South West Country Zone	WALGA Recommendation supported

SOUTH METROPOLITAN ZONE

That the item be deferred to the next State Council meeting to enable further consultation to take place.

SECRETARIAT COMMENT

All other Zones have supported the recommendation.

Cr Ronnie Fleay left the meeting at 4:16pm

WALGA RECOMMENDATION

Moved: Cr Julie Brown

Seconded: President Cr Stephen Strange

1. That the proposed amendment to the Third Party Appeals Process Preferred Model, being that third parties in addition to Local Governments are able to make an appeal on decisions made by Development Assessment Panels, is not supported, and
2. That the proposed amendment to the Third Party Appeals Process Preferred Model, being that closely associated third parties in addition to Local Governments are able to appeal decisions made by the Western Australian Planning Commission and the State Administrative Tribunal, in addition to Development Assessment Panels, is not supported.

RESOLUTION 59.2/2020

CARRIED

5.2 Managing Lodging House Health Risks in WA (05-031-01-0001 BW)

By Bec Waddington, Policy Officer Community

WALGA RECOMMENDATION

That the submission to the Department of Health in response to the Managing Lodging House Health Risks in WA discussion paper be endorsed.

Avon Midland Country Zone	WALGA Recommendation supported
Central Metropolitan Zone	WALGA Recommendation supported
East Metropolitan Zone	WALGA Recommendation supported
Gascoyne Zone	WALGA Recommendation supported
Goldfields Esperance Country Zone	WALGA Recommendation supported
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA Recommendation supported
Murchison Country Zone	WALGA Recommendation supported
North Metropolitan Zone	WALGA Recommendation supported
Northern Country Zone	WALGA Recommendation supported
Peel Zone	WALGA Recommendation supported
Pilbara Zone	WALGA Recommendation supported
South East Metropolitan Zone	WALGA Recommendation supported
South Metropolitan Zone	WALGA Recommendation supported
South West Country Zone	WALGA Recommendation supported

CENTRAL COUNTRY ZONE

That the WALGA Recommendation be amended to read as follows:

That the WALGA submission in response to the "Managing Lodging House Health Risks in WA" discussion paper, noting it supports the Department of Health's preferred Option C, be endorsed.

SECRETARIAT COMMENT

The Zones recommendation is the same as the WALGA recommendation.

Cr Ronnie Fleay returned to the meeting at 4:36pm

WALGA RECOMMENDATION

Moved: President Cr Malcolm Cullen
Seconded: Cr Chris Mitchell

That the submission to the Department of Health in response to the Managing Lodging House Health Risks in WA discussion paper be endorsed.

RESOLUTION 60.2/2020

CARRIED

**MATTERS FOR CONSIDERATION BY STATE COUNCILLORS
(UNDER SEPARATE COVER)**

5.3 Finance and Services Committee Minutes (01-006-03-0006 TB)

Moved: President Cr Karen Chappel
Seconded: Cr Chris Mitchell

1. That the Minutes of the Finance and Services Committee Meeting held 22 April 2020 be endorsed;
2. That the Business Continuity Budget for the six month period ending 30 November 2020 be endorsed.

Voting Requirement: **ABSOLUTE MAJORITY**

RESOLUTION 61.2/2020

CARRIED BY ABSOLUTE MAJORITY

5.4 Selection Committee Minutes (01-006-03-0011 CO)

Item 5.5 State Road Funds to Local Government Advisory Board

Nominations were sought from State Councillors and Deputy State Councillors for 1 Metropolitan Member and 1 Non-Metropolitan Member on the State Road Funds to Local Government Advisory Committee.

State Council noted that there was still a vacancy for a representative from a Metropolitan Local Government.

The Chair Mayor Tracey Roberts called for nominations from the floor for a Metropolitan Local Government representative.

Cr Michelle Rich nominated for this position.

There being no further nominations, Cr Rich will be put forward as the Metropolitan Representative under item 5.5 of the Selection Committee Minutes.

Cr Paul Kelly declared an interest in Items 5.4 and 5.5 as candidate for LGIS Board and left the meeting at 5:13pm

Mayor Carol Adams declared an interest in Items 5.4 and 5.5 as candidate for LGIS Board and left the meeting at 5:13pm

Mayor Mark Irwin declared an interest in Items 5.4 and 5.5 as candidate for LGIS Board and left the meeting at 5:13pm

President Michelle Rich declared an interest in Items 5.4 and 5.5 as a nominee for the position on the SAC and left the meeting at 5:13pm

Moved: Mayor Logan Howlett
Seconded: Cr Chris Mitchell

That:

1. The recommendations contained in the 28 April 2020 Selection Committee Minutes be endorsed including the appointment of Cr Michelle Rich to the State Road Funds to Local Government Advisory Committee;
2. The resolution contained in the 28 April 2020 Selection Committee Minutes be noted.

RESOLUTION 62.2/2020

CARRIED

5.5 Selection Committee Interview Report (01-006-03-0011 CO)

Moved: President Cr Karen Chappel
Seconded: Mayor Logan Howlett

That:

1. The Selection Committee Interview Report be noted; and,
2. Cr Paul Kelly be appointed to the Local Government Insurance Scheme (LGIS) Board as Metropolitan Elected Member.

RESOLUTION 63.2/2020

CARRIED

Cr Paul Kelly, Mayor Carol Adams, Mayor Mark Irwin and President Michelle Rich returned to the meeting at 5:16pm

5.6 LGIS Board Minutes

Moved: Mayor Logan Howlett
Seconded: President Cr Karen Chappel

That the Minutes of the LGIS Board meeting held 8 April 2020 be received.

RESOLUTION 64.2/2020

CARRIED

5.7 Use of the Association's Common Seal (01-004-07-0001 NS)

Moved: President Cr Stephen Strange
Seconded: Cr Paul Kelly

That the use of the Association's Common Seal be noted.

Document	Document Description	Signatories	State Council prior approval
Letter of Offer (Restatement)	Western Australian Local Government Association ABN 28 126 945 127 as Trustee for the LGIS Local Government Insurance Scheme	Nick Sloan	No

RESOLUTION 65.2/2020

CARRIED

5.8 2020 Annual General Meeting
--

Moved: Cr Chris Mitchell
Seconded: Cr Ronnie Fleay

That:

1. The 2020 Annual General Meeting be held on Friday, 25 September 2020;
2. Arrangements be made for the meeting to be held in person as the preferred option; and,
3. If gathering and/or travel restrictions relating to the COVID-19 pandemic prevent the meeting from being conducted in person, the meeting be conducted in a virtual setting.

RESOLUTION 66.2/2020

CARRIED

6. MATTERS FOR NOTING / INFORMATION

6.1 Submission Position Statement: Special Entertainment Precincts and Option Paper for Proposed Amendments to the Environmental Protection (Noise) Regulations 1997 (05-036-02-0022 VJ)

By Vanessa Jackson, Policy Manager Planning and Improvement

WALGA RECOMMENDATION

That the submission on Position Statement: Special Entertainment Precincts & the Options Paper for proposed amendments to the *Environmental Protection (Noise) Regulations 1997* be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA recommendation noted
Murchison Country Zone	WALGA recommendation noted
North Metropolitan Zone	WALGA recommendation noted
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

WALGA RECOMMENDATION

Moved: President Cr Karen Chappel
Seconded: President Cr Malcolm Cullen

That the submission on Position Statement: Special Entertainment Precincts & the Options Paper for proposed amendments to the *Environmental Protection (Noise) Regulations 1997* be noted.

RESOLUTION 67.2/2020

CARRIED

6.2 Submission on the Proposed Reforms to the Approval Process for Commercial Buildings (05-015-02-0005 VJ)

By Vanessa Jackson, Policy Manager Planning and Improvement

WALGA RECOMMENDATION

That the endorsed submission on the proposed reforms to the approval process for commercial buildings be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA recommendation noted
Murchison Country Zone	WALGA recommendation noted
North Metropolitan Zone	WALGA recommendation noted
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

WALGA RECOMMENDATION

Moved: President Cr Karen Chappel
 Seconded: President Cr Malcolm Cullen

That the endorsed submission on the proposed reforms to the approval process for commercial buildings be noted.

RESOLUTION 68.2/2020

CARRIED

6.3 Report Municipal Waste Advisory Council (MWAC) (01-006-03-0008 RNB)

By Rebecca Brown, Manager Waste and Recycling

WALGA RECOMMENDATION

That the resolutions of the Municipal Waste Advisory Council at its 26 February 2020 meeting be noted.

Avon Midland Country Zone	WALGA recommendation noted
Central Country Zone	WALGA recommendation noted
Central Metropolitan Zone	WALGA recommendation noted
East Metropolitan Zone	WALGA recommendation noted
Gascoyne Zone	WALGA recommendation noted
Goldfields Esperance Country Zone	WALGA recommendation noted
Great Eastern Country Zone	WALGA recommendation noted
Great Southern Country Zone	No meeting held
Kimberley Zone	WALGA recommendation noted
Murchison Country Zone	WALGA recommendation noted
North Metropolitan Zone	WALGA recommendation noted
Northern Country Zone	WALGA recommendation noted
Peel Zone	WALGA recommendation noted
Pilbara Zone	WALGA recommendation noted
South East Metropolitan Zone	WALGA recommendation noted
South Metropolitan Zone	WALGA recommendation noted
South West Country Zone	WALGA recommendation noted

WALGA RECOMMENDATION

Moved: President Cr Karen Chappel
Seconded: President Cr Malcolm Cullen

That the resolutions of the Municipal Waste Advisory Council at its 26 February 2020 meeting be noted.

RESOLUTION 69.2/2020

CARRIED

7. ORGANISATIONAL REPORTS

7.1 Key Activity Reports

President Malcolm Cullen left the meeting at 5:21pm

7.1.1 Report on Key Activities, Commercial and Communications (01-006-03-0017 ZD)

Moved: Cr Julie Brown
Seconded: Cr Jenna Ledgerwood

That the Key Activity Report from the Commercial and Communications unit to the May 2020 State Council meeting be noted.

RESOLUTION 70.2/2020

CARRIED

Cr Ronnie Fleay left the meeting at 5:24pm

7.1.2 Report on Key Activities, Governance and Organisational Services (01-006-03-0007 TB)

Moved: Cr Julie Brown
Seconded: Cr Jenna Ledgerwood

That the Key Activity Report from the Governance and Organisational Services Unit to the May 2020 State Council meeting be noted.

RESOLUTION 71.2/2020

CARRIED

7.1.3. Report on Key Activities, Infrastructure (05-001-02-0003 ID)

Moved: Cr Julie Brown
Seconded: Cr Jenna Ledgerwood

That the Key Activity Report from the Infrastructure Unit to the May 2020 State Council meeting be noted.

RESOLUTION 72.2/2020

CARRIED

7.1.4 Report on Key Activities, Strategy, Policy and Planning (01-006-03-0014 MJB)

Moved: Cr Julie Brown
Seconded: Cr Jenna Ledgerwood

That the Key Activity Report from the Strategy, Policy and Planning Team to the May 2020 State Council meeting be noted.

RESOLUTION 73.2/2020

CARRIED

7.2 Policy Forum Reports (01-006-03-0007 TB)

Moved: President Cr Karen Chappel
Seconded: Cr Chris Mitchell

That the report on the Key Activities of the Association's Policy Forums to the May State Council Meeting be noted.

RESOLUTION 74.2/2020

CARRIED

7.3 President's Report

Moved: Cr Chris Mitchell
Seconded: Mayor Logan Howlett

That the President's Report for May 2020 be received.

RESOLUTION 75.2/2020

CARRIED

7.4 CEO's Report

Moved: Cr Chris Mitchell
Seconded: President Cr Malcolm Cullen

That the CEO's Report for May 2020 be received.

RESOLUTION 76.2/2020

CARRIED

7.5 Ex-Officio Reports

7.5.1 LG Professionals Report

Mr Jamie Parry, President, LG Professionals provided an update to the meeting.

7.5.2 City of Perth Report

Mr Andrew Hammond, Chair Commissioner, City of Perth provided an update to the meeting.

8. ADDITIONAL ZONE RESOLUTIONS

Moved: President Cr Michelle Rich
Seconded: Cr Julie Brown

That the item from the Peel Zone in respect to “Local Government Rate and Waste Collection Revenue” be discussed.

RESOLUTION 77.2/2020

CARRIED

Moved: President Cr Michelle Rich
Seconded: Cr Julie Brown

Local Government Rate and Waste Collection Revenue

That WALGA immediately begin lobbying the Federal Government to provide immediate support for the collective communities of Australia by funding the entire Local Government Rate and Waste Collection revenue for the 2020/21 budget year.

RESOLUTION 78.2/2020

LOST

Moved: President Cr Michelle Rich
Seconded: Cr Doug Thompson

Local Government Rate and Waste Collection Revenue

That WALGA immediately begin lobbying the Federal Government to provide immediate support for the collective communities of Australia.

PROCEDURAL MOTION

Moved: Cr Tony Dean
Seconded: President Cr Stephen Strange

That the following motion be put.

CARRIED

That WALGA immediately begin lobbying the Federal Government to provide immediate support for the collective communities of Australia.

The motion was put and lost.

RESOLUTION 79.2/2020

LOST

President Cr Cheryl Cowell left the meeting at 6:26pm.

Moved: Mayor Logan Howlett
Seconded: Cr Chris Mitchell

That the additional Zone Resolutions from the May 2020 round of Zones meetings as follows be referred to the appropriate policy area for consideration and appropriate action.

RESOLUTION 80.2/2020

CARRIED

SOUTH WEST COUNTRY ZONE

Payments to Volunteers Impacted by Emergency Events – People and Place

That the South West Country Zone request WALGA to advocate for the State and Commonwealth Governments to introduce a payment system for emergency services volunteers to partially offset their income lost when volunteering in emergency events.

NORTHERN COUNTRY ZONE

Exemption for Western Power to Attend to Power Outages during Total Fire Bans and Harvest Vehicle Movement Bans – People and Place

That the Northern Country Zone approach the WALGA State Council seeking from DFES an exemption for Western Power to attend to power outages during times of Total Fire Ban (TFB) and/or Harvest/Vehicle Movement Bans. The exemption is to be conditional upon DFES obtaining endorsement from the local Chief Bushfire Control Officer (CBFCO) or the local Fire Control Officer (FCO) of there being adequate fire control equipment accompanying Western Power at these times.

GASCOYNE COUNTRY ZONE

Local Law Process – Governance and Organisational Services

That WALGA advocate for the Local Law making process to be streamlined as part of the Review of the Local Government Act.

PEEL ZONE

Revaluation of Properties - Governance and Organisational Services

That WALGA:

1. Advises the State Government that this is a critical issue for the Local Government sector and it is contrary to the intent of the States Zero rates increase;
2. Continues to advocate on behalf of all Local Governments that the revaluation process should be differed to the 2021/22 financial year, given the confusion that will occur for ratepayers following the direction from the State outlining a freeze on rates because of the COVID19 pandemic;
3. Seeks a legal opinion on ratepayers rights to receive a zero rates rise, given most Local Governments have publicly stated that rates will not increase; and
4. Undertakes a communications campaign on valuations and rates given the complexity of setting the rates.

Rates on Subsidised Housing - Governance and Organisational Services

That WALGA facilitate a working party made up of interested Local Governments to liaise with the sector in general, prepare a report and to lobby the state government for:

- An amendment to the *Local Government Act 1995* to provide for a clearer definition around what constitutes a charitable purpose;
- Whether such definition should apply to residential properties that are leased for a financial consideration;
- To request the Department of Housing consider granting Local Government an ex-gratia payment of rates on properties they lease to third parties that subsequently successfully claim rates exemption; and
- Any other item pertinent to the matter

SOUTH METROPOLITAN ZONE

Advocate against Modern Slavery – Governance and Organisational Services

1. That WALGA encourages all Local Governments in WA to take a stand against modern slavery
2. That WALGA introduces the following clauses into the procurement policy template to ensure all Local Governments in WA are taking all steps possible to reduce the risk of using goods or services that support modern slavery.
 - including clauses in supplier contracts obliging them to be familiar with and to comply with the requirements of the *Modern Slavery Act 2018*;
 - Request suppliers to complete periodical questionnaires relating to the sources of their products, materials and business practices and compliance with the requirements of the new legislation;
 - periodically audit suppliers to ensure compliance and address remediation steps to be taken where non-compliance is found to exist; and
 - providing training to employees.

Public Open Spaces – People and Place

That WALGA lobby the State Government to increase the provision of Public Open Space from the current minimum of 10% to a new minimum of 20% and mechanisms to generate additional open space in areas of significant infill development.

Support for Local Government – Governance and Organisational Services

That the South Metropolitan Zone:

1. Request WALGA to advocate to State Government to establish a state based mechanism to help fund the necessary activities of Local Governments in WA proportional to the revenue they have lost because of COVID-19 shut downs.
2. Request WALGA to advocate at the national level for Local Government in its dealing with the Federal Government, in particular regarding access to JobKeeper and additional Financial Assistance Grants.

CENTRAL METROPOLITAN ZONE

Process Surrounding Dilapidation Reports – People and Place

The Central Zone strongly recommends WALGA lodge a submission to State Government, in support for formal registration of practitioners conducting dilapidation reports to industry standards.

Financial Incentive Mechanisms – Governance and Organisational Services

That WALGA requests the Minister of Local Government, Sport and Cultural Industries and the WA State Government to retain the financial incentive mechanisms that enable Local Governments to collect rates and charges for delivery of services to our community of residents.

EAST METROPOLITAN ZONE

WALGA Advocacy in Relation to Aboriginal Communities and Aboriginal Community Controlled Organisations (ACCOs) – People and Place

WALGA advocate to Federal Minister for Indigenous Australians Ken Wyatt and State Ministers Ben Wyatt and Peter Tinley for the State Government to ensure that vulnerable Aboriginal communities and ACCOs are provided additional support during the COVID-19 pandemic to enable the continuation of their services and activities.

East Metro Zone Local Government Responses to COVID19 – Governance and Organisational Services

That WALGA facilitate the sharing between the Zone CEOs of a summary of each Zone members' COVID19 responses.

9. MEETING ASSESSMENT

Moved: Mayor Ruth Butterfield
Seconded: President Cr Tony Dean

That WALGA'S Corporate Governance Charter be amended to remove the requirement for a Meeting Assessment to be carried out at State Council meetings.

RESOLUTION 81.2/2020

CARRIED

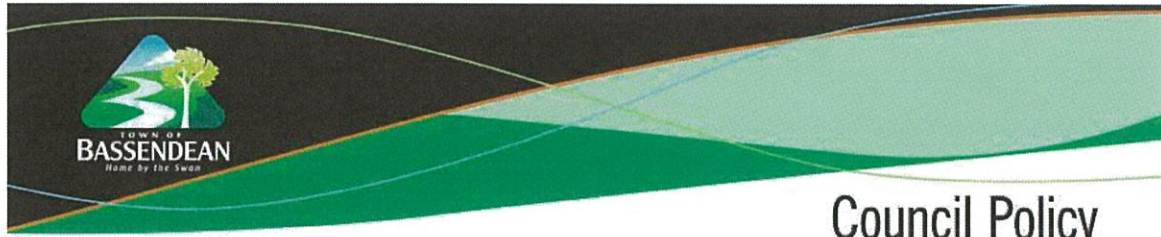
10. DATE OF NEXT MEETING

That the next meeting of the Western Australia Local Government Association State Council be held on **Wednesday 3 June 2020** commencing 4pm.

11. CLOSURE

There being no further business the Chair declared the meeting closed at 6:30pm

ATTACHMENT NO. 4



LOCAL PLANNING POLICY NO. 14 - ON-SITE STORMWATER POLICY

1.0 OPERATION OF THIS PLANNING POLICY

This planning policy has been prepared in accordance with Part 2 of the Town Planning Amendment Regulations 1999.

2.0 PURPOSE OF THIS POLICY

The purpose of this policy is to:

1. Clearly outline the circumstances in which the Town will permit a connection to the Town's drainage system.
2. State the design standards that the Town will have regard to in assessing applications to connect to the drainage system; and
3. Outline the conditions that will be imposed on any approval to connect to the drainage system.

3.0 APPLICATION OF THE POLICY

This policy applies to any application for new development that proposes to connect to the Town's drainage system.

4.0 BACKGROUND

Urbanisation leads to changes in both the quantity and quality of water that is delivered to receiving waters. The built environment has many sources of pollutants that can contaminate stormwater as it passes through the catchment, including metals, oils, petrol, organic debris, litter, silt and dust, fertilisers, animal waste, pesticides and detergents.

Within the Town of Bassendean, there are areas which have soils that are largely clay in nature. As a result, stormwater runoff may pool on the surface of properties due to reduced capacity to infiltrate the soil. Traditionally, Council has permitted this stormwater to be discharge into the stormwater system via a silt trap and temporary on site storage system.

Increases in housing density and infill development have increased demand from developers to have private stormwater disposed via the Town's street drainage system. However, this system was designed several decades ago for road stormwater runoff only. Even with over capacity margins built into the system there is likely to be increasing pressure on the Town's drainage systems and its ability to effectively drain the area during storm events.

There is also concern about the quality of stormwater discharging into the drainage system and into water bodies, such as the Swan and Canning Rivers, particularly from industrial areas. Stormwater runoff from urban areas carries sediments and pollutants, such as nutrients and heavy metals from impervious surfaces. Unmanaged, the cumulative impact of these pollutants can result in considerable damage to the environment.

To address this issue, the Town of Bassendean proposes that all new drainage applications for connection and drainage to the Town's stormwater system be assessed against Sections 5 and 6 of this policy.

5.0 ASSESSMENT PROCEDURE

The Town will only permit applications to connect to the Town's stormwater system, in the following circumstances:

- a) all on-site stormwater retention options have been investigated and exhausted;
- b) only developments in areas where the natural soil is high in clay content, and deemed unsuitable for on-site disposal via infiltration, shall be considered for connection to the Council's stormwater system. This should be verified as part of the geotechnical investigation in addition to the site classification and it can be demonstrated by a qualified civil engineer to the Town's satisfaction that on site disposal is not feasible ;
- c) if connection to the Town's stormwater system is necessary in industrial areas, that the stormwater discharging from the area be independently tested, in accordance with the Unauthorised Discharge Regulations 2004 enacted under the *Environmental Protection Act 1986*.

6.0 Design Requirements

6.1 Off-Site Drainage System

For pre and post development discharge calculation, the required discharge design storm shall be the minor system design ARI (Average Recurrence Interval) of the municipal drainage system, to which the storage will be connected. This is the 1 in 5 year ARI. The design storm for calculating the total storage volume above and below ground and for overall design of the on-site detention facility shall be the 1 in 20 year ARI.

A standard pre-development runoff coefficient of $C=0.35$ applies over the whole of the development area. Considering the post-development site conditions, a respective runoff coefficient appropriate for the development over the whole of the lot area will have to be found and applied. The underlying factor for the specification of this runoff coefficient is that the post-development site discharge is reduced to pre-development levels and is estimated on the basis, that flow rates within the downstream stormwater drainage and conveyance system will not be increased. For calculation of the PSD, the roof-to-gutter time of concentration shall be taken as 9 minutes for residential areas and 5 minutes to on-site facilities for commercial and industrial sites. The designer will then have to determine the permissible site discharge value, e.g. by using the Rational Method combined with a Hydrograph Estimation Method, and a suitable outflow regulating device will have to be designed to meet this requirement. Alternatively, the attached standard design can be utilised in accordance with the site discharge values and subsequent site storage requirements to be determined

Required Storage Volume:

Given the aforementioned, a respective storage volume appropriate for the development and the layout of the lot area will have to be found. Regarding the respective design storm durations, typically the critical storm duration that produces the largest required storage volume is longer than the time of concentration used for peak flow estimation. Therefore, corresponding storage volumes must be determined for a range of storm durations to find the maximum storage required. This value will have to be logically comprehensible from the hydraulic calculations.

Depth of Underground Storage:

The base level of any underground storage system must be such that the flow stormwater into the Town's adjacent street stormwater system is possible. The applicant must be able demonstrate this as part of the design process.

Point of Discharge:

The point of discharge into the municipal drainage system will have to be determined through consultation with Council. In some cases, an extension of the municipal drainage system may be required at the developer's cost and to the specification and satisfaction of the Town of Bassendean.

Application Procedure

Applicants wishing to connect to the Town's drainage system are required to complete the modified COPAS equation for stormwater retention which is available on the Town's website, and an example of which is shown on Appendix 1.

The onus is on the property owner to fully design the internal stormwater system and submit a comprehensive stormwater drainage plan to Council, for approval by the Director Operational Services, prior to the commencement of works. All surveys for existing invert levels and pipe alignment etc are the responsibility of the owner to obtain. This design be carried out and certified by a consulting engineer. These plans and specifications for this system must be to the Town's satisfaction.

A comprehensive stormwater plan is to detail sizes and types of all materials, invert levels, pit levels – top and bottom, design return period, site retention capacity and outlet capacity for the design return period and grades of all pipes.

Where there is an existing manhole, gully or side entry pit within the verge and within the extent of the frontage of the property, a connection from the silt pit may be made directly to that structure (provided levels are suitable). If there is no manhole, gully or side entry pit within the property frontage, and a stormwater pipe exists within the verge.

Where the Town has no drainage infrastructure accessible from the property the Town may extend the Town's network or provide an outlet structure on the kerb at the owners cost. Where an outlet structure is provided the stormwater exiting at the kerb will then flow down the road to the nearest road gully at the same cost.

The Town may construct a manhole over the pipe as per the sketch detailed on appendix 2 The property owner shall be responsible for all costs associated with the construction of the manhole.

Conditions to be imposed on approvals to connect to the Town's Drainage System

The owner of the land, will be required to place a notification under section 70A of the Transfer of Land Act. 1893 as amended, to be placed on the Certificate(s) of Title advising of the stormwater detention system installation, the restrictions, drainage limitations and the requirement for the current and future property owners to maintain the detention system in good working order.

All works associated with connecting the internal system to the street drainage system are to be carried out by the property owner.

Prior to backfilling of trenches, the works are to be inspected by the Engineering Officer. All pipes and connection points to pits are to be easily visible by the inspecting Council Officer.

A security deposit of \$750 is to be lodged with Council prior to the commencement of works within the road reserve. This deposit is fully refundable at the completion of the works, provided that the site has been left in a clean and tidy state to the standard which existed prior to works commencing. Council will retain part or all of the deposit held should reinstatement works not be to the satisfaction of the Director Operational Services.

The Director Operational Services reserves the right to vary the deposit in line with the extent of the proposed works.

A fee is payable for connection to the Town's drainage network where all stormwater is disposed of into the Town's drainage system. Details of the fee is included in the Town's Schedule of Fees and Charges.

Permits for connection to the drainage system will be valid for a period of 2 years. If the works are not undertaken in this time a new approval will be required.

Regular maintenance of an on-site detention system is required to keep the system fully functioning and is the responsibility of the property owner. The required maintenance schedule and drawings will identify the key components of the system, their locations and will provide a tool to ensure that ongoing maintenance is carried out as required, including cleaning of accumulated debris from screens and removal of sediment from the base of the pit or tank.

Applicants are advised:

In the event of a severe stormwater or flooding event, that the Town of Bassendean drainage system may not have sufficient capacity to manage the stormwater from the subject lot. It is therefore essential that property owners make necessary

enquires to obtain suitable and adequate private insurance coverage for such events.

It is an offence under the Environmental Protection Act 1986 (WA) to discharge contaminants or discharge waste that will cause harm to the environment. Applicants are responsible for ensuring that they do not allow any contaminants to enter the retention system as overflow discharged water from the subject lot will subsequently enter the Swan River.

The uncertain and often inexact nature of stormwater management and flood mitigation, together with the increased level of liability and litigious potential of flooding, can pose an increased and unknown level of risk to property owners. The Town of Bassendean, its employees, servants and agents, shall not be held responsible for any loss, damage or injury (fatal or otherwise), whether to property or person, howsoever suffered by the Applicant, unless such loss is shown to have occurred due to the direct negligence of the Town of Bassendean.

APPENDIX 1

Worked example

Lot area = 800m²

Total roof and paved area = 500m²

Natural surface level = 7.5

Council stormwater system invert level = 6.1

From spreadsheet:

	M	N	O	P	Q	R	S	T
1	MODIFIED COPAS EQUATION FOR STORMWATER RETENTION							
2	Town of Bassendean							
3								
4	Lot Area (ha)			= 0.08				
5	Roof & Paved Area (ha)			= 0.0500				
6	Time of Concentration (mins)			= 5				
7	Predevelopment Flow (l/s)			= 5.04				
8	Orifice diameter (mm)			= 66				
9								
10			1 in 2yr	1 in 5yr	1 in 10yr	1 in 20yr	1 in 50 yr	1 in 100yr
11			cu.m	cu.m	cu.m	cu.m	cu.m	cu.m
12								
13	Maximum Storage Requ		1.24	2.50	3.45	5.03	7.63	9.82
14	T I M E							
15	<i>minutes</i> /hours							
16	5	5	0.94	1.80	2.47	3.44	4.94	6.23
17	6	6	1.07	2.05	2.81	3.88	5.54	6.95
18	10	10	1.24	2.50	3.45	4.81	6.88	8.73
19	20	20	0.52	2.10	3.29	5.03	7.63	9.82
20	30	30	-0.91	0.87	2.20	4.14	7.06	9.55
21	1	60	-6.66	-4.55	-3.00	-0.72	2.74	5.73
22	2	120	-20.37	-18.05	-16.25	-13.57	-9.60	-6.16
23	3	180	-35.26	-32.80	-30.90	-28.00	-23.61	-19.89
24	6	360	-82.43	-79.71	-77.60	-74.40	-69.28	-65.00
25	12	720	-181.09	-178.11	-175.71	-171.80	-165.81	-160.52
26	24	1440	-384.38	-381.09	-378.21	-373.50	-365.90	-359.35
27	48	2880	-799.49	-796.35	-793.09	-787.47	-777.73	-769.19
28	72	4320	-1218.99	-1216.94	-1213.88	-1208.00	-1197.82	-1188.06

Total storage volume = 5.03m³

Maximum tank depth = 7.5 – 6.1 = 1.4m

Use 1.2m dia x 1.2m deep tanks each with a volume of 1.36m³

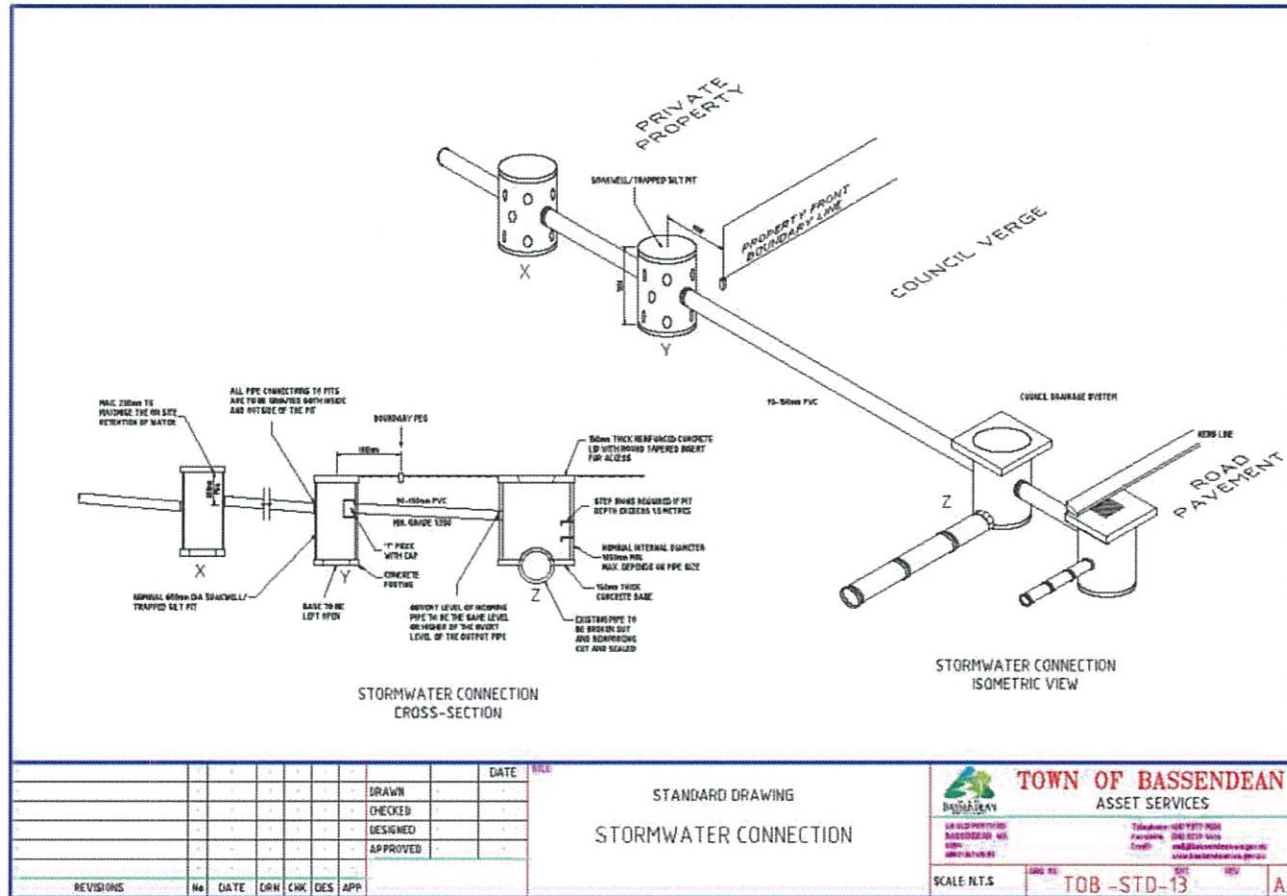
Use 4 tanks (total volume) = 5.44m³

Outlet orifice diameter = 66mm (max)

Interactive Stormwater Retention Calculator (Modified COPASEQ5 Rev01.xls) can be found on the Town's website.

The Appendix 2 Standard Stormwater Connection Details is currently draft, the updated drawing will be provided shortly.

Appendix 2 Standard Stormwater Connection Details



Policy Number: Local Planning Policy No. 14
Policy Title: Stormwater

1. Citation

This is a Local Planning Policy prepared under Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*. This Policy may be cited as Local Planning Policy 14 – Stormwater.

2. Policy Statement

Stormwater consists of rainfall runoff and any material (soluble or insoluble) mobilised in its path of flow. Impervious surfaces as a result of development prevent absorption of water into the ground, and effective management of stormwater is required to prevent pollution of waterways and flooding. This Policy seeks to outline the requirements for the retention and management of stormwater within the Town.

3. Policy Objectives

- (a) Outline the circumstances in which the Town will permit a connection to the Town's Stormwater Infrastructure.
- (b) Detail the information required and design standards required for stormwater systems.
- (c) Outline construction and maintenance requirements for stormwater systems.

4. Application

This Policy applies to all applications for subdivision or development approval where stormwater retention is required.

5. Definitions

Average Recurrence Interval (ARI): *means the average or expected value of the periods between exceedances of a given rainfall total accumulated over a given duration.*

Permissible Site Discharge (PSD) *means the maximum rate of discharge for the total site that the existing downstream stormwater system can accommodate.*

6. Policy Requirements

6.1 Connection Requirements

Stormwater must be contained on-site unless ground conditions are deemed unsuitable for on-site disposal via infiltration as verified by a geotechnical investigation, soil permeability testing and a site classification report prepared by a suitably qualified civil engineer.

6.2 Information Requirements – Onsite Stormwater

Where on site storm water disposal is proposed, the system must be approved by an appropriately qualified stormwater engineer and designed to a 1 in 20 year event (or relevant Building Code of Australia Standard). This includes all run off from buildings and hardstand surfaces of a site

6.3 Information Requirements – Offsite Stormwater

(a) Where on-site stormwater cannot be accommodated as detailed in clause 6.1 and connection to the Town's stormwater infrastructure is supported, the following information is required:

- (i) Geotechnical report justifying offsite storm water disposal;
- (ii) A completed modified COPAS equation for stormwater retention;
- (ii) A comprehensive stormwater drainage plan prepared and certified by a suitably qualified engineer, detailing:
 - sizes and types of all materials;
 - invert levels;
 - pit levels (top and bottom);
 - design return period;
 - site retention capacity and outlet capacity for the design return period;
 - internal drainage design and
 - grades of all pipes.

All surveys for existing invert levels and pipe alignment (etc.) are the responsibility of the landowner/applicant to obtain;

- (iii) Payment of fess associated with connecting to the Town's stormwater infrastructure in accordance with Council's adopted Schedule of Fees and Charges; and
- (iv) An Infrastructure Services - Application for Permit.

6.4 Design Requirements

- (a) Stormwater systems are required to manage stormwater for the critical duration of a 1 in 20 year ARI event by:
- (i) onsite retention and infiltration; or
 - (ii) onsite retention and restricted flow into the Towns drainage infrastructure where supported by geotechnical report as specified in in section 6.3(a).

- (b) A standard pre-development runoff coefficient of $C=0.35$ applies over the whole of the development area or the applicant/landowner is required to demonstrate that post development site discharge is reduced to pre-development levels and that flow rates within the downstream stormwater drainage and conveyance system will not be increased.
- (c) In calculating the PSD, the Rational Method combined with a Hydrograph Estimation Method can be used. Alternatively, the standard design contained as Appendix A can be utilised in accordance with the site discharge values and subsequent site storage requirements to be determined.
- (d) Where restricted flow into the Town's stormwater infrastructure is approved, the base level of any underground storage system must be such that stormwater will flow unaided via gravity into the Town's stormwater infrastructure.

6.5 Construction and Maintenance

- (a) All works associated with connecting the internal system to the Town's stormwater infrastructure are to be carried out by the applicant/landowner.
- (b) Where there is an existing manhole, gully or side entry pit within the verge and within the extent of the frontage of the property, a connection from the silt pit may be made directly to that structure (provided levels are suitable).
- (c) Where the Town has no stormwater infrastructure accessible from the property, the Town may extend the Town's network or allow conveyance via the road reserve to the closest drainage gully at the landowner/applicants owners cost.
- (d) Where the Town's stormwater infrastructure is accessible, the applicant/landowner shall be responsible for all costs associated with the connection to the Town's stormwater infrastructure.
- (e) Prior to backfilling of trenches, the works are to be inspected by the Town. All pipes and connection points to pits are to be easily visible.
- (f) Where connection to the Town's stormwater infrastructure is provided and the land is zoned industrial, the stormwater discharging from the site is to be independently tested, in accordance with the *Environmental Protection (Unauthorised Discharges) Regulations 2004* enacted under the *Environmental Protection Act 1986*.
- (g) For onsite detention systems, detailed drawings are to be provided to the Town, detailing the key components of the system and their locations.
- (h) The costs and works associated with the ongoing maintenance of onsite stormwater systems is the responsibility of the landowner, including cleaning of accumulated debris from screens and removal of sediment from the base of the pit or tank.

6.6 Stormwater Infrastructure Notification

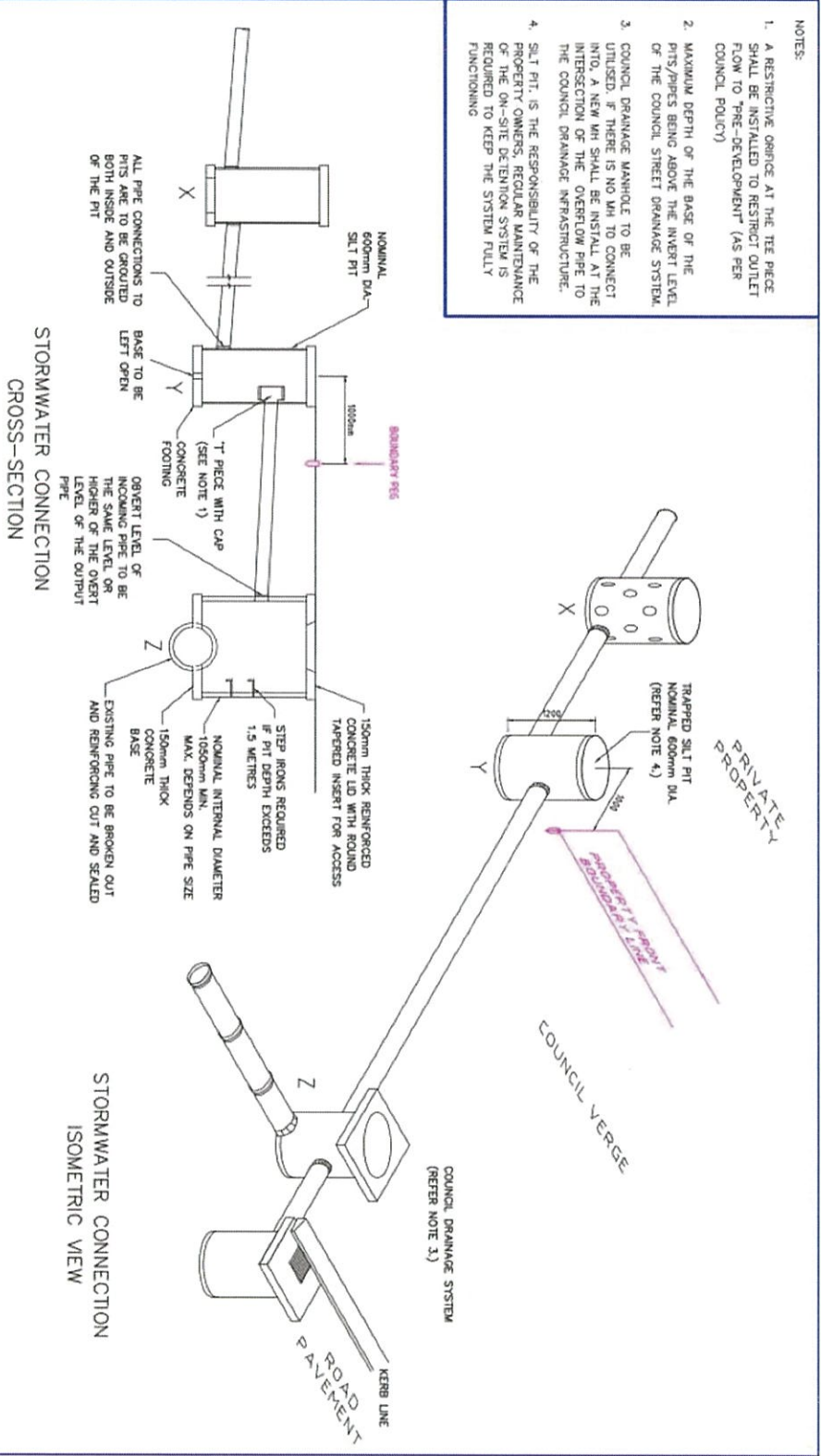
The Town may include or recommend to the WAPC that it impose a condition requiring the landowner/applicant to register a notification under section 70A of the Transfer of Land Act 1893 as amended, on the Certificate(s) of Title advising of the stormwater detention system installation, the restrictions, drainage limitations and the requirement for the current and future property owners to maintain the detention system in good working order.

Document Control

Directorate	Community Planning
Business Unit	Development and Place
Inception Date	[Insert OCM RESOLUTION NO & DATE]
Version	
Next Review Date	2023

Appendix A – Standard Stormwater Design

- NOTES:**
- A RESTRICTIVE ORNICE AT THE TEE PIECE SHALL BE INSTALLED TO RESTRICT OUTFLET FLOW TO "PRE-DEVELOPMENT" (AS PER COUNCIL POLICY)
 - MAXIMUM DEPTH OF THE BASE OF THE PITS/PIPES BEING ABOVE THE INVERT LEVEL OF THE COUNCIL STREET DRAINAGE SYSTEM.
 - COUNCIL DRAINAGE MANHOLE TO BE UTILISED, IF THERE IS NO MH TO CONNECT INTO, A NEW MH SHALL BE INSTALLED AT THE INTERSECTION OF THE OVERFLOW PIPE TO THE COUNCIL DRAINAGE INFRASTRUCTURE.
 - SILT PIT, IS THE RESPONSIBILITY OF THE PROPERTY OWNERS, REGULAR MAINTENANCE OF THE ON-SITE DETENTION SYSTEM IS REQUIRED TO KEEP THE SYSTEM FULLY FUNCTIONING



DATE	DRAWN	CHECKED	DESIGNED	APPROVED

STANDARD DRAWING
STORMWATER CONNECTION

NO	DATE	DRN	CHK	APP
1	NOV'12	NG	KC	APP

ADOPTED TO REFLECT COUNCIL POLICY ADOPTED NOV 2012

REVISIONS

SCALE: N.T.S. **T08-STD-13** **A3**

TOWN OF BASSEINDEAN
ASSET SERVICES

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ATTACHMENT NO. 5



Town of Bassendean Dog Exercise Locations

Date: October 2019

Town of Bassendean
35 Old Perth Road
Bassendean WA 6054





Town of Bassendean Dog Exercise Locations

Date: _____

Town of Bassendean
 35 Old Perth Road
 Bassendean WA 6054

Dogs: Where Can I Walk Off-Leash?

February 2020

Consultation Analysis

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1. Executive Summary

The Town of Bassendean is reviewing the areas where dogs can be walked on-leash and off-leash. As the first preliminary step, a survey was conducted for local dog owners to provide information.

2. Background

This is very preliminary consultation to start a community conversation about where residents like to walk their dogs. Consultation opened in October 2019 to gauge desired locations for walked dogs on-leash and off-leash on Town of Bassendean parks. Rangers compiled a list of all relevant Town of Bassendean owned parks.

Relevant questions about land for residents to consider when suggesting off-leash areas:

- Does the park or reserve have a main road as a boundary? If so, is there a fence between the park or reserve and the main road? If there is no physical barrier preventing the dogs from running onto the main road, this park or reserve is best as an on-leash area, to help protect our dogs. If there is no open main road boundary this park or reserve could be considered for off leash fun!
- Is the primary use of the park or reserve as a sporting ground or facility? If so, this park or reserve is best as an on-leash area. One reason is so we can be sure we can clean up after our dogs and we don't leave a doggy mess behind for other people using the park or reserve for sporting activities. No-one likes stepping (or running) in dog poo!
- Are there any environmentally sensitive areas within the park or reserve? If so, this park or reserve is best as an on-leash area. With sensitive environmental areas, without meaning to, our dogs can interfere with the delicate balance between fauna and flora. By transferring plant diseases or weeds, trampling or damaging native flora or chasing and disturbing native fauna, dogs are best kept on the leash and on the tracks provided in these areas.
- Is there a children's playground in the park or reserve? Whilst we love to get out and about with our whole family, dogs are not permitted off leash in children's playground areas. Dogs can be off leash in designated off leash parks or reserves with playgrounds, but just remember, they aren't allowed into the playground area unless they are under control and on a leash.

3. Methodology

Consultation closed on 20 January 2020. It included:

- Project webpage (Your Say Bassendean) – The Town’s project webpage yoursaybassendean.bassendean.wa.gov.au contains all relevant information including maps of on leash and off leash walking areas
- Survey
- Discussions with dog owners in October 2019 when they were paying dog registrations.
- Invite to send an email to yoursay@bassendean.wa.gov.au

When community consultation finished the Town collated and considered all submissions received.

4. Engagement Summary

Engagement summary	
<p>We asked for feedback on where people walk their dogs on and off-lead in the Town of Bassendean.</p> <p>Key points raised:</p> <ul style="list-style-type: none"> • Most popular places to walk are Sandy Beach, Ashfield Flats and Jubilee Reserve • Off lead versus onlead • Prickles at Sandy Beach • Competing uses for land (environment, sport etc) • Fenced dog areas and fenced playgrounds • Promote where to walk and where to meet others 	<p>You said:</p> <p>“ I have never lived anywhere as connected as here and I believe that is largely to do with everyone walking their dogs and keenly meeting up with dogs to play.”</p> <p>“Beautiful along the river. We have been walking here over the last 20+years without incident.”</p>
<p>You participated</p> <p>Online surveys: 109</p> <p>Customer Service Centre: 12</p>	

Next steps

We are now reviewing all community input.

Highlights

TOTAL VISITS	MAX VISITORS PER DAY	NEW REGISTRATIONS
635	85	17
ENGAGED VISITORS	INFORMED VISITORS	AWARE VISITORS
115	326	497

5. Survey responses

Favourite Place to Walk Dogs (109 people)

Location	Number of people
Sandy Beach Reserve	111111111111111111111111111111
Sandy Beach/Ashfield Flats (river walk path)	111111111111111111
Success Hill Reserve	11111
Ashfield Flats	111111111111111
Success Hill	1111
Ashfield Reserve	1111111111111
Pickering Park	1111111
Bindaring Park	11111
Pryton Reserve	1
Mary Crescent Reserve	11111111111
Jubilee Reserve	111111111111111
Carnegie	1
ANZAC Terrace park	11
Padbury Reserve	1
Old Perth Road	11
Footpaths	111
Ashfield Primary School	1
Anzac Primary School	1
Point Reserve	1
Cyril Jackson oval	1
Gary Blanch Reserve	11

NB:Some people nominated more than one location

Comments about walking locations

Sandy Beach Reserve/Ashfield Flats	
1	This has large area which most people seem to accept as off-leash, dog can swim in river and walk around the back of the reserve. Lots of space for dog to run.
2	If an enclosed dog park is being considered within the Town, please ensure best practice design, planning and management is researched and implemented to minimise incidents. Aim to offer the most safe, fun, positive and enriching enclosed dog park in Perth!
3	I note that Sandy Beach is designated as an on leash area. Most people use it for off leash dog walks as it is the only dog park in the Town which has reasonably long walking tracks meaning owners get exercise too.
4	Excellent off lead area
5	Not happy about decision on making Sandy Beach lead only
6	My dog is a nightmare with other dogs when on lead, but off lead she is usually fine. As most dogs walk along the flats off lead, it makes sense to let her off but I call her back and restrain her around certain areas that need to be protected. A fenced dog park somewhere around here would be so good as then there would be less conflict with off-lead and on-lead dogs.
7	A very popular spot, needs more poop bag dispensers - current locations tend to run out frequently.
8	Don't have a dog but regularly have other people's dogs if they go away/school holidays.
9	There's no way to win here guys, so I'd think best to just leave it alone, I'm sure you've plenty of other things to do. Everyone with a dog has "their place" to go and there's often lovely little communities of people (and dogs!) who know each other and enjoy a chat and a walk in these areas. Don't go changing it, you'll probably just end up annoying a lot of people! God knows there's already more than enough playgrounds and on lead areas around to keep everyone happy.
10	Considering buying a home close to Ashfield Flats. If this area were to become on lead would definitely not buy.
11	I walk my dog in this area most weekday mornings between 5.30am and 8am or on the weekends before 9am and after 4pm.. I generally meet with a few fellow dog walkers. The dogs run and socialised and we get some green time, exercise, community connection and fill up our emotional bank accounts before heading off to start our day. I love to do 'the loop' that goes for about 3kms. It's such good exercise and so beautiful. The dogs get some much more exercise and social interaction off lead. If you do need to restrict use could I suggest maybe having times for on lead and off lead. On lead between 9am and 3pm on weekends or when families might be using the area - school holidays and public holidays. I would also like to see more people picking up their dog poo - no matter how small your dog is - having a dog and being able to walk them outside of our properties is a privilege with responsibilities. I agree that dogs need to be under control, but young dogs also need to be in an environment where they can learn. Sometimes owners need to be shown a little tolerance and understanding while the young dogs are learning. Aggressive behaviour though is not ok. Dogs owners also need to be mindful of sensitive areas where the birds and other wildlife might be. Signage might be helpful.

12	Sandy Beach Reserve - I walk my dogs here because the grass is soft and there aren't any grass seeds, large bull ants. One of my dogs has problems with his feet and can't tolerate harsh grass, and my other dog keeps getting grass seeds in his paws or up his nose and it costs a lot of money at the vet. I think it should be off leash 6am to 9am every day, and then be on leash when people are having picnics or other activities. It also needs to have poo bags more readily accessible as there are a lot of dogs on-leash and off-leash that walk there, and because it's far from the poo bins, many people don't have bags to collect the poo. This destroys the amenity of the park, and is horrible for the canoists and SUP riders.
13	Please have Sandy Beach Reserve as a 'dogs off lead' area. 99% of the dog owners and dogs are responsible and the dogs adore running and swimming. It would be horrible for them, and us, to lose this wonderful exercise area.
14	I would like to see Sandy Beach and Ashfield Flats dog-free. There used to be many varieties of birds in these two parks. Ashfield Flats was designated many years ago as a bird sanctuary. In recent years the dogs, cats and other feral animals have had a big impact on the environment and birds like pardalotes are not now commonly seen nesting and rearing their young there.
15	Sandy Beach reserve is a gorgeous place to walk the dog off lead. There needs to be more poo bins though! There's hardly any decent places off lead that are an actual walk rather than an oval where owners stand and dogs form packs and just go in on new dogs. I've got a dog park by me and it's so hard to walk my little one down there because it's all cooped up
16	Eradicate the bindi weeds
17	Twice daily off leash exercise in Sandy Beach Reserve and Ashfield Flats is absolutely essential for my young and active dog, and the social interaction with other dog exercisers while our dogs play is an important part of my life as a retired single resident
18	An amazing community of dog walkers at Sandy beach. I have lived in Bassendean my entire life. Before I became a dog owner, I used Sandy Beach as an exercise and social area. I have never had a single issue with any dogs or their owners. Now as a dig owner I love spending time down there and having it as an off leash environment.
19	Would love to have a dog park for our dog!
20	Most of the off leash areas seem to be over the other side of the railway from us. Sandy Beach would have to be the safest place to let the dogs off leash - of course, under effective voice control. If the new playground goes ahead will it be fenced so the other parts of Sandy Beach could be off leash as per Riverside Gardens?
21	Love being off leash down here, great for older dogs that need flat areas with grass and river water to exercise in.. would love some dog poop bags attached to car park area so easier for the elderly and disabled dog owners to walk and pick up after their dogs.
22	Please keep this as an off-leash area. Great community of responsible dog owners and lovely area for dogs to be exercised.
23	Your parks need to be bindi free so kids and dogs can walk on them - people can sit on grass
24	I want to keep this area along the river and in the flats off leash. I have been walking my dogs there for 38 years and it's never been an issue for me or anyone else - why change? It's great as it is.

25	I hope that further restrictions are not put in place on existing off leash areas. I think a focus needs to be placed on educating/enforcing dog owners to clean up after their dogs and keeping control of dogs.
26	Sandy Beach Reserve is a wonderful park, great when mowed frequently, good walking path, popular dog walking spot
27	I love being able to walk my dog off leash. We will not go to a park that is on lead as my dogs anxiety levels raise. She is much calmer off leash and listens beautifully.
28	I've noticed many dogs are much happier and well-behaved at the park when they're off leash, as opposed to restricted on a leash. This does however only apply to responsible pet owners who trust their dog off a leash.
29	I would like a fenced in area at Sandy Beach reserve for off lead dogs. Additionally, there needs to be more bins along the walk at sandy beach reserve. It does not encourage cleaning up after your dog if you have to walk over a kilometre to a bin.
30	Bins need replaced in middle of the Reserve. And additional ones have to be added. Introduce fines for people who put bags of dog waste along the edge of the path so they can pick it up on their way back.
31	I find this the safest place to take my dog of leash.
32	Unique area for dog walking and beautiful along the river. We have been walking here over the last 20+years without incident. Dogs enjoying themselves off lead with responsible owners.
33	I have lived in this precinct since 1988 and can count the number of dog disagreements on one hand. The ratio of incidents to dog walk hours would be minimal. No benefit of making these areas on leash. Dogs need to exercise swim socialise and to do so off leash. Also vital for the socialising of adults. I have never heard a valid reason for why all dogs need to be on a lead (except recognised dangerous breeds). In fact the opposite, they learn to socialise.
34	Love to fact that I can walk my dogs off leash and not worry about cars.
35	I used to love walking our dog along sandy beach reserve, but too many dogs are off leash and to too many irresponsible owners means it just isn't worth the hassle. Please can you consider making all parks (with few exceptions) on leash only. I strongly feel this will heavily reduce dog incidents and allow more dog owners to be confident when walking their dogs. It is a shame this is the case as it is a few irresponsible owners that have bought me to this conclusion.

Ashfield Flats

1	It's a fantastic park lots of nature, rugged and natural, a great community feel with many dog owners and non dog owners, allowing us all to use the park harmoniously, great river access for both dogs and children to interact together and adults for that matter. Off lead park which allows everyone the freedom to run and exercise harmoniously.
2	Everyone who walks their dog down by the river are angry that once again dogs on leash is being suggested. This is a fabulous area and one of the main reasons we moved to Bassendean. Everyone is friendly and all the dogs want to do is have a run and a sniff around. It is a very social place and to limit it to dogs on leash would take away all our and our dogs pkeasure.
3	Having ample places where dogs can be exercised off lead and socialised with other dogs is essential. Bassendean does a great job of providing such places now and I would strong support it continuing

4	This is a great place for dogs to be walked without interfering with other activities as it is wide open. All the dogs there seem to be well behaved as would be expected from owners who take the trouble to take their dogs for a walk. I would suggest that more poo bags be accessible though. Bins can remain in the same location, but it is a long walk to find a bag for the unprepared.
5	We are unable to enjoy the river walk with our anxious dog who stays on lead because so many people have their dogs off lead in that area.
Ashfield Reserve	
1	Would be really happy if there was a park somewhere in Bassendean that was divided into a small and big dogs area and fully fenced. I drive to other suburbs for this and wish I had a local one to go to.
2	Personally I don't believe there should be any off lead dog areas unless they are fully fenced
3	I have recently moved to Bassendean and have been absolutely blown away with the strong community spirit. I have never lived anywhere as connected as here and I believe that is largely to do with everyone walking their dogs and keenly meeting up with dogs to play.
4	There is so much crime going on in Bassendean and surrounding areas, walking the dog in our nice parks is a good escape. Also what is the council doing about the crime? Increase security? Installing CPTED Lighting and pathway designs? I'm just saying crime is increasing and your focusing where I can walk my dog? Priorities seem to be misaligned here.
5	This is the reason we moved into the area 5 years ago, it's a 3km walk from our house which we do twice a day 7 days a week. It's a great environment for people and dogs, with everyone we see on a regular basis getting along. Most people are on first name basis as well as knowing all the dogs names. Most dog owners that use this area are respectful of others using the grassed area and keep their dogs away. In 5 years of walking around Ashfield reserve, I have not had or seen any problems that would warrant this area to be changed.
6	Providing off lead exercise areas is the main things we'd like to see maintained or built upon. If there is an opportunity to extend the existing fencing in a section of Ashfield Reserve and include a fenced off lead exercise area it would be hugely beneficial. There is a great community of dog owners locally which gives an opportunity for new residents to network and quickly feel at home.
Jubilee Reserve	
1	An enclosed dog park would be great somewhere in the town of Bassendean.
2	I would like to see somewhere that is fenced in so that dogs can be off lead and not run the risk of running onto the road. All well trained dogs can have lapses and run off. More monitoring of ON lead areas. People still let their dogs off the lead. I choose to go to an on lead park as I do not want other dogs approaching mine - however it still happens as there is no monitoring by rangers. I have also been injured as my dog is quite strong and one day there was a dog chasing a ball at an on lead park, and of course my dog want to play too so she pulled extremely hard to go and play, injuring my shoulder.
3	I'd love an enclosed off leash dog area at Jubilee Reserve. Despite being on lead only, many dog owners let their dogs off because the park is big.

4	Why it is not possible to walk my dog off leash when it is not a sport game? I think it's unfair as I do pay taxes as anybody else. Other cities like Stirling allow dog to walk off of leash when in the park it's not an event. Thank you
5	Happy to walk on leash round the nice big space. Wish there was a fenced dog park close by :)
6	Make Jubilee off-leash at the times it is not being used by sports clubs. The kind of person who doesn't pick up after their dog will do it on leash or off leash.
7	Jubilee Reserve would be great if we could let the dogs off lead if we have control, when no events are on.
8	Would love for part of jubilee to have a fenced off leash area
9	Please make it an off lead park
10	Fully enclosed area with double gate sorely needed to provide a safe off leash area

Mary Crescent Reserve

1	I believe Mary Crescent Reserve has the potential to be better utilised by the community if more areas (other than the playground) were on lead or there were set times for off-lead walking of dogs. Currently activities such as having a picnic on the grass or playing balls sports can be interrupted by dogs that are off lead. Generally I would like to see better signage reminding people of the areas that are on-lead. City of Bayswater has very affecting signage that is stenciled onto paths to advise dog owners when they are entering an on-lead areas. Also I have seen some suggestions for a fenced dog park. I strongly oppose this idea for a number of reasons; as a dog owner I personally don't see the need for one, I don't think Bassendean has enough reserves to dedicate an area for use solely as a dog park, also there is evidence that dog owners take less responsibility for their dog's behaviour within such areas.
2	Would love an enclosed dog exercise area. There is also a beautiful huge area of land off Lord Street which we arent sure what the rules are about walking in there as there is no signage. Clarification would be awesome.
3	In Eden Hill, we need a fully fenced dog exercise area similar to Dianella dog park. These kinds of dog parks build a community - you can see people talking and bonding over their dogs. It would be good if there were lights on at night. In winter it's often dark by the time we get home from work, and there isn't a place where I feel safe walking my dog at that time of night.
4	Dogs should not be allowed off leash in Mary Crescent Reserve as when we go out for walks with kids they get really intimidated by dogs without leash.

Pickering Park

1	I'd like to see some water points at Pickering so they can have a drink as drinking river water not ideal
2	Pickering Park is ok however needs more trees planted and perhaps some formal gardens

Success Hill Reserve

1	This is my closest park. Many older people walk their dogs here. Some elderly people no longer drive and need to use their closest park. I recommend that this park be a lead free park between the hours of 6.30am to 8.30am and 4.30pm to 6.30pm. At all other times dogs must be on leads. This can be clearly sign posted. This would ensure that people who want to use the park only when dogs are on leads can have access and those people who want to have their dogs off leads can also access the park. Most dog
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	owners are responsible and manage their pets to ensure that the dogs behave appropriately.
2	Baywater and City of Swan offer much more interesting parks for dog walking. And they don't make you feel as though you are a criminal, with rangers always breathing down your neck. Bassendean feels like a police state.
3	All reserves should be off leash. The responsibility for dogs should be with the owners with sufficient consequences for inappropriate behaviour.
4	I'd like to see a fenced off leash dog exercise area somewhere in the Town, as this is something that is missing. I'd also like to see some weed control, as walking your dog anywhere over the spring and summer months is almost impossible due to the ridiculous infestation of prickles throughout the grass areas. I moved to Bassendean three months ago with a vision of being able to walk my dog by the river. Unfortunately, I can't as he comes home full of prickles so we have to stick to the paths. I have since discovered there is a glyphosate ban here. Surely there is something else that can be used?
5	I walked my dog on Ashfield flats for 14 years off leash and never had a problem. The dog was only interested in having fun and that would not have been possible on the lead.
6	I use Ashfield Flats for longer walks and socialising (human and dogs) . It is a great asset to all people and the vast majority of this area should remain off lead. Sensitive areas can be fenced off.
7	Please do not stop people walking dogs off leash. If you intend on putting a childrens play park in an area which has always had people walking dogs off leash then put a barrier around it similar to what they have done at Riverside Gardens in Bayswater. Dogs are actually more aggressive on lead than off (check out the multitude of dog behavior books and studies online regarding this). The one dog incident in Success Hill relates largely to the owner and their inexperience in looking after two rowdy, sibling, rehomed dogs, it was an accident waiting to happen.
8	I live in Success Hill and have a dog who walks on lead. Our reserve is an on lead park but I have to turn around and go home so many times because there are dogs off lead 90% of the time. Some even chasing balls. I would like to see this park monitored and treated as an on lead park as I find the people who walk their dogs off lead have too much freedom which ruins it for others. Not to mention there is a child's play area there so no dog should be running around free. I would like to see all dogs on lead walking the streets as well. I find off lead dogs to be an issue and it feels nothing is being done about it. I wonder if there were more off lead parks if people would actually go to them or if they will continue to ignore the rules at on lead parks.
9	Important factors always remain temperament of the dog, owners control and respecting others. Common sense - put your dog on a lead as soon as you have any concern or doubt regarding another dog or other park users. It remains unfortunate, Bassendean walkers (with or without dogs) cannot access a walking trail adjacent to the river from Success Hill to Ashfield and beyond to Bayswater or Maylands. Our community would love this access and it may potentially reduce the impact of current use areas - which, with the increase in population in Bassendean area suffering significantly from overuse. Very obvious over the last 10 years. Perhaps the State Government would be interested in procuring land along the river for all to use.
Other parks	
1	Padbury and Freeland Way parks are too small to be off the leash areas, especially for medium to large dogs.
2	Cyril Jackson is great for dogs chasing balls. (Boring for the owners. Cyril Jackson is due for a major reno.) Some poo bags would be good.

3	At Anzac Primary, signs have been put up around the school boundary banning dogs, on or off leash. Not sure why, assume because of waste not being picked up or even an attack? The ban includes weekends even. The parks around the back of the school are massive. I think a section should be fenced off and designated as an off-leash space. We don't really have anything like that on this side of the train line.
4	I walk a small at Gary Blanch Reserve off lead and would like it to remain so.
5	I go to Bindaring Park generally because it is not frequented by dogs from out of the area, it is close to home and is safe,
6	At Railway Parade, I need more places to walk my dog.
7	I'm putting forward to ask they ALL dogs should be on a lead in open space down the back of Whitfield street in the open space. I see ever day dogs running wild and fighting. It's totally over the top !! I watch this every day and have made numerous calls and sent emails. Owners have no control.
8	At Gary Blanche Reserve, a fence around the park would prevent dogs being able to run onto the road and also a fence around the children's playground could keep the dogs from the children.

General comments about dog exercise areas

1	I feel like the off leash areas are too diminished. Many dog owners practice safe and responsible ownership and while I understand that some areas should be on leash; majority of them don't have to be. The walking and off leash areas aren't well lit or maintained as well as other areas; making them unsafe or uncomfortable. The area needs more off leash areas. Our Town is home to many dogs however this is not reflected in accessible and safe exercise areas.
2	This is the most "dog friendly" place i have ever lived. Would hate to lose that. Dogs are an essential part of the mental, emotional, and physical health of maby people. They also help foster communities and build connections between people. Many conversations begin over a dog lead, or when people stop to pat my dogs when i have a coffee. Also, for those who don't collect the dog poop ' bad pet owners - is it worth investigating dung beetles? It may be an environmentally sound option to help matters.
3	Parks with playgrounds should be off bounds to dogs. Or if the parks is made available to dogs it should be on leash. I live next to a park with a playground that does get used very much but dogs off leash there seems to be a few. I think there needs to be clear decisions made, the mix doesn't work well.
4	Please remember that not everyone is comfortable around dogs.
5	I have a small female dog who is very friendly and loves to do zoomies off leash
6	Love dog parks..having a fenced one with a bit of agility equipment would be great (like they have at Inglewood Dog Park)
7	Following a dog attack in Anzac Terrace Reserve in 2017 (after many similar previous attacks from off leash dogs), my well-trained Portuguese Water Dog is now dog reactive and reacts to most dogs that approach him within a certain distance. It is extremely difficult to find an area to walk my two dogs in on-leash areas because in 99% of cases there are off-leash dogs that approach my dogs. People are often rude and make negative remarks about my dogs if I request they put their dogs on a leash. As a result in the past 18 months I rarely walk my dogs anywhere. I find owners with dog-reactive dogs

	<p>walking them in odd hours of the day to avoid off-leash dogs. I try new areas where there appear to be not many dogs. This includes Kings Park (off-leash dogs there too) and other areas outside Bassendean.</p> <p>Please enforce the on-leash areas by fining owners who have off-leash dogs in these areas. Please display signs regarding requirements for dogs to be under control, and other acceptable behaviour. Please display large signs indicating the on-leash areas. So far as I'm concerned, there should be a requirement for owners to have some basic training regarding acceptable behaviour before their dogs are allowed off-leash anywhere.</p>
8	<p>The issue with off leash parks is that people let dogs off leash but don't have control. I don't let mine off leash. Other dogs come running up and I tell people my dog doesn't play well. They don't listen or can't control their dog and my dog invariably has a go at them when they get too close. I was attacked when walking my dog by two bull mastiffs in Town of Bassendean about 20 years ago. I suffered cuts, a broken arm and septicaemia. I spent a night in hospital. I get anxious when dogs come running up to me. People say it's ok because their dog is friendly. But it is not ok and they should have control and not let their dogs run up to people or dogs on leads. We have enough off leash areas and don't need more</p>
9	<p>I like feeling safe when other dogs are on the lead It's bad enough that some ignore the rules I had a blind dog and struggled to walk her in an on lead area because of dogs running around off lead Please do not relax the rules There are too many dog attacks.</p>
10	<p>There should be suitable dog water drinking fountains in all dog parks as well as doggy doo toilet bag dispensers</p>
11	<p>Would love a fenced dog park in Bassendean and off lead in Success hill.</p>
12	<p>It is really important that we have off lead parks as doggy's like to have a sniff and run around after their ball</p>
13	<p>Please make all parks on lead areas with few exceptions. Too many owners are not responsible or not in control of their dog off lead allowing them to run up to dogs on leads causing problems. Please help people to be responsible and make all parks (with a few exceptions) on lead dog walking areas.</p>
14	<p>I believe the points above are valid when deciding where to walk our dog. I think there should be more public education about dogs. For example educating people especially children not to approach dogs without the owners permission and dog owners must have control of their dog at all time. With that education in place the off-the-lead areas will remain a safe and happy environment for everyone.</p>
15	<p>It's easier to walk along the footpaths than take dogs for a walk to specific on lead areas because you cannot trust people keeping dogs on leashes. I have never seen a ranger patrolling any on lead areas, more patrols would be greatly appreciated so we can walk our dogs safely on leads and enjoy our beautiful town especially along the river parks and pathways. I would suggest building some specific off lead fenced dog exercise parks and then having all other parks become on-leash areas. It will be black and white as to where dogs can be off-lead exercised and therefore more easily enforceable for those doing the wrong things</p>
16	<p>All dogs on leash in public areas.</p>
17	<p>I think things are pretty good as they are. We understand that some areas have to be protected for native flora and fauna.</p>

- 18 I would prefer to have no rule around where dogs are on lead or not, and focus on dog owners having effective control over their dog. If a dog owner has effective control over his dog without a lead, he should be able to walk him everywhere without a lead.
- 19 A fully fenced park is best for dog safety especially regarding traffic on roads.
- 20 As a German Shepherd puppy owner, I just wanted to say that I would actually prefer there to be more signage (and enforcement) of dogs being 'on lead' where it is not a designated 'off lead' area. My husband and I's experience has been that people more regularly than not, walk their dog 'off lead' in 'on lead' areas, which means they don't have control over their dog and in turn puts our puppy at risk. Please see (just some of many) links about the problems with dogs being off lead:
<https://mobile.abc.net.au/news/2016-04-11/off-leash-parks-dangerous-says-dog-trainer/7316108>.
<https://m.qt.com.au/news/dogs-should-pass-tests-to-use-offleash-parks-says-/3354969/>
- 21 There is no busy dog walking locations in Bassendean. We bought our house here 6 months ago, moving from Maylands, and spent weeks trying to find where people congregate to walk there dogs. The answer is nowhere. Maylands parks are full of people who walk at the same times in the morning and evening and offers a really social aspect to the community. We are really disappointed that this doesn't exist in Basso. My other major comment is that poo bags and bins are massively lacking.
- 22 Ashfield has a good choice of off leash areas. When we lived in Bassendean, there was less. So I'd like to see a few more off leash areas in Bassendean.

Comments about the survey

- 1 The survey asks for comments on where dogs can or cannot be exercised and where they must be on a leash. In passing comment one is asked to consider the safety of dogs, the impact on people (child safety and the inconvenience of doggy-done-it) and the impact on flora and fauna. It also includes a map showing the apparent status of some reserves. My concerns;
- There should be a "context" (why the survey), viz. I understand feedback to Rangers has prompted the survey, viz. from dog owners asking for access to more areas, from dog owners concerned about "interference" from other dogs and from residents expressing concern over the impact of dogs on people, fauna & flora. I also understand the survey was not prompted by lobbying from a specific group.
 - Three large reserves (Pyrtton Park, Ashfield Flats & Guildford Rd Bridge foreshore) shaded in orange below have not been included despite them being popular dog exercise areas. I understand they were excluded as the Town doesn't have an up to date agreement with the land owners (mainly the Dept of Planning, Lands & Heritage) – which in turn triggers the "default" that all dogs should be on a leash in these areas. Legally, I feel this is a hollow excuse as the Town does have a rapport with the DPLH, does continue to adhere to expired agreements and does take an interest in the land.
 - The Steel Blue Oval is listed as an on-leash area in contradiction to the signs on the gates prohibiting dogs.
 - There is no prompting / discussion on enforcement or sanctions – noting to be effective, all rules need to be enforceable and enforced - and shouldn't have blanket consequences.
- So what? I empathise with what the Rangers are trying to do but feel they have been let down by the communication – a lack of context and the omission of important content. As I understand a report will ultimately be presented to Council for a decision, I urge you (Councillors) to intervene early to ensure the survey is robust to scrutiny.

Thanks for the opportunity to comment and I feel the topic is ripe for discussion with the increase in # of people and therefore dogs in the Town (due to urban infill).

- I feel the aspects identified for consideration, (viz. the impact on flora and fauna, the impact on people and the safety of dogs) when determining the suitability of an area for exercising dogs are spot on – and should be prioritised as listed above.

- I feel there needs to be discussion on how the rules are enforced and what the consequences are. One badly behaved dog is very disruptive and the owner should be taken to task – to minimise the restrictions on responsible dog owners and the negative impact on flora and fauna, people and other dogs.

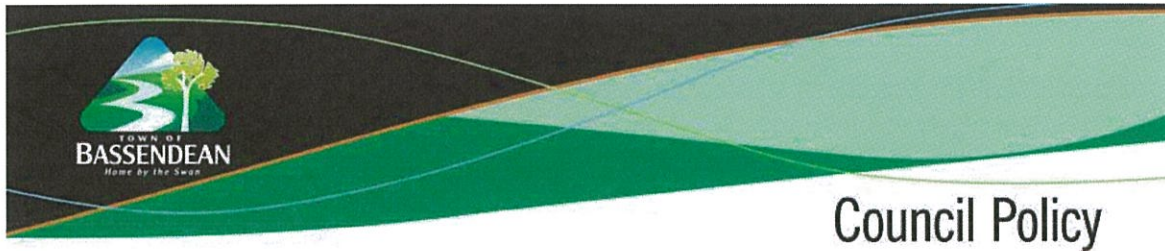
2

- I suggest the Town sets up a system to make it easy for residents to report badly behaved dogs without being drawn into a confrontation, e.g. one can report hooning vehicles and speeding boats by sending a video to the respective authorities.

- I feel the Town needs to engage with other Govt. agencies who own land in the Town to ensure consistency in rules – including, Pyrton Park, the foreshore under Guildford Rd bridge, Point Reserve and Ashfield Flats as well as the larger Reserves managed by the Town, aka Ashfield Reserve and the Steel Blue Oval Reserve.

- Consider installing low fences (like the one between Ashfield Reserve and Guildford Rd) around some reserves to make them more dog friendly, e.g. the BIC Reserve for people living in the adjacent apartments.

ATTACHMENT NO. 6



LOCAL PLANNING SCHEME NO. 10

LOCAL PLANNING POLICY NO 9. INCORPORATION OF EXISTING DWELLINGS INTO GROUP HOUSING DEVELOPMENTS

OBJECTIVE

To ensure that where existing dwellings are proposed to be retained into grouped housing development, these dwellings are of a satisfactory standard to complement the new development on the lot.

APPLICATION

This policy applies to all the land zoned 'Residential' under Local Planning Scheme No 10. All residential development is required to comply with the provisions of the Residential Design Codes which form part of the Scheme and these guidelines are intended to supplement, not replace, the requirements of the R-Codes and the Scheme.

POLICY

Council will permit existing dwellings to be incorporated within grouped housing developments in cases where the following criteria are met:

1. the existing dwelling is positioned in such a manner as to allow for additional development in accordance with the R-Codes;
2. sufficient space exists on the land for the provision of an Outdoor Living Area in accordance with the Residential Design Codes for the existing dwelling, to be located either at the rear or the side of the dwelling. In any event, the courtyard shall be easily accessible from the main habitable rooms of the dwelling;
3. the existing dwelling shall be provided with
 - a) a 4m² store with a minimum dimension of 1.5m, constructed in a design and material matching the dwelling where visible from the street; and
 - b) two vehicle parking spaces (at least one undercover) which shall be designed in such materials to complement the dwelling;

4. the existing dwelling is, in the opinion of Council's Building Surveyor, of suitable structural standard for incorporation into a grouped housing development and for ultimate strata title subdivision. As part of its assessment as to the structural soundness of the dwelling, Council may, where it considers that a dwelling may not be of sufficient structural standard, require the applicant to submit certification from all or one of the following:

- * a registered builder;
- * a licensed plumber;
- * a licensed electrician;

as to the standard of the dwelling; and

5. as a condition of planning approval, Council may require upgrading of the existing dwelling, and such upgrading shall be carried out as part of the development and shall be completed prior to the refund of development bonds.

ATTACHMENT NO. 7

Policy Number: **Council Policy** ___
Policy Title: **Street Trees**

1. Policy Statement

The Town recognises the significant contribution made by street trees to both the aesthetic and environment aspects of existing streetscapes within the Town. Whilst the Town seeks to retain street trees, it also recognises that in some cases, tree retention may not be feasible due to the condition, and possible location or species of the tree.

2. Application of Policy

This Policy applies to trees within the public realm. Matters pertaining to trees on private property are addressed in Local Planning Policy 13 – Tree Retention and Provision.

3. Objectives

- (a) To retain existing trees to maintain a local sense of place.
- (b) To retain canopy coverage and shade to provide amenity, environmental and health benefits.
- (c) To provide a framework for requests for the provision of new street trees, street tree pruning or removal.
- (d) To ensure that development activity on the verge area is minimised in order that the street tree(s) root zone area and canopy mass are protected.
- (e) To provide a method for the repair, replacement and amenity valuation of trees.

4. Policy

4.1 Requests for Street Trees

- (a) The Town will consider all requests for street trees in relation to the Street Tree Planting Program. Requests for street trees will be prioritised based on the following:
 - (i) The amount of existing trees in the streetscape;
 - (ii) If the location of the tree is on a major arterial road or has public facilities on the same street; and
 - (iii) Where existing trees have been removed to facilitate underground power, infrastructure or road widening.
- (b) Street trees planted without the prior approval of the Town by a landowner/occupant may be retained at the discretion of the Town.

4.2 Street Tree Maintenance

- (a) The pruning or maintenance of a street tree is not permitted without the prior approval of the Town being first obtained.
- (b) Maintenance of street trees is only permitted to be undertaken by the Town or by a suitably qualified arborist approved by the Town.
- (c) Requests for street tree maintenance will only be considered favourably in the following circumstances:
 - (i) To provide safe clearance to overhead power lines;
 - (ii) To ensure appropriate vehicle and pedestrian sight lines at crossovers and intersections;
 - (iii) To correct structurally unsound growth;
 - (iv) To provide appropriate clearance to footpaths; and
 - (v) To reduce undue safety impacts to adjacent properties or the public realm.
- (d) The Town will not support a request to prune or remove a street tree for the following reasons:
 - (i) The tree obscures or has the potential to obscure access to light;
 - (ii) The tree obscures or has the potential to obscure access to views;
 - (iii) The tree causes allergies or health issues; and
 - (iv) The tree causes nuisance by way of leaf, fruit, and/or bark shedding.

4.3 Street Tree Removal

- (a) The removal of a street tree is not permitted without the prior approval of the Town being first obtained.
- (b) Requests to remove street trees will only be considered favourably where a report by a suitably qualified arborist is provided to the satisfaction of the Town, demonstrating that the tree is:
 - (i) Dead, having less than 10% photosynthetic material or live tissue present in the canopy mass;
 - (ii) Diseased and unlikely to respond to treatment;
 - (iii) Structurally unsound to the extent it presents a danger to the community;
 - (iv) A species declared as a noxious weed by the Department of Primary Industries and Regional Development; or
 - (v) The Town determines the tree is of no ecological or amenity value.

- (c) The Town will not support a request to prune or remove a street tree for the following reasons:
 - (i) The species of tree is not preferred;
 - (ii) The tree obscures or has the potential to obscure access to light;
 - (iii) The tree obscures or has the potential to obscure access to views;
 - (iv) The tree causes allergies or health issues;
 - (v) The tree restricts access for a non-essential or secondary crossover; and
 - (vi) The tree causes nuisance by way of leaf, fruit, and/or bark shedding.
- (d) Where removal of a street tree is approved by the Town, the landowner/applicant is responsible for the full cost of removing and replacing any street tree in accordance with Clause 4.6.

4.4 Street Tree Repair and Replacement

- (a) The Town will only approve the replacement of a damaged or removed tree in lieu of payment of the amenity value of the tree where the Town is satisfied that it can be replaced with a tree that is of similar size, species and condition.
- (b) Where the Town approves the repair or replacement of a tree, the landowner/applicant shall be responsible for all associated costs, including:
 - (i) inspections, consultations and reports carried out by a suitably qualified arborist approved by the Town;
 - (ii) any repair work carried out on the tree by a suitably qualified arborist approved by the Town, including future repairs for a period of up to 5 years;
 - (iii) clean up and removal of tree debris and pruning as a result of the replacement work carried out by a suitably qualified arborist approved by the Town;
 - (iv) Site works associated with new planting, including stump grinding and root removal;
 - (v) The supply, transportation and planting of the replacement tree;
 - (vi) the cost of maintaining any new tree for a period of a maximum of 10 years; and
 - (vii) the loss of amenity, to be calculated based on the cost and installation of a similar tree in the same location.

4.5 Protection of Street Trees as part of Subdivision/Development Processes

- (a) Street trees will not be permitted to be removed to accommodate proposed crossovers and driveways unless otherwise approved by the Town in accordance with clause 4.3.

- (b) The applicant/landowner shall undertake and ensure the following to protect street trees for the duration of the works:
- (i) Where requested by the Town, provide a report from a suitably qualified arborist approved by the Town to guide the management practices during the development;
 - (ii) Provide free standing open mesh fencing to form the tree protection zone. The support shoes must not present a trip hazard to pedestrians and must be rotated parallel with the fence or be positioned behind the fence or be fully contained within the tree protection zone. The structure must be appropriately braced and regularly checked to ensure it has not moved out of the correct alignment;
 - (iii) No street trees are to be pruned, or damaged, and vehicles must not park within the dripline of any trees;
 - (iv) The establishment of a Tree Protection Zone in accordance with AS 4970-2009 *Protection of Trees on Development Sites* around all street trees within or adjacent to the worksite. The Tree Protection Zone should not be less than 2m from the base of the street tree;
 - (v) No excavation work is to be undertaken within the drip line of the street tree canopy unless approved by the Town;
 - (vi) Building materials or debris shall not to be placed or stored under the street tree canopy;
 - (vii) The use of appropriate sized machinery is to occur so that contact with the upper canopy of a street tree does not occur at any time; and
 - (viii) In the event that existing irrigation on the verge is to be removed or stopped, a supplementary watering program may need to be implemented pending advice from a suitably qualified arborist approved by the Town.

4.6 Amenity Evaluation

- (a) Where the Town does not support the replacement of a damaged or removed tree, or where required by a condition of subdivision or development approval, the landowner/applicant will be required to pay to the Town the amenity value of the tree.
- (b) The Town will use the Burnley Method (Moore, 1991) as the basis for determining the monetary value of trees as follows:

Appraisal value = tree volume x base value x life expectancy x form and vigour x location, where:

- (i) Tree size is measured as volume of the tree approximated by an inverted cone;
- (ii) Tree volume is multiplied by the cost per cubic metre or retail nursery stock or the same or similar species; and
- (iii) The maximum value is then reduced by factors for life expectancy (0.5 to 1.0), form and vigour (0.0 to 1.0) and location (0.4 to 1.0).

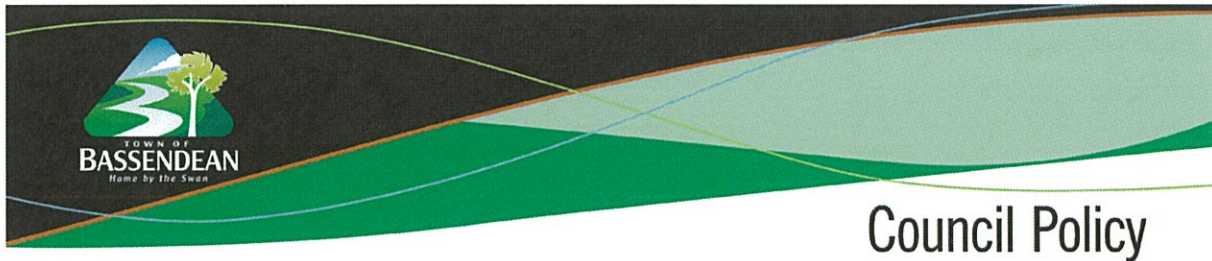
4.7 Unauthorised works

The Town will pursue legal action against any person who wilfully interferes with, removes, prunes or damages a street tree, without the prior approval of the Town.

Document Control

Directorate	Infrastructure Services
Business Unit	Engineering
Inception Date	[Insert OCM RESOLUTION NO & DATE]
Version	
Next Review Date	2022

ATTACHMENT NO. 8



LOCAL PLANNING SCHEME NO. 10

LOCAL PLANNING POLICY NO. 13 – TREES ON DEVELOPMENT SITES

Background

Trees provide environmental, health and amenity benefits in relation to solar screening, microclimate, carbon absorption, bird and animal habitat, air quality and visual attractiveness. Due to these benefits, trees can also enhance the monetary value of individual properties and the enjoyment of residing in a green, leafy neighbourhood.

Local Planning Scheme No. 10 (LPS10) promotes urban infill which contributes to the Town's sustainability commitment. However, while the Town of Bassendean is presently characterised by mature trees, an inevitable consequence of urban infill development is that only a very limited number of trees can be retained on development sites. While sharing the community concern about the loss of trees as a result of development, the Town takes a balanced approach to both urban infill development and tree preservation, as reflected in this Policy.

1.1 Citation

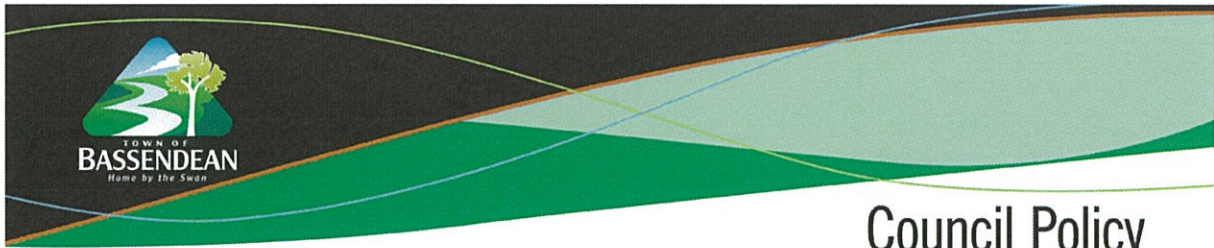
This Policy is adopted by the Town of Bassendean as a Planning Policy pursuant to Section 2.4 of Local Planning Scheme No .10.

1.2 Purpose

The purpose of this policy is to State Council's position on the retention of trees on development sites.

1.3 Application of this Policy

This policy applies to all applications that require planning consent under the Local Planning Scheme.



1.4 Relationship to the Local Planning Scheme No 10, the Residential Design Codes of Western Australia and other Council policies

This policy compliments the Local Planning Scheme No 10, the Residential Design Codes of Western Australia. This policy should be read in connection with Council's Street Tree Removal and Replacement Policy and Amenity Tree Evaluation Policy which controls trees within the verge area adjoining development sites.

Under the Local Planning Scheme No. 10, each application for planning approval is to be accompanied by:

1. The existing and proposed ground levels over the whole of the land the subject of the application and the location, height and type of all existing structures, and structures **and vegetation proposed to be removed**; and
2. The nature and extent of any open space and landscaping proposed for the site.

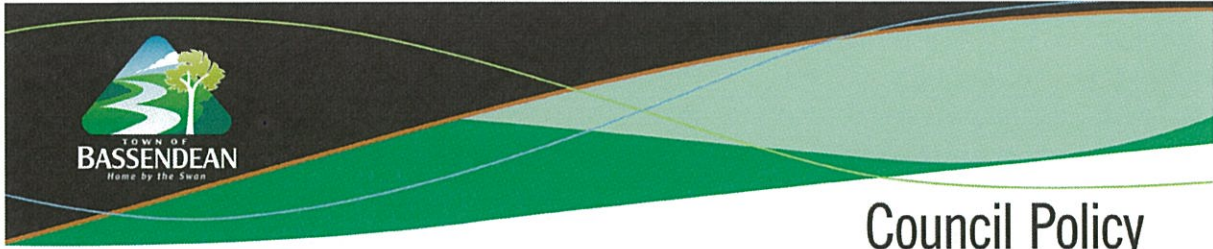
Under the Residential Design Codes each application for planning approval is required to be accompanied by an existing site analysis plan showing:

1. The position, type and size of any tree exceeding 3.0m in height; and
2. The street verge, including footpaths, **street trees**, crossovers, power poles and any service such as telephone, gas, water and sewerage in the verge.

Note: Any development that proposes the removal of a street tree requires the planning approval of the Town of Bassendean.

1.5 Additional requirements for Grouped and Multiple Dwelling Developments

The Residential Design Codes require the retention of existing trees which are greater than 3,0m in height in areas of open space associated with the development.



Where it is not possible to retain existing trees, due to the size of the trees, or their invasive nature and the development cannot be designed to retain those trees, Council will require the planting of suitable replacement advance specimen trees.

1.6 Tree Retention and Planting.

Care should be taken with tree retention and planting to ensure that the existing trees, or new trees when reaching maturity will not affect building structures, driveways and infrastructure. As a general principle buildings should not be placed within the drip zone of the tree.

1.7 Variation to Local Planning Scheme and Residential Design Codes Standards

Council will actively consider varying Scheme and Residential Design Code standards to assist with the retention of significant trees, providing the variation will not adversely affect the amenity of adjoining properties or streetscape character.

1.8 Tree Preservation Orders

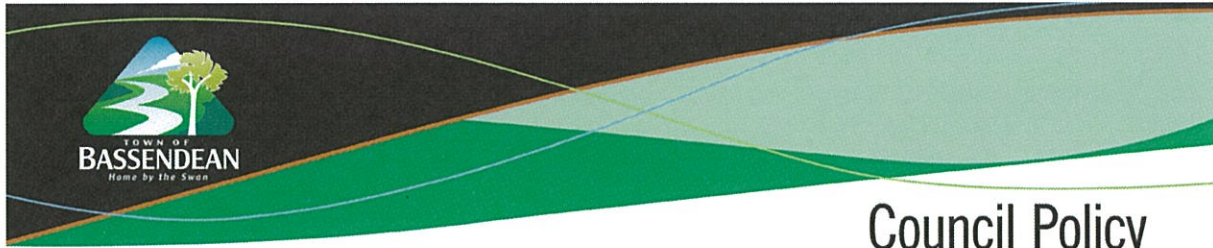
The Local Planning Scheme No. 10 gives Council the power to make tree preservation orders, having regard to a tree's aesthetic quality, historical association, rarity or other characteristics, which in the opinion of the local government, makes the tree worthy of preservation.

Any land owner or developer who allows a tree, the subject of a tree preservation order, to be cut or removed without the local government's consent, commits an offence under the Scheme and is liable for prosecution.

The Scheme also gives the power for Council to make a tree preservation order where there is a risk of imminent damage to a tree requiring an order to be made or amended as a matter of urgency, without consultation with the owner in advance.

1.9 Environmental Protection Act 1986

Under the Environmental Protection Act 1986, which is administered by the Department of the Environment, a permit may be required to remove



Council Policy

native vegetation or a person wishing to remove a tree must qualify to clear under an exemption.

An exemption is a kind of clearing activity that does not require a permit. These exemptions are often referred to as the Schedule 6 exemptions and a set of regulations known as the Environmental Protection (Clearing of Native Vegetation) Regulations 2004. Some of the exemptions are listed below:

Clearing under the Planning and Development Act 2005

This exemption allows clearing in accordance with a subdivision approved by the responsible authority under the *Planning and Development Act 2005*.

This includes clearing native vegetation for the purposes of:

- constructing roads to provide access to or within the subdivision;
- providing water services to the satisfaction of the Water Corporation;
- filling or draining the land in accordance with the specifications of the approval; and
- clearing within any building envelope described in the approved plan or diagram.

Most subdivision approvals do not explicitly authorise the clearing of native vegetation other than for the purposes outlined above.

Environmentally Sensitive areas

The exemptions to obtain a permit do not apply if the site is within a gazetted environmentally sensitive area or is within a buffer zone of a conservation category wetland.

Policy Number: Local Planning Policy No. 13
Policy Title: Tree Retention and Provision

1. Citation

This is a Local Planning Policy prepared under Schedule 2 of the *Planning and Development (Local Planning Schemes) Regulations 2015*. This Policy may be cited as Local Planning Policy No. 13 – Tree Retention and Provision.

2. Policy Statement

The Town recognises the increasing importance of retaining trees due to their amenity, environmental and health benefits. Trees assist in mitigating the impacts of the urban heat effect, reduce air pollution, improve groundwater quality and provide important habitats for wildlife.

Whilst Local Planning Scheme No. 10 provides statutory provisions relating to the retention of significant trees, this Policy seeks to encourage the retention of existing trees on development sites and increase the urban canopy cover as infill development occurs.

3. Policy Objectives

- (a) To retain existing trees to maintain a local sense of place.
- (b) To increase canopy coverage and shade to provide amenity, environmental and health benefits.
- (c) To provide a framework for assessing whether a tree should be subject to a Tree Preservation Order.
- (d) To provide for the retention and planting of trees associated with development on privately owned land.
- (e) To outline the requirements for additional tree planting on privately owned land.

4. Application

This Policy applies to:

- Any assessment of whether a tree(s) should be subject to a Tree Preservation Order.
- All applications for subdivision involving residential-zoned land and/or residential development.
- All applications for development approval involving Single Houses and Grouped Dwellings, where the estimated cost of development is \$100,000 or more.

Note: The requirements do not extend to applications for multiple dwellings as such development is assessed against State Planning Policy 7.3 – Residential Design Codes – Volume 2 – Apartments.

5. Definitions

- Large Tree: *means a species of tree that has the potential to have a canopy diameter of greater than 9m.*
- Medium Tree *means a species of tree that has the potential to have a canopy diameter of between 6m and 9m.*
- Tree Growth Zone: *is an area provided to support healthy growth of a tree and is free from development or structures, including areas of hardstand.*

6. Policy Requirements

6.1 Tree Preservation Orders

Clause 4.7.7.2(i) of Local Planning Scheme No. 10 (LPS 10) provides the local government the ability to order the preservation and maintenance of a tree via a Tree Preservation Order.

In assessing whether a tree meets the characteristics prescribed by Clause 4.7.7.2(i) of the Scheme, Council will not support the establishment of a Tree Preservation Order unless the tree(s) meets at least one of the following criteria:

(a) Historical Association

Those trees that are of importance to the Aboriginal community, European significance, association with a significant heritage site, or commemorative plantings.

(b) Aesthetic Quality

Those trees that due to their context in and contribution to the landscape, are considered to be of aesthetic, location and/or landmark significance.

(c) Rarity

(i) Those trees that are of an outstanding size or age, horticultural significance, or contain curious growth forms.

(ii) Rarity is to be considered from a state-wide and Town of Bassendean context.

(iii) Outstanding size or age and horticultural significance is based on the size and age of the tree relative to normal mature size and age of trees for that species in the Town.

(iv) Curious growth forms include abnormal outgrowths, fused branches or unusual root structures.

(d) Other Significance

Other significance includes, but is not limited to, habitat significance. Although all trees have some habitat value, in undertaking assessments under this policy the habitat value of a tree is only deemed significant if it provides a breeding, feeding or roosting site regularly used by fauna protected under state or federal legislation.

6.2 Subdivision and Development

- (a) All applicable residential development will be required to incorporate at least one medium tree (or equivalent) for every 350m² of site area (rounded to the nearest whole number), with a minimum of one tree per lot. In this regard, a large tree is worth two medium trees.
- (b) Any required trees are to be provided prior to the occupation of the development and must be at a minimum 2m high and 100-litre pot size.
- (c) The number of trees required by Clause (a) may be reduced by two where a tree subject to a Tree Preservation Order or a medium or large tree is retained on site and protected by a Tree Growth Zone, subject to the submission of details of the proposed measures to protect the tree(s) identified on the site plan as outlined in *Australian Standard – AS4970-2009 - Protection of trees on development sites*.
- (d) Where an existing tree is retained under Clause (c), the Town will impose conditions on the relevant approval requiring:
- (i) The retention of the tree in perpetuity; and
 - (ii) A notification to be registered on the Certificate of Title under Section 70A of the Transfer of Land Act 1893 advising prospective purchasers that the site contains a tree which is required to be retained and protected from development works.
- (e) The relocation of existing trees to elsewhere on the same site will only be considered where:
- (i) A report by a suitably qualified arborist is provided to the satisfaction of the Town, demonstrating that the new location of the tree is suitable, and how the tree will be maintained in good health during and after relocation; and
 - (ii) A legal agreement has been prepared and executed at the landowner/applicant's cost to the satisfaction of Town, confirming maintenance arrangements and replacement of the tree in the event the tree does not survive.
- (f) The relocation of existing tree(s) into the Town's reserves (including within the road reserve) is not supported.
- (g) The trunks of all new and retained tree(s) are to be located in their own Tree Growth Zone that is free of development, structures and hardstand and meets the follows parameters:

Requirement	Large Tree	Medium Tree
Minimum horizontal area	64m ²	36m ²

Minimum horizontal dimension	6m	3m
Minimum depth (if on structure)	1,200mm	800mm

- (h) In supporting any subdivision that will create additional residential lots, the Town will recommend the imposition of a condition requiring satisfactory arrangements being made to inform prospective purchasers of the requirements prescribed by this Policy.
- (i) *In supporting any development where provision of a tree(s) is required, the Town will impose a condition requiring the retention and maintenance of the tree(s) for a period of two years post completion of the development.*

6.3 — Protection of Street Trees as part of Subdivision/Development processes

- ~~(a) — Street trees will not be permitted to be removed to accommodate proposed crossovers and driveways unless otherwise approved by the Town, which will only be considered favourably where a report by a suitably qualified arborist is provided to the satisfaction of the Town, demonstrating that the tree is:~~
- ~~(i) — Dead, having less than 10% photosynthetic material or live tissue present in the canopy mass;~~
 - ~~(ii) — Diseased and unlikely to respond to treatment;~~
 - ~~(iii) — Structurally unsound to the extent it presents a danger to the community; or~~
 - ~~(iv) — A species declared as a noxious weed by the Department of Primary Industries and Regional Development.~~
- ~~(b) — Where removal of a street tree is approved by the Town, the landowner/applicant is responsible for the full cost of the pruning, removing and replacing any street tree in accordance with the Town's Amenity Tree Evaluation Policy.~~

Document Control

Directorate	Community Planning
Business Unit	Development and Place
Inception Date	[Insert OCM RESOLUTION NO & DATE]
Version	1
Next Review Date	2022

Tree Retention Policy

May 2020

Consultation Analysis



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1. Executive Summary

At its meeting of 31 March 2020, the Town of Bassendean resolved to advertise for public comment the draft amended Local Planning Policy No 13 – tree retention and provision (LPP13).

From the Your Say webpage:

“The Town of Bassendean is seeking public comment on a proposal to retain and protect trees on development sites.

“This states Council’s position on the retention of trees on development sites. It provides provisions to specify the amount of trees required, and outlines the mechanisms to protect existing trees.

“The trigger for the application of the policy is at the time of subdivision or development. Clearing land is not development, and therefore the policy does not apply should a landowner clear their property. If they choose to clear their site, they can do so. But at the time of subdivision or development, when the Policy becomes applicable, they will be required to plant trees.”

2. Background

The draft policy aligns with feedback from residents through Bassendream Our Future to retain and plant more trees.

The Town is making a significant investment to increase tree canopy on public land, but most canopy loss is occurring through the development of private land, hence the motivation for this policy.

A survey in 2019 reinforced the desire by residents for the Town to invest more funding in street trees and to retain tree canopy. The Town of Bassendean commissioned CATALYSE® to conduct a MARKYT® Community Scorecard in October to November 2019. About 811 residents responded, representing about 12% of all private dwellings in the area.

3. Methodology

Consultation on the draft policy included:

- Project webpage Your Say Bassendean – yoursay.bassendean.wa.gov.au contains all relevant information
- Online survey
- Invite to send an email to yoursay@bassendean.wa.gov.au
- [Invitation to phone the Planners for more information](#)
- Promotion on Facebook
- By mail to the Chief Executive Officer, Town of Bassendean, PO Box 87, Bassendean WA 6934.

When community consultation finished on 1 May 2020, the Town collated and considered all submissions received. Any submissions made during the public advertising period will be the subject of a further report to Council.

Note: For context, the timing of the survey coincided with the global COVID 19 pandemic when residents were perhaps home-schooling children, working from home and isolated at home.

4. Engagement Summary

Engagement summary Tree Retention Policy	
<p>We asked for feedback about the draft amended Local Planning Policy No 13 – tree retention and provision (LPP13).</p>	<p>You said:</p> <p>“Trees are an asset to our community, we should be retaining as many as possible for as long as possible.”</p> <p>“It should be mandatory to obtain Council approval before any tree is removed from any property and penalties awarded for illegal removal of trees.”</p> <p>“Given that 94% of people support the retention of trees according to the “BassenDreaming” report, residents deserve a much stronger policy.”</p>
<p>Key points raised:</p> <ul style="list-style-type: none"> • Lack of statutory protection for trees on private property. • The need to education on the benefits of tree retention. • The importance of protecting trees. 	
<p>You participated</p> <p>Surveys: 15</p>	
Next steps	
<p>We are now reviewing all community input.</p>	

5. Survey responses

Name	Address	Provide any comments here
Do Not Support the Policy		

While I support the efforts of greening Bassendean, I fear that this may have a negative effect to make people more cautious about planting trees on their property or asking for a verge tree as it could restrict their future plans. By reviewing some other policies, with the same purpose in mind (greening the town), these negative consequences may be reduced.

I will give my personal situation as an example: We have a very large jacaranda at our house and I also participated in the verge tree program. I have somewhat unsuccessfully tried to plant more trees on my property. The problem I have though, is that with an older house, at some point in my future I am likely to want to develop my property and as my neighbours have done it would be at a higher density. As my development plans may happen sometime between now and fifty years away, I am happy to keep planting trees as we will still have some benefit from them.

117 Second Avenue,
Bassendean

This policy would make me reconsider this stance and perhaps remove the trees so that they don't become a future impediment to growth, the opposite outcome of what the policy is trying to achieve. While this may seem a selfish point-of-view, the property was purchased partly as an investment and while I love the trees I have and would love more, I also need to ensure that my family is cared for in the future. It also creates a sense of unfairness that our jacaranda is only the biggest on the block as the neighbour behind us cut their jacaranda down for high density units. Our lot is also within 1km of the train station, so it within the zone of where higher density works as there is public transport access.

We have looked at options for development, and I was heartened by a Mt Hawthorn example where they built around the existing tree on the lot. This is something that I considered, even if it would result in a less profitable development, but the town has a policy that if I were to put two units on my property, both units would have to face the street. This policy leaves no other option than to develop using a clear the block and build a couple of units approach. Even though there is now rear access due to the new units built behind us.

While I support the intent of greening the town, I believe more work has to be done to removing impediments and further education or incentives before creating a policy such as this.

Generally, it is hard to take this "policy" as anything more than a jejune "aspirational statement". The Policy requires many references to State Planning Codes and Local Planning Scheme orders, etc. that complicate this. Local Government policy and render it as being not at all user friendly. Pedagogic, it might be, but boring and totally incomprehensible it is to the average ratepayer.

In this policy statement, there is ample evidence of the protection of street trees and some of replanting, both of which are supported. However, there is very little in support of existing mature trees on private properties, which are continually being removed locally in favour of concrete jungles.

For those of us who have a genuine commitment to our environment and tree preservation in particular, we despair. Some specific observations of the policy are as follows.

i) 2. Policy Statement. Paragraph 2. The aim of the policy should be to "ensure" or "safeguard", not "encourage" the retention of existing trees.

ii) 3. Policy Objectives. Pt. (a) is a very nice poetic, no doubt plagiarised phrase; "a local sense of place", but what does it mean? Policies require more of the vernacular, scientific, than the esoteric.

Pts (c) – (e) are primarily absolutely weak objectives and therefore have no meaningful application

iii) 4. Application. Dot point 3. This allows for any tree of considerable age, trunk size, canopy size etc. to be removed, provided the replacement structure, such as a shed, carport, whatever, doesn't cost more than \$100,000. Are you serious? What a joke! Outrageous rubbish!

iv) 5. Definitions. Generally, definitions are provided in policies to explain the usage of terms within the policy. Who will be qualified, or otherwise authorised, to apply these "definitions" to, or threats to existing trees? Species that should be protected and those that "weed" species have not been identified. Where and how are these definitions to be applied?

v) 6. Policy Requirements. 6.1 Tree Preservation Orders. The points under this sub heading are extremely subjective and are therefore subject to individual vagaries.

(b) Aesthetic Quality - Who and what defines the term "aesthetic quality"?

Finally, to continue with any further critique of this so called policy is exasperating. Preservation of trees on private property does not mean that no development can occur. The two are not mutually exclusive and can coexist simultaneously. There is clearly no real commitment from the Bassendean Council to address the climate change issues we

are confronted with, of which a major urgent actionable direction should be the preservation of mature trees including those on private properties. Clearly, Council is more concerned with development and income, rather than environmental heritage they will leave to their children and grandchildren.

This is a disappointing document that is best described as being more air than substance. It is nothing more than a weak statement of intent to do a little bit more instead of a clear policy statement to protect trees. Given that 94% of people support the retention of trees according to the "BassenDreaming" report, residents deserve a much stronger policy.

This one fails to protect trees on private property, and it will not stop the wholesale destruction of trees as part of a development. As it stands, the draft policy is entirely reliant on the good will of landowners alone, as the onus is on individual landowners to seek a Tree Preservation Order. It has neither carrots nor sticks to encourage "good behaviour". It allows for landowners to damage and remove trees and it will lead to landowners simply removing all trees before developing. Put simply, nothing will change. At best, a few new trees will be planted, taking at least twenty years to develop.

All trees on private property – defined by criteria including size, age and species and not subjective criteria such as "aesthetic quality" – need to be included in the policy and penalties need to be developed and implemented to ensure compliance. This would preclude the need for Tree Preservation Orders and additional requirements for subdivision and development – removing unnecessary red tape.

Bassendean Town Council is ideally placed to develop an effective Tree Retention and Management Policy to protect the existing canopy. Without it, Bassendean will cease to be the place where people want to live. There are many examples of such policies in NSW and Victoria that can be used as a blueprint. The following link has a number of NSW LGA policies- https://www.nsw.gov.au/search-google/?Search=tree+preservation&action_doSearch=Go&start=1

This is not new policy and does not stymie development. The argument given by the Town of Bassendean Council against developing a policy with teeth in WA is that "There is no State Legislation to back us up, and anything we do will be overturned". This is true and will remain true while no one takes a stand. The State Government will not enact legislation which impacts directly on Local Government planning without Local Government support.

It is time the Town of Bassendean had the courage and foresight to take a leadership role, rather than wasting residents time with consulting on meaningless policy. It is time for the Town of Bassendean to set itself up for a test case by

developing a strong policy and implementation framework to protect trees.

Policy development without expert input leads to poor public policy. There are many skilled professionals within the town that could actively assist and support the in process.

In conclusion, a tree retention policy starts from the understanding that all trees are valuable. It needs to:
Include all trees regardless of land ownership, land management or position in the Town.

Define trees according to their size, age and species.
Establish penalties for non-compliance. Be easy to implement – reducing and not adding to red tape. Be written in clear language that is readily understood by all.

Did not specifically state support or not support

Please accept my submission below regarding the draft Amended Local Planning policy No 13 - tree retention and provision [LPP13]

This to me represents a token tree replacement being suggested that doesn't really doesn't address the real issue in trying to retaining mature trees on building /development blocks of land within the Town.

There needs to be greater acceptance of what's really being removed that is called a mature tree that can take 20 years to grow and produce a decent tree canopy. Any new replacement tree would require lots of watering to help grow and get the replacement tree established to provide the shade and habitat required to create suitable environment once again.

Then there is a cost of not removing an established tree that been beneficial to the environment and required a lot less watering, recognise that a mature tree also provides tree canopy not forgetting good supply passive cooling by keeping the hot Island effect at bay.

The sooner developers and home builders realise removing established trees from development blocks will be in the long term impact and far costly for people who live in these new houses with little or no shade then they can expect much higher power bills because of poor policy allowing total tree removal from development blocks to take place. The cost of watering a young tree replacement will require at least 4-5 years in allowing the tree to establish should be considered.

The Town's tree protection and retention policy needs to more assertive in the importance of valuing mature trees on development blocks, this draft policy is providing just a slap on the wrist for developers who can then claim they have done

their bit in providing tree canopy which is very little and to the point of destroying what's special about Bassendean. It's the trees that are important for the community wellbeing, that's why people want to live here because they value trees, it just makes Bassendean special place because of our mature and historic trees within the town.

It's now the case of chop down a mature tree, replace with a token small tree that will take 20 years to grow as a replacement, then let the unsuspecting new home owner deal with much larger power bills and a lot more watering to allow the tree to mature because of poor policy decision making, waiting for that tree to develop a decent tree canopy we need to think more seriously about a more sustainable future where we incorporate mature trees with all building approvals.

I think we need to do the same approach as they do in places like Sydney and Melbourne where the local government makes the final call in ensuring what trees stays, what trees can be removed, the local government makes concessions so the mature tree is accommodated in the final planning approval.

The Town need to be more proactive in educating residents and developers of the importance of retaining mature established trees, what the benefits are to the home owners/developers, put a real value on a mature tree that cover all the costs purchasing and providing the necessary watering and to maintain.

In growing that tree, make people aware the passive cooling that will reduce their power bills, it soon becomes painfully clear removing a mature tree can be a very costly for the resident in the long term , I am pretty sure people would then give more serious thought about the ramifications in removing a well-established mature tree and then see the financial benefit of keeping the mature tree on their block.

No one wins when the developer can get away with serious removal of mature trees that is dramatically reducing the tree canopy within the town, while we have the TOB spending serious money doing catch up with serious verge tree plantings plus the additional tree watering that's required to establish these verge trees that will once again provide decent tree canopy, it's like we have the TOB have their hands tied behind their backs and are trying to increase tree canopy and still allowing the tree carnage to continue with token replacement trees.

One would hope the councillors will want a far much stronger policy than the one than been presented, that retain mature trees on development blocks would be the preferred option with the cooperation of the TOB planning department staff and working with the developer/ home owner to come up with a workable solution that will in the long term retain much more

mature trees on development sites than what is currently taking place at this point in time.

Keeping trees needs to be a higher priority for the town, sooner we make it a high priority the better it will be for the community who live in Bassendean, making Bassendean a far more pleasant environment for future generations to enjoy and live in because the Town had a vision on how to maintain and committed to increase tree canopy and improve our very valuable tree assets.

Dear Councillors and CEO. This note is to offer feedback on the draft tree protection and retention policy.

I support what I understand the objective of the policy to be, viz. "this Policy seeks to encourage the retention of existing trees on development sites". I also feel the criteria that need to be satisfied before issuing a tree preservation order are tangible and sensible. I do however feel the statement in the preamble, "clearing land is not development, and therefore the policy does not apply should a landowner clear their property" creates a major loophole that undermines the policy. I strongly oppose the premise that replanting after removing established trees may be considered an acceptable outcome – I find it akin to getting a puppy after shooting the dog.

While I believe the requirement to plant one large tree (or two medium trees) per 750m² or one medium tree per 350m² is well intended, I feel it can be easily manipulated by planting the required tree(s) and then letting them die, become infected or finding a reason such as "safety" or "structural" to remove them later. The argument is further complicated when the liability for damage is considered – knowing the Town's insurers are very risk adverse.

5.3 In summary, I feel the issue is about influencing "attitudes" which is hard, if not impossible, to do by "policy". I suggest a more subtle approach is required that involves education supported by incentives and disincentives. I also appreciate I may know just enough to know what I don't know – recognising it (increasing the tree canopy) is not an easy outcome to effect. I also appreciate the Town needs to be mindful of the rights of property owners and the balance between the collective and individual interests but nevertheless urge an attitude of custodianship versus ownership towards land.

In the context of the above, I offer a few suggestions.

Changing attitudes normally takes time so a long term approach may need to be taken – with commensurate expectations

Develop and propagate educational material for the local schools, residents, builders and developers that:

- Notes the typical increase in a property's value if it has established trees and is located in a leafy street (acknowledging the Town has done this previously).
- Highlights the moderating effect trees have on the microclimate – cooler temperatures and increased rainfall where the canopy becomes continuous over a larger area
- Identifies and explains the fascinating micro-ecosystems that trees create, i.e. habitat and food from tiny critters through to birds, reptiles, possums and bats
- Shading on solar arrays can be managed by using microinverters – an inverter on each panel or each pair of panels
- “Nice people” have leaves and bird droppings around their house rather than hosed concrete and limestone facades.

Consider including a tree levy in property rates which can be refunded (on application) if a certain amount of foliage is present. This is worded to avoid it being considered discriminatory, i.e. it applies to everyone and provides an incentive and disincentive. It is well known that people respond to small financial signals, e.g. deposits on containers substantially increases the collection rate. This concept would apply to the strata for grouped dwellings. It may also be considered extending it to street trees, i.e. the default is to have a tree on your verge which contributes towards reducing but doesn't satisfy reducing your tree levy.

Consider trade-offs in approving plans / developments – flexibility and exceptions may be granted in the building envelope if it is deemed there is a net gain due to trees being retained – and vice the versa.

Following on from the previous point, consider making it a requirement to preserve trees older than “x” or with a girth greater than “y” when issuing a demolition permit.

Consider introducing the requirement to obtain a “clearing permit” if removing trees of a certain age or size. I appreciate the criteria used to administer such a permit will require careful thought and needs to balance the individual interests against the collective interest.

It may make sense to link a few permits and processes together, e.g. prior to issuing a clearing and/or demolition permit enquire whether a building permit or development approval will be sought to discourage “gaming” the system by doing it piecemeal? The corollary would be sanctions or restrictions on property owners who clear and/or demolish and then sit on the land before submitting a development approval to work around the intent of the policy.

I believe it is also important that any policy does not adversely affect those who comply with the intent of a policy. For example, if a property owner overplanted resulting in a forest on their block, they shouldn't be penalised for (surgically) removing a few trees to build a modest house or extension. This principle was highlighted in the bushfires in NSW where only insurance policy holders were charged the emergency services levy thus making insurance more costly. This discouraged people from taking out insurance with devastating consequences. (In WA, the levy is spread across all property owners removing this distortion).

It is also argued the administration of a tree retention policy has become easier due to the availability of spatial data from the likes of Google Earth, Locate and Nearmap, i.e. there is more hard evidence.

This comment is that which I sent through to members of the Design Basso group earlier in 2020 in response to the draft policy. It refers to a pdf "Draft Report - Trees on development Sites" which cannot be attached to this feedback form: "Hi everyone, thank you for the opportunity to attend and provide feedback to the 4.3.20 Design Basso meeting.

For the original meeting date in 2019 I had prepared by reading the material provided and highlighting parts of that text which I felt needed discussion / query. I have attached this document, highlighting those parts which I would like to 'speak to'. Comments in reference to highlighted document are below.

RETAINING TREES ON DEVELOPMENT SITES:

- There is no mention in this report about alternative construction methods, assumes construction will be slab on ground. It is possible to provide some "rootable soil volume" beneath framed structures allowing for a larger building footprint*. It is also possible to construct around (save) existing mature trees, soil and gardens without damaging root systems if a suitable framing method is used (ie screw piles, stumps, discontinuous footings etc).

*incentive

- p.5 1.3.1 : Regrading : this relates mainly to greenfields / bulk development sites, of which there are virtually none in Bassendean, apart from potentially the Eden Hill shopping centre site. Trees need an ecosystem to sustain them, they do not exist in isolation.
- p.11 : The image shows before & after a development - note

the tree on NW corner of site (verge tree) has reduced in size. ToB has a verge tree protection policy which aims to prevent exactly this type of damage to verge trees which are in the public realm.

- p.14 : 2.3.1 : Re enforcement requiring 'visibility', Nearmap and other tools provide this well.

- p.16 2.5 : About apartments and landscaping 'on structure'; green walls and other technical solutions have not proven to be successful in Perth. They are expensive to install, require ongoing maintenance and rely on thorough waterproofing of the building which may degrade over time. Self supporting vines & creepers (for example Ficus pumila on Hawaiian Shopping Centre, Ivy on Guildford Grammar) are however, cheaper and more reliable. A biophilic design could factor in this type of planting in preference to green walls & other gimmicks and incorporate rainwater harvesting from hard surfaces to infiltrate soil to support greenery.

- p.15 : "business as usual", also lead by example. For the ToB to expect (or even attempt to force) private property owners to care for green infrastructure, while street trees are dying is hypocritical. A resident recently said to me that "Peppermint Trees are really slow growing aren't they?". I'm sure that driving past them every day on West Rd a lot of people get that impression. Educating people is not just about publishing information & sharing on social media - it's about having real life examples in the real world that demonstrate best practise and make it look achievable and 'normal'.

- p.20 : mentions "designers" and "landscape guidelines". As previously noted, construction typology & design should also included in recommendations.

REFERENCES :

About the references, not all of these are available to community members to access, however I would like to note that the DRAFT Urban Forest Strategy 2016 - 2026 document was in the process of being rewritten as the original draft was wholly inadequate. If it is possible to obtain the most up - to -

date version of this document it would be far more useful as a reference than the original draft.

In 2017 the ToB engaged consultants Astron to provide a report on the Town's UF Canopy and correlation to UHIE. This is well worth reading. Not mentioned in the report but forming part of the presentation it was noted that the data was obtained at 10am on the hottest day of 2016. Not an ideal time to collect Land Surface Temp readings if the concern is UHIE however. What is noted in the report summary is that irrigated turf ameliorates UHIE more effectively than trees until trees attain a height of 15m - even more reason to retain existing trees rather than plant new ones which will take potentially decades to become effective if they even survive. (less than 5% of trees planted in an urban context attain maturity).

I hope some of that is useful

Thanks,

Nonie
0422 87 44 66

Support the Proposal

5 Fourth Avenue
Bassendean

Please provide within the policy a table of the proposed augmented deemed to comply provisions of the R codes V1 and any augmented acceptable outcome provisions of V2 R codes indicating in accordance with clauses 1.2.2 and 1.2.3 of V2 which require WAPC approval and similar Clause 7.3.3? For V1. I ask that you please watermark the adopted policy specifying which clauses are immediately operational and indicate those which require further WAPC approval and not yet operational.

37 Third Ave Bassendean

19 Mann Way

Bassendean needs to keep and increase its tree canopy and allowing developers to remove trees and replace with concrete will increase the heat island effect and could end up with Bassendean being as unpleasant as many of the new suburbs.

111 Hamilton Street

18 Anzac Terrace
Bassendean

We have to keep what trees we have not just let developers come in and mow everything down to put up boxes and make a quick profit. The reason we live here is for the big blocks close to the river and the OLD trees that don't grow over night.

13b Berry crt Bassendean

We have to keep what trees we have not just let developers come in and mow every thing down to put up boxes and make a quick profit. The reason we live here is for the big blocks close to the the river and the old trees that dont grow overnight.

117 Kenny Street, Bassendean

Trees are an asset to our community, we should be retaining as many as possible for as long as possible. An empty block contributes nothing to a street, and I would argue that new buildings would benefit from an established tree being present. The policy to have compulsory trees per sqm is great. Thank you!

52 Margaret Street

To help residents with maintenance of trees, green bins or more frequent green waste collection would be useful. Also is the scheme of replacing lost verge trees still active?

149 Second Ave Eden Hill

I fully support the intention of the policy to strengthen the Town's ability to protect and nurture trees in private developments. But I fear it will be unable to bear fruit unless the staff who are responsible for bringing it into action believe in it and can engage in productive discussion about it. It will need to be backed up by staff training and the budget to call in the advice of experienced and respected arborists when needed.

I wonder if swinging the focus onto better and deliberate commitment to caring for trees in the public domain and on municipal land would be a better place to focus energy in order to achieve a good outcome in the long run. Today's Council would do the future a favour by strengthening the toehold of local eucalypts in its Significant Tree Preservation initiative.

127a Whitfield St. Bassendean

Section 6.1 (d) I am disappointed that habitat significance of indigenous species comes under 'Other Significance'. The value of local trees that support local insects that support small local species, as opposed to crows, magpies and kookaburras, bring the benefits of ecological diversity to our neighbourhood. I'd like to see natural heritage represented more strongly where practical.

Section 6.2 a) A place to start would be to determine what percentage of a lot can be built on so that there is a workable starting point for placement of 1 tree for every 350m²? And then requiring the undeveloped portion to have dimensions that can serve as a Tree Growth Zone.

(b) People who are into trees will probably want to start with a tree that is smaller and younger as it is often the case that such trees will thrive and surge ahead of older grafted stock.

Draft Local Planning Policy No. 13 – Tree Retention and Provision

Schedule of Submissions

1	Affected Property: 117 (Lot 430) Second Avenue, Bassendean	Postal Address: 117 Second Avenue BASSENDEAN WA 6054
Summary of Submission		Comment
Objection to the proposal.		
1.1	While I support the efforts of greening Bassendean, I fear that this may have a negative effect to make people more cautious about planting trees on their property or asking for a verge tree as it could restrict their future plans. By reviewing some other policies, with the same purpose in mind (greening the town), these negative consequences may be reduced.	Noted.
1.2	I will give my personal situation as an example: We have a very large jacaranda at our house and I also participated in the verge tree program. I have somewhat unsuccessfully tried to plant more trees on my property. The problem I have though, is that with an older house, at some point in my future I am likely to want to develop my property and as my neighbours have done it would be at a higher density. As my development plans may happen sometime between now and fifty years away, I am happy to keep planting trees as we will still have some benefit from them.	Noted.
1.3	This policy would make me reconsider this stance and perhaps remove the trees so that they don't become a future impediment to growth, the opposite outcome of what the policy is trying to achieve. While this may seem a selfish point-of-view, the property was purchased partly as an investment and while I love the trees I have and would love more, I also need to ensure that my family is cared for in the future. It also creates a sense of unfairness that our jacaranda is only the biggest on the block as the neighbour behind us cut their jacaranda down for high density units. Our lot is also within 1km of the train station, so it within the zone of where higher density works as there is public transport access. We have looked at options for development, and I was heartened by a	Noted. Refer to impact of development potential section of report. The Town agrees that's designing around trees is the preferred outcome. The Town will review the 'side by side' provisions of Local Planning Scheme No.10 as part of its review of the local planning framework.

	Mt Hawthorn example where they built around the existing tree on the lot. This is something that I considered, even if it would result in a less profitable development, but the town has a policy that if I were to put two units on my property, both units would have to face the street. This policy leaves no other option than to develop using a clear the block and build a couple of units approach. Even though there is now rear access due to the new units built behind us.	
1.4	While I support the intent of greening the town, I believe more work has to be done to removing impediments and further education or incentives before creating a policy such as this.	Agree. The Town recognises the importance of education on tree retention and will review provisions relating to trees in the local planning framework.

2	Affected Property: Not Listed	Postal Address: Not Listed
	Summary of Submission Objection to the proposal.	Comment
2.1	Generally, it is hard to take this "policy" as anything more than a jejune "aspirational statement". The Policy requires many references to State Planning Codes and Local Planning Scheme orders, etc. that complicate this. Local Government policy and render it as being not at all user friendly. Pedagogic, it might be, but boring and totally incomprehensible it is to the average ratepayer.	Noted.
2.2	In this policy statement, there is ample evidence of the protection of street trees and some of replanting, both of which are supported. However, there is very little in support of existing mature trees on private properties, which are continually being removed locally in favour of concrete jungles. For those of us who have a genuine commitment to our environment and tree preservation in particular, we despair. Some specific observations of the policy are as follows.	Noted.
2.3	i) 2. Policy Statement. Paragraph 2. The aim of the policy should be to "ensure" or "safeguard", not "encourage" the retention of existing trees.	Noted. The term 'encourage' was used as the Town has no statutory ability to mandate the retention of trees. As such, the intent of the Policy is to encourage retention of trees and provide trees where new development that meets the threshold is proposed.
2.4	ii) 3. Policy Objectives. Pt. (a) is a very nice poetic, no doubt plagiarised phrase; "a local sense of place", but what does it	Common themes through the Bassendream Our Future Engagement Report identified the Town's sense of place as being one that is characterised

	mean? Policies require more of the vernacular, scientific, than the esoteric. Pts (c) – (e) are primarily absolutely weak objectives and therefore have no meaningful application.	by green spaces, cultural and built form heritage and connections to the river. The Policy seeks to ensure retention and provision of trees on private property to maintain the 'green' feel of the Town.
2.5	iii)4. Application. Dot point 3. This allows for any tree of considerable age, trunk size, canopy size etc. to be removed, provided the replacement structure, such as a shed, carport, whatever, doesn't cost more than \$100,000. Are you serious? What a joke! Outrageous rubbish!	Whilst the Town agrees it would be ideal to apply the Policy to all development, the Policy can only apply where applications for development or subdivision approval are required, as this provides the mechanism to apply conditions to implement the Policy requirements. Sheds, carports and the like are exempt from requiring a development approval where compliance with the Residential Design Codes is achieved. As such, the Town is unable to apply the Policy requirements to these developments. Similarly, Single Houses that comply with the Residential Design Codes are also exempt from requiring development approval under the <i>Planning and Development (Local Planning Schemes) Regulations 2015</i> , and the Policy cannot be applied.
2.6	iv) 5. Definitions. Generally, definitions are provided in policies to explain the usage of terms within the policy. Who will be qualified, or otherwise authorised, to apply these "definitions" to, or threats to existing trees? Species that should be protected and those that "weed" species have not been identified. Where and how are these definitions to be applied?	The Town considers weeds as a species declared as a noxious weed by the Department of Primary Industries and Regional Development.
2.7	v) 6. Policy Requirements. 6.1 Tree Preservation Orders. The points under this sub heading are extremely subjective and are therefore subject to individual vagaries. (b) Aesthetic Quality - Who and what defines the term "aesthetic quality"?	As stated in the Policy, trees of aesthetic quality are those trees that due to their context in and contribution to the landscape, are considered to be of aesthetic, location and/or landmark significance. These are generally considered to be significant trees that are commonly recognisable to the community.
2.8	Finally, to continue with any further critique of this so called policy is exasperating. Preservation of trees on private property does not mean that no development can occur. The two are not mutually exclusive and can coexist simultaneously. There is clearly no real commitment from the Bassendean Council to address the climate change issues we are confronted with, of which a major urgent actionable direction should be the preservation of mature trees including those on private properties. Clearly, Council is more concerned with development and income, rather than environmental heritage they will leave to their children and grandchildren.	Noted.

3	Affected Property: Not Listed	Postal Address: Not Listed
Summary of Submission Objection to the proposal.		Comment
3.1	This is a disappointing document that is best described as being more air than substance. It is nothing more than a weak statement of intent to do a little bit more instead of a clear policy statement to protect trees. Given that 94% of people support the retention of trees according to the "BassenDreaming" report, residents deserve a much stronger policy.	Noted.
3.2	This one fails to protect trees on private property, and it will not stop the wholesale destruction of trees as part of a development. As it stands, the draft policy is entirely reliant on the good will of landowners alone, as the onus is on individual landowners to seek a Tree Preservation Order. It has neither carrots nor sticks to encourage "good behaviour". It allows for landowners to damage and remove trees and it will lead to landowners simply removing all trees before developing. Put simply, nothing will change. At best, a few new trees will be planted, taking at least twenty years to develop.	Noted. Refer to retention of mature trees section of report. Whilst the Town would like the ability to restrict clearing of trees on private property, it must act within the confined of the current planning framework. The definition of development under the <i>Planning and Development Act 2005</i> does not extend to the pruning, modification or removal of trees, and as such, development approval is not required for these works. Landowners can remove trees without the prior approval of the Town. The Act takes precedence over a Policy of the Town. The Policy seeks to, at the very least, require new trees where trees have been removed, which is more than is currently required.
3.3	All trees on private property – defined by criteria including size, age and species and not subjective criteria such as "aesthetic quality" – need to be included in the policy and penalties need to be developed and implemented to ensure compliance. This would preclude the need for Tree Preservation Orders and additional requirements for subdivision and development – removing unnecessary red tape.	Noted. The definition of medium and large trees is such that it aligns with the Residential Design Codes – Volume 2 – Apartments, to ensure consistency between all forms of residential development. Prescriptive criteria was not included to ensure could use its discretion in protecting a broader range of trees. Tree Preservation Orders are required, as these are the only statutory mechanism to retain trees on private property.
3.4	Bassendean Town Council is ideally placed to develop an effective Tree Retention and Management Policy to protect the existing canopy. Without it, Bassendean will cease to be the place where people want to live. There are many examples of such policies in NSW and Victoria that can be used as a blueprint. The following link has a number of NSW LGA policies- https://www.nsw.gov.au/search-google/?Search=tree+preservation&action_doSearch=Go&start=1	Noted. The Town can only act in accordance within the confined of the planning framework and legislation in Western Australia.

	This is not new policy and does not stymie development.	
3.5	The argument given by the Town of Bassendean Council against developing a policy with teeth in WA is that "There is no State Legislation to back us up, and anything we do will be overturned". This is true and will remain true while no one takes a stand. The State Government will not enact legislation which impacts directly on Local Government planning without Local Government support.	Agreed. The matter of tree retention on private property has been raised by the Western Australian Local Government Association and there are ongoing discussions with the State Government to broaden the definition of development under the Act to provide more statutory power to retain trees.
3.6	It is time the Town of Bassendean had the courage and foresight to take a leadership role, rather than wasting residents time with consulting on meaningless policy.	Noted.
3.7	It is time for the Town of Bassendean to set itself up for a test case by developing a strong policy and implementation framework to protect trees.	Agreed. The Town expects appeals against conditions imposed requiring the retention and provision of trees. This Policy will likely be tested in the State Administrative Tribunal if adopted.
3.8	Policy development without expert input leads to poor public policy. There are many skilled professionals within the town that could actively assist and support the in process.	Noted. The Policy was drafted by the Manager of Development and Place.
3.9	In conclusion, a tree retention policy starts from the understanding that all trees are valuable. It needs to: Include all trees regardless of land ownership, land management or position in the Town.	Noted. Refer to comments on 3.2 above.
3.10	Define trees according to their size, age and species. Establish penalties for non-compliance. Be easy to implement – reducing and not adding to red tape. Be written in clear language that is readily understood by all.	Noted.

4	Affected Property: 55 (Lot 769) Broadway, Bassendean	Postal Address: 55 Broadway BASSENDEAN WA 6054
	Summary of Submission Comment to the proposal.	Comment
4.1	Please accept my submission below regarding the draft Amended Local Planning policy No 13 - tree retention and provision [LPP13] This to me represents a token tree replacement being suggested that doesn't really doesn't address the real issue in trying to retaining mature trees on building /development blocks of land within the Town.	Noted.

4.2	<p>There needs to be greater acceptance of what's really being removed that is called a mature tree that can take 20 years to grow and produce a decent tree canopy. Any new replacement tree would require lots of watering to help grow and get the replacement tree established to provide the shade and habitat required to create suitable environment once again.</p>	<p>Noted and agreed. The Town agrees that new trees require more watering to become established, and do not provide the same ecological benefits as mature trees.</p>
4.3	<p>Then there is a cost of not removing an established tree that been beneficial to the environment and required a lot less watering, recognise that a mature tree also provides tree canopy not forgetting good supply passive cooling by keeping the hot Island effect at bay.</p>	<p>Agreed. The Town agrees that mature trees provide greater canopy cover and reduce the urban heat island effect.</p>
4.4	<p>The sooner developers and home builders realise removing established trees from development blocks will be in the long term impact and far costly for people who live in these new houses with little or no shade then they can expect much higher power bills because of poor policy allowing total tree removal from development blocks to take place. The cost of watering a young tree replacement will require at least 4-5 years in allowing the tree to establish should be considered.</p>	<p>Agreed. Education is required to landowners and developers on the benefits of retaining trees and the Town recognises the importance of education for tree retention. The Town will continue to work with landowners and developers in this respect.</p>
4.5	<p>The Town's tree protection and retention policy needs to more assertive in the importance of valuing mature trees on development blocks, this draft policy is providing just a slap on the wrist for developers who can then claim they have done their bit in providing tree canopy which is very little and to the point of destroying what's special about Bassendean. It's the trees that are important for the community wellbeing, that's why people want to live here because they value trees, it just makes Bassendean special place because of our mature and historic trees within the town.</p>	<p>Noted. The Town has drafted the policy in such a way that retention of existing mature trees is encouraged in the first instance, as it provides the least impact on the overall footprint of new development across the site via a reduction in the number of trees required overall where a mature tree is retained. Where a developer does not retain a mature tree, additional new trees are required to be planted, impacting the footprint of other grouped dwellings on the site.</p>
4.6	<p>It's now the case of chop down a mature tree, replace with a token small tree that will take 20 years to grow as a replacement, then let the unsuspecting new home owner deal with much larger power bills and a lot more watering to allow the tree to mature because of poor policy decision making, waiting for that tree to develop a decent tree canopy we need to think more seriously about a more sustainable future where we incorporate mature trees with all building approvals.</p>	<p>Noted. See comments on 2.5 above as to the reason the Town cannot mandate the protection of trees on private property.</p>
4.7	<p>I think we need to do the same approach as they do in places like Sydney and</p>	<p>Noted. See comments on 3.4 above. The Town must act in accordance within the Western</p>

	<p>Melbourne where the local government makes the final call in ensuring what trees stays, what trees can be removed, the local government makes concessions so the mature tree is accommodated in the final planning approval.</p>	<p>Australian legislative framework. The Town will continue to liaise with landowners and developers in the design phase to encourage tree retention, and review scheme provisions as part of its review of the local planning framework.</p>
4.8	<p>The Town need to be more proactive in educating residents and developers of the importance of retaining mature established trees, what the benefits are to the home owners/developers, put a real value on a mature tree that cover all the costs purchasing and providing the necessary watering and to maintain.</p> <p>In growing that tree, make people aware the passive cooling that will reduce their power bills, it soon becomes painfully clear removing a mature tree can be a very costly for the resident in the long term , I am pretty sure people would then give more serious thought about the ramifications in removing a well-established mature tree and then see the financial benefit of keeping the mature tree on their block.</p>	<p>Agreed. See comments on 4.4 above.</p>
4.9	<p>No one wins when the developer can get away with serious removal of mature trees that is dramatically reducing the tree canopy within the town, while we have the TOB spending serious money doing catch up with serious verge tree plantings plus the additional tree watering that's required to establish these verge trees that will once again provide decent tree canopy, it's like we have the TOB have their hands tied behind their backs and are trying to increase tree canopy and still allowing the tree carnage to continue with token replacement trees.</p>	<p>Noted. Whilst the Town can strongly encourage and incentivise the retention of mature trees, the Town cannot prevent removal of trees on private property for the reasons outlined in response to 2.5 above.</p>
4.10	<p>One would hope the councillors will want a far much stronger policy than the one than been presented, that retain mature trees on development blocks would be the preferred option with the cooperation of the TOB planning department staff and working with the developer/ home owner to come up with a workable solution that will in the long term retain much more mature trees on development sites than what is currently taking place at this point in time.</p>	<p>Noted.</p>
4.11	<p>Keeping trees needs to be a higher priority for the town, sooner we make it a high priority the better it will be for the community who live in Bassendean, making Bassendean a far more pleasant environment for future generations to</p>	<p>Noted.</p>

<p>enjoy and live in because the Town had a vision on how to maintain and committed to increase tree canopy and improve our very valuable tree assets.</p>	
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5	<p>Affected Property: 15 (Lot 692) North Road, Bassendean</p>	<p>Postal Address: 15 North Road BASSENDEAN WA 6054</p>
Summary of Submission		Comment
Comment to the proposal.		
5.1	<p>Dear Councillors and CEO. This note is to offer feedback on the draft tree protection and retention policy.</p> <p>I support what I understand the objective of the policy to be, viz. "this Policy seeks to encourage the retention of existing trees on development sites". I also feel the criteria that need to be satisfied before issuing a tree preservation order are tangible and sensible. I do however feel the statement in the preamble, "clearing land is not development, and therefore the policy does not apply should a landowner clear their property" creates a major loophole that undermines the policy. I strongly oppose the premise that replanting after removing established trees may be considered an acceptable outcome – I find it akin to getting a puppy after shooting the dog.</p>	<p>Noted. Refer to retention of mature trees section of report and comments on 2.5 above. The definition of development under the <i>Planning and Development Act 2005</i> does not extend to the pruning, modification or removal of trees, and as such, development approval is not required for these works. Landowners can remove trees without the prior approval of the Town.</p>
5.2	<p>While I believe the requirement to plant one large tree (or two medium trees) per 750m² or one medium tree per 350m² is well intended, I feel it can be easily manipulated by planting the required tree(s) and then letting them die, become infected or finding a reason such as "safety" or "structural" to remove them later. The argument is further complicated when the liability for damage is considered – knowing the Town's insurers are very risk adverse.</p>	<p>Agree. A new provision has been included requiring the retention of new trees for a period of two years post construction.</p>
5.3	<p>In summary, I feel the issue is about influencing "attitudes" which is hard, if not impossible, to do by "policy". I suggest a more subtle approach is required that involves education supported by incentives and disincentives. I also appreciate I may know just enough to know what I don't know – recognising it (increasing the tree canopy) is not an easy outcome to effect. I also appreciate the Town needs to be mindful of the rights of property</p>	<p>Agree. The Town recognises the importance of education on tree retention. Whilst the policy cannot limit the subdivision or dwelling yield potential currently provided by the zoning of the land, it does provide for the retention or provision of trees that otherwise is not currently required.</p>

	<p>owners and the balance between the collective and individual interests but nevertheless urge an attitude of custodianship versus ownership towards land.</p> <p>In the context of the above, I offer a few suggestions.</p>	
5.4	<p>Changing attitudes normally takes time so a long term approach may need to be taken – with commensurate expectations</p>	Noted.
5.5	<p>Develop and propagate educational material for the local schools, residents, builders and developers that:</p> <ul style="list-style-type: none"> - Notes the typical increase in a property's value if it has established trees and is located in a leafy street (acknowledging the Town has done this previously). - Highlights the moderating effect trees have on the microclimate – cooler temperatures and increased rainfall where the canopy becomes continuous over a larger area - Identifies and explains the fascinating micro-ecosystems that trees create, i.e. habitat and food from tiny critters through to birds, reptiles, possums and bats - Shading on solar arrays can be managed by using microinverters – an inverter on each panel or each pair of panels - "Nice people" have leaves and bird droppings around their house rather than hosed concrete and limestone facades. 	<p>Agree. The Town can provide additional information on the benefits of tree retention, and liaise with applicants where advice is sought on proposed designs. The Town will liaise with the Western Australian Local Government Associated Urban Forest Working Group in this respect.</p>
5.6	<p>Consider including a tree levy in property rates which can be refunded (on application) if a certain amount of foliage is present. This is worded to avoid it being considered discriminatory, i.e. it applies to everyone and provides an incentive and disincentive. It is well known that people respond to small financial signals, e.g. deposits on containers substantially increases the collection rate. This concept would apply to the strata for grouped dwellings. It may also be considered extending it to street trees, i.e. the default is to have a tree on your verge which contributes towards reducing but doesn't satisfy reducing your tree levy.</p>	<p>Disagree. See tree levy section of report. The Town has no ability to apply such a levy.</p>
5.7	<p>Consider trade-offs in approving plans / developments – flexibility and exceptions may be granted in the building envelope if it is deemed there is a net gain due to trees being retained – and vice the versa.</p>	<p>Noted. The Town is required to ensure development complies with the requirements of the Residential Design Codes. Notwithstanding, the Town will liaise with applicants to encourage tree retention through design where use of the design principles of the R-Codes permit such flexibility.</p>

5.8	Following on from the previous point, consider making it a requirement to preserve trees older than "x" or with a girth greater than "y" when issuing a demolition permit.	Noted. The Town has no statutory power under the <i>Building Act 2011</i> to prevent the issue of a building or demolition permit to retain a tree.
5.9	Consider introducing the requirement to obtain a "clearing permit" if removing trees of a certain age or size. I appreciate the criteria used to administer such a permit will require careful thought and needs to balance the individual interests against the collective interest.	Noted. See clearing permit section of report. The <i>Environmental Protection Act 1986</i> (EP Act), Schedule 6 of the EP Act exempts the need to obtain a clearing permit where it is associated with a subdivision or development approval.
5.10	It may make sense to link a few permits and processes together, e.g. prior to issuing a clearing and/or demolition permit enquire whether a building permit or development approval will be sought to discourage "gaming" the system by doing it piecemeal? The corollary would be sanctions or restrictions on property owners who clear and/or demolish and then sit on the land before submitting a development approval to work around the intent of the policy.	Noted. Landowners do have the ability to clear their land prior to submitting an application for development approval, and the Town has no ability to prevent this for the reasons outlined in the response to 2.5 above. Notwithstanding, adoption of the policy will require the provision of new trees that would not currently occur.
5.11	I believe it is also important that any policy does not adversely affect those who comply with the intent of a policy. For example, if a property owner overplanted resulting in a forest on their block, they shouldn't be penalised for (surgically) removing a few trees to build a modest house or extension. This principle was highlighted in the bushfires in NSW where only insurance policy holders were charged the emergency services levy thus making insurance more costly. This discouraged people from taking out insurance with devastating consequences. (In WA, the levy is spread across all property owners removing this distortion).	Noted.
5.12	It is also argued the administration of a tree retention policy has become easier due to the availability of spatial data from the likes of Google Earth, Locate and Nearmap, i.e. there is more hard evidence.	Agreed. The Town will use spatial data for ongoing compliance with the requirements of the policy.

6	Affected Property: Not Listed	Postal Address: Not Listed
Summary of Submission Comment to the proposal.		Comment
6.1	This comment is that which I sent through to members of the Design Basso group earlier in 2020 in response to the draft policy. It refers to a pdf "Draft	Noted.

<p>Report - Trees on development Sites" which cannot be attached to this feedback form:</p> <p>"Hi everyone, thank you for the opportunity to attend and provide feedback to the 4.3.20 Design Basso meeting.</p> <p>For the original meeting date in 2019 I had prepared by reading the material provided and highlighting parts of that text which I felt needed discussion / query. I have attached this document, highlighting those parts which I would like to 'speak to'. Comments in reference to highlighted document are below.</p>	
<p>6.2 RETAINING TREES ON DEVELOPMENT SITES:</p> <p>There is no mention in this report about alternative construction methods, assumes construction will be slab on ground. It is possible to provide some "rootable soil volume" beneath framed structures allowing for a larger building footprint*. It is also possible to construct around (save) existing mature trees, soil and gardens without damaging root systems if a suitable framing method is used (i.e. screw piles, stumps, discontinuous footings etc.). *incentive</p>	<p>Noted. Refer to Construction Methodology section of the report. The intent of the Policy is to require the retention and provision of trees, and not to prescribe construction standards. The ultimate design of the development to facilitate the requirements of the Policy is at the discretion of the landowner/developer.</p> <p>Whilst the Town agrees that alternative construction methods can be used to facilitate the retention of trees, the Residential Design Codes permits the use of slab construction.</p> <p>Notwithstanding, information can be provided to residents and developers when discussing proposals to advise of the benefits associated with alternative construction methods for tree retention.</p>
<p>6.3 p.5 1.3.1: Regrading: this relates mainly to greenfields / bulk development sites, of which there are virtually none in Bassendean, apart from potentially the Eden Hill shopping centre site. Trees need an ecosystem to sustain them, they do not exist in isolation.</p>	<p>Noted. The Policy has been drafted for tree retention and provision primarily on infill development sites as it relates to development as opposed to subdivision.</p>
<p>6.4 p.11: The image shows before & after a development - note the tree on NW corner of site (verge tree) has reduced in size. ToB has a verge tree protection policy which aims to prevent exactly this type of damage to verge trees which are in the public realm.</p>	<p>Noted. The Town requires street trees to be protected during construction in accordance with AS 4970-2009 Protection of Trees on Development Sites.</p>
<p>6.5 p.14: 2.3.1: Re enforcement requiring 'visibility', Nearmap and other tools provide this well.</p>	<p>Agreed. See comments on 5.12 above.</p>
<p>6.6 p.16 2.5: About apartments and landscaping 'on structure'; green walls and other technical solutions have not proven to be successful in Perth. They are expensive to install, require ongoing maintenance and rely on thorough waterproofing of the building which may degrade over time. Self-supporting vines</p>	<p>Noted. Whilst the material discussed apartments, this Policy only relates to Single Houses and Grouped Dwellings. All multiple dwelling developments will need to comply with the requirements of the Residential Design Codes Volume 2 – Apartments, including tree canopy and deep soil area provisions.</p>

	<p>& creepers (for example Ficus pumila on Hawaiian Shopping Centre, Ivy on Guildford Grammar) are however, cheaper and more reliable. A biophilic design could factor in this type of planting in preference to green walls & other gimmicks and incorporate rainwater harvesting from hard surfaces to infiltrate soil to support greenery.</p>
<p>6.7</p>	<p>p.15: "business as usual", also lead by example. For the ToB to expect (or even attempt to force) private property owners to care for green infrastructure, while street trees are dying is hypocritical. A resident recently said to me that "Peppermint Trees are really slow growing aren't they?" I'm sure that driving past them every day on West Rd a lot of people get that impression. Educating people is not just about publishing information & sharing on social media - it's about having real life examples in the real world that demonstrate best practise and make it look achievable and 'normal'</p>
<p>6.8</p>	<p>p.20: mentions "designers" and "landscape guidelines". As previously noted, construction typology & design should also included in recommendations.</p>
<p>6.9</p> <p>REFERENCES:</p> <p>About the references, not all of these are available to community members to access, however I would like to note that the DRAFT Urban Forest Strategy 2016 - 2026 document was in the process of being rewritten as the original draft was wholly inadequate. If it is possible to obtain the most up - to - date version of this document it would be far more useful as a reference than the original draft.</p> <p>In 2017 the ToB engaged consultants Astron to provide a report on the Town's UF Canopy and correlation to UHIE. This is well worth reading. Not mentioned in the report but forming part of the presentation it was noted that the data was obtained at 10am on the hottest day of 2016. Not an ideal time to collect Land Surface Temp readings if the concern is UHIE however. What is noted in the report summary is that irrigated turf ameliorates UHIE more effectively than trees until trees attain a height of 15m - even more reason to retain existing trees rather than plant new ones which will take potentially decades to become effective if they even survive (less than</p>	<p>Noted. The Town believes the application of this Policy will assist in creating an urban canopy over private areas of land. The Town will continue to implement its street tree planting program for public areas to create an urban forest.</p>

5% of trees planted in an urban context attain maturity).	
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7	Affected Property: 5 (Lot 37) Fourth Avenue, Bassendean	Postal Address: 5 Fourth Avenue BASSENDEAN WA 6054
Summary of Submission Support to the proposal.		Comment
Please provide within the policy a table of the proposed augmented deemed to comply provisions of the R codes V1 and any augmented acceptable outcome provisions of V2 R codes indicating in accordance with clauses 1.2.2 and 1.2.3 of V2 which require WAPC approval and similar Clause 7.3.3? For V1. I ask that you please watermark the adopted policy specifying which clauses are immediately operational and indicate those which require further WAPC approval and not yet operational.		Noted. See Residential Design Codes section of report. As the draft policy is not amending any deemed-to-comply requirements of the R-Codes, the approval of the Western Australian Planning Commission is not required.

8	Affected Property: 37 (Lot 1) Third Avenue Bassendean	Postal Address: 37 Third Avenue BASSENDEAN WA 6054
Summary of Submission Support to the Policy.		Comment Noted.

9	Affected Property: 19 (Lot 345) Mann Way Bassendean	Postal Address: 19 Mann Way BASSENDEAN WA 6054
Summary of Submission Support to the proposal.		Comment
Bassendean needs to keep and increase its tree canopy and allowing developers to remove trees and replace with concrete will increase the heat island effect and could end up with Bassendean being as unpleasant as many of the new suburbs.		Agreed.

10	Affected Property: 111 (Lot 23) Hamilton Street Bassendean	Postal Address: 111 Hamilton Street BASSENDEAN WA 6054
Summary of Submission Support to the proposal.		Comment Noted.

11	Affected Property: 18 (Lot 30) Anzac Terrace Bassendean	Postal Address: 18 (Lot 30) Anzac Terrace BASSENDEAN WA 6054
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Summary of Submission	Comment
Support to the proposal.	
It is good having a Tree Policy but I would suggest that it should be mandatory to obtain Council approval before any tree is removed from any property and penalties awarded for illegal removal of trees.	Noted. See comments on 2.5 above for trees on private property. On public land, it is illegal to remove trees and the Town can undertake legal action should a street tree be removed.

12	Affected Property: 13B (Lot 2) Berry Court Bassendean	Postal Address: 13B (Lot 2) Berry Court BASSENDEAN WA 6054
Summary of Submission	Comment	
Support to the proposal.		
We have to keep what trees we have not just let developers come in and mow everything down to put up boxes and make a quick profit. The reason we live here is for the big blocks close to the river and the OLD trees that don't grow over night.	Noted.	

13	Affected Property: 117 (Lot 485) Kenny Street Bassendean	Postal Address: 117 (Lot 485) Kenny Street BASSENDEAN WA 6054
Summary of Submission	Comment	
Support to the proposal.		
Trees are an asset to our community, we should be retaining as many as possible for as long as possible. An empty block contributes nothing to a street, and I would argue that new buildings would benefit from an established tree being present. The policy to have compulsory trees per sqm is great. Thank you!	Agreed.	

14	Affected Property: 52 (Lot 116) Margaret Street Bassendean	Postal Address: 52 (Lot 116) Margaret Street BASSENDEAN WA 6054
Summary of Submission	Comment	
Support to the proposal.		
14.1 To help residents with maintenance of trees, green bins or more frequent green waste collection would be useful.?	Noted. The Town considers there is sufficient capacity within the existing greenwaste verge collection to accommodate tree prunings and leaves as a result of the additional plantings.	
14.2 Also is the scheme of replacing lost verge trees still active	Yes, the Town considers requests for street trees, which are prioritised based on: (i) The amount of existing trees in the streetscape;	

	(ii) If the location of the tree is on a major arterial road or has public facilities on the same street; and
	(iii) Where existing trees have been removed to facilitate underground power, infrastructure or road widening.

15	Affected Property: 149 (Lot 128) Second Avenue Eden Hill	Postal Address: 149 (Lot 128) Second Avenue EDEN HILL WA 6054
Summary of Submission Support to the proposal.		Comment Noted.

16	Affected Property: 127A (Lot 62) Whitfield Street Bassendean	Postal Address: 127A (Lot 62) Whitfield Street BASSENDEAN WA 6054
Summary of Submission Support to the proposal.		Comment
16.1	I fully support the intention of the policy to strengthen the Town's ability to protect and nurture trees in private developments. But I fear it will be unable to bear fruit unless the staff who are responsible for bringing it into action believe in it and can engage in productive discussion about it. It will need to be backed up by staff training and the budget to call in the advice of experienced and respected arborists when needed.	Agreed. The Town is strongly committed to educating landowners and applicants on the benefits of tree retention, and encourage retention when discussing designs in all instances. Budget allocation is already provided for the use of arborists when considering Tree Preservation Orders.
16.2	I wonder if swinging the focus onto better and deliberate commitment to caring for trees in the public domain and on municipal land would be a better place to focus energy in order to achieve a good outcome in the long run. Today's Council would do the future a favour by strengthening the toehold of local eucalypts in its Significant Tree Preservation initiative.	Noted.
16.3	Section 6.1 (d) I am disappointed that habitat significance of indigenous species comes under 'Other Significance'. The value of local trees that support local insects that support small local species, as opposed to crows, magpies and kookaburras, bring the benefits of ecological diversity to our neighbourhood. I'd like to see natural heritage represented more strongly where practical.	Agreed. The reason it is listed in Other Significance is to align with the current clauses of Local Planning Scheme No. 10. On review of the Local Planning Framework, the Town can modify the scheme provisions to include habitat as its own separate criteria, which can then be updated in the Policy.
16.4	Section 6.2 a) A place to start would be to determine what percentage of a lot	Noted. The Residential Design Codes determine the building footprint by virtue of minimum

	<p>can be built on so that there is a workable starting point for placement of 1 tree for every 350m²? And then requiring the undeveloped portion to have dimensions that can serve as a Tree Growth Zone.</p>		<p>requirements for open space and setbacks. The Policy prescribes the area required for a tree to ensure tree retention leads design instead of trees been an afterthought in the design process.</p>
<p>16.5</p>	<p>(b) People who are into trees will probably want to start with a tree that is smaller and younger as it is often the case that such trees will thrive and surge ahead of older grafted stock.</p>		<p>Noted. The Town considered larger trees should be required as the cost of providing larger trees would also act as an incentive for developers to instead retain existing mature trees.</p>