

# TOWN OF BASSENDEAN

## MINUTES

### ORDINARY COUNCIL MEETING

HELD IN THE COUNCIL CHAMBER, 48 OLD PERTH ROAD, BASSENDEAN

ON TUESDAY 27 MARCH 2018 AT 7.00PM

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#### 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.

#### Sports Achievement Award

The Mayor presented a Sports Achievement Award to Daniel Mackenzie.

#### 2.0 PUBLIC QUESTION TIME

##### 2.1 Public Question Time

Questions submitted in writing from Mr Donald Yates, 10 Thompson Road, Bassendean

*Does the Town recognise that the latest additional dwellings target in State Planning Policy 4.2 Activity Centres in Perth and Peel is 4,150 homes?*

The final version of Perth and Peel @3.5 million (PP3.5M) was released last Friday (23 March 2018) and as such, Council has not yet had the opportunity to consider the Framework. However, it is anticipated that the sub-regional planning frameworks (including the Central sub-regional planning framework which applies to Bassendean) will, ultimately, be incorporated into State Planning Policy 1 - State Planning Framework, for which local governments must have regard to in their plan-making and land use planning deliberations.

The aforementioned additional dwellings target is a slight reduction from the target of 4,200 additional dwellings prescribed in the previous draft version of PP3.5M framework.

*As at March 2018, the number of additional dwellings since January 2011 should be 950. What is the actual number of additional dwellings completed since Jan 2011 in Bassendean?*

Since the start of 2011 until now, an additional 681 new dwellings has been added to the Town's housing stock. This figure has been adjusted to account for dwellings demolished but it does not include ancillary accommodation – this would be additional.

*Lord Street /West Road starting at the shopping centre and heading north is planned to be an Urban Transit Corridor like Ivanhoe Street. Will Lord Street between Guildford Rd and Morley Drive remain a Town of Bassendean responsibility with all the additional costs of being an Urban Transit Corridor or will the design and maintenance of Lord St be transferred to Main Roads WA as a matter of some urgency?*

The report was released last Friday. It is too soon to provide a response to this question.

*Railway Parade between Success Hill and Bassendean Stations is to also become an urban Transit Corridor. Does this mean that the proposed design of the Whitfield St bike path where it joins the PSP near the Lord St Bridge will have to be withdrawn and other options considered quite quickly?*

In 2013, Council (OCM10/4/13) adopted the Bassendean Bike Plan. The Bassendean Bike Plan outlines a number of proposals to improve the cycle network including the extension of the Principal Share Path Network from Perth to Midland and the provision of the Whitfield Street "Safe Active Street". Therefore both of the Railway Parade Principal Shared Path proposal and the Whitfield Street "Safe Active Street" proposal being considered in the March 2018 Ordinary Council meeting agenda, assist in providing cycling connectivity and are consistent with the Bassendean Bike plan.

*The Perth and Peel @ 3.5 Million has designated bush forever areas. As one extensive bush forever areas includes that part of the Sandy Beach Reserve for the proposed playground, does that mean that if the playground concept is to be proceeded with, that a new site needs to be chosen, possibly NOT in the floodway and with better access options than just one narrow road like West Road?*

The Framework and the Central sub-regional framework has not designated Sandy Beach and Ashfield Flats as a Bush forever site, but merely reflects those sites as already having this designation. The aim of the Bush Forever policy is to provide a policy and implementation framework that will ensure bushland protection and management issues in the Perth Metropolitan Region are appropriately addressed and integrated with broader land use planning and decision-making.

*When will this safety matter be addressed by angling down the oval lighting to stop the overspill and these works undertaken as a matter of some urgency?*

The lamps were adjusted to maximise light onto the playing surface when last raised by Mr Yates. It is possible they have moved with high winds since and a light contractor has again been engaged to review the lamp orientation.

*Who within the Bassendean Administration is responsible to ensure (A) compliance with and (B) enforcement of JDAP development approvals as they apply to the Town of Bassendean?*

There is no form of delegation for dealing with issues of non-compliance with conditions, however, either the Manager Development Services or one of the planners would look at the issue, and if prosecution was required, they would refer the matter to Council as no delegation exists to prosecute on planning matters.

Ms Nonie Jekabsons, 6 Barton Parade, Bassendean

*Have people who submitted feedback regarding the Sandy Beach Nature Playground received a response from the Town?*

The A/CEO responded that an automatic response should be provided on line when a submission is made via the Your Say website. Mr Haggart confirmed that Ms Jekabsons' submission has been received.

The Mayor advised that the Town will be undertaking a review of the Your Say website to improve communication and consultation with the public.

Mr Steve Williams, 7B Hardy Road, Bassendean

*Why has there been no consultation with residents regarding the installation of No Standing signs in Hardy Road?*

The Mayor apologised for the lack of communication and advised that it was not intentional.

The Director Operational Services advised that he would be happy to liaise further with Mr Williams on this matter.

*Can the Town confirm that a block of flats is proposed to be built by the river, as reported on the radio?*

The Manage Development Services responded that he is not aware of any such proposal.

The Mayor advised that there has been nothing received through the Town's Planning Department.

Ms Carol Seidel, 55 Broadway, Bassendean

*Why is the Town not taking action and issuing fines to people camping at Ashfield Flats? The area needs to be more secure to prevent unauthorised access – the place should be policed much better.*

The Director Operational Services responded that the Town's Rangers will respond if contacted by the public and will issue infringement notices if they observe unauthorised access or damage to parks and reserves.

Mr Bruce Keay, 11 Earlsferry Court, Bassendean

*Why are staff not using correct terminology in Item 10.5? Where it refers to '100 year ARI' it should be '1% average exceedance probability'.*

The Manager Development Services responded that the information was most likely copy and pasted from a previous report, however, this would be amended.

Mr Aaron McKay, 48 Watson Street, Bassendean

*What is deemed 'noise' – how can I improve the noise if there is no measurement to work to?*

The Manager Development Services advised that the noise complaint relates to the use of power tools exceeding the two hour limit.

*Can I get a permit to go over the two hour period?*

The Manager Development Services advised that there is no provision for that, however, he will seek clarification from the Town's Senior Environmental Health Officer.

Mr Paul Bridges, 150 West Road, Bassendean

*Has any action been taken on the review of the Street Tree Master Plan? Has a consultant's brief been prepared and will it be available to the Councillors before it goes out to consultants?*

The Director Operational Services advised that a report will be presented to the Asset Management Committee to consider the way forward with regard to the development of a brief.

Mrs Anne Brinkworth, 19 Ida Street, Bassendean

*When will the results of the Australia Day survey be available?*

The Mayor advised that the results have been available for some time on the Town's website. The matter will be considered at the April Ordinary Council Meeting.

*Mrs Brinkworth advised that the Bassendean Briefings has not been delivered to her street and has occurred twice.*

The Mayor commented that the Bassendean Briefings may have been included with the junk mail and inadvertently disposed of.

## **2.2 Address by Members of the Public**

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

### **3.0 ATTENDANCES, APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE**

#### **Present**

##### Councillors

Cr Renee McLennan, Mayor  
Cr John Gangell (from 7.07pm)  
Cr Kathryn Hamilton  
Cr Melissa Mykytiuk  
Cr Sarah Quinton  
Cr Jai Wilson

##### Officers

Mr Graeme Haggart, Acting Chief Executive Officer  
Mr Michael Costarella, Director Corporate Services  
Mr Simon Stewert-Dawkins, Director Operational Services  
Mr Anthony Dowling, Director Strategic Planning  
Mr Brian Reed, Manager Development Services  
Mrs Amy Holmes, Minute Secretary

##### Public

Approximately 23 members of the public were in attendance.

##### Press

One member of the press was in attendance.

##### Apologies

Cr Bob Brown, Deputy Mayor  
Mr Bob Jarvis, CEO

##### Leave of Absence

#### **COUNCIL RESOLUTION – ITEM 3.0(a)**

**OCM – 1/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Cr Hamilton be granted a leave of absence for 12-15 April 2018.  
**CARRIED UNANIMOUSLY 6/0**

### **4.0 DEPUTATIONS**

Nil

## **5.0 CONFIRMATION OF MINUTES**

### **5.1 Ordinary Council Meeting held on 27 February 2018**

#### **COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(a)**

**OCM – 2/03/18** MOVED Cr Quinton, Seconded Cr Mykytiuk, that the minutes of the Ordinary Council Meeting held on 27 February 2018, be received.

**CARRIED UNANIMOUSLY 6/0**

#### **COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 5.1(b)**

**OCM – 3/03/18** MOVED Cr Quinton, Seconded Cr Wilson, that the minutes of the Ordinary Council Meeting held on 27 February 2018, be confirmed as a true record.

**CARRIED UNANIMOUSLY 6/0**

## **6.0 ANNOUNCEMENT BY THE PRESIDING PERSON WITHOUT DISCUSSION**

Nil

## **7.0 PETITIONS**

A petition, containing 17 signatures, has been received regarding a request to install a poo bag stand and bin on Chapman Street for use on Education Department land, namely the oval for Cyril Jackson Campus.

#### **COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 7.0**

**OCM – 4/03/18** MOVED Cr Mykytiuk, Seconded Cr Hamilton, that Council receives the petition and requests a report be prepared on the financial impacts associated with providing a poo bag stand and bin adjacent to privately owned land located in Chapman Street.

**CARRIED UNANIMOUSLY 6/0**

## **8.0 DECLARATIONS OF INTEREST**

Cr Hamilton declared a Proximity Interest for Item 10.7 - Broadway Proposed Principal Shared Path.

## **9.0 BUSINESS DEFERRED FROM PREVIOUS MEETING**

Nil

## **10.0 REPORTS**

### **10.1 Adoption of Recommendations En Bloc**

It was agreed that items 10.2, 10.3, 10.5, 10.6, 10.7, 10.8, 10.11, 10.12 & 10.13 be removed from the en-bloc table and considered separately.

### **COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.1**

**OCM – 5/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council adopts en bloc the following Officer recommendations contained in the Ordinary Council Meeting Agenda of 27 March 2018:

Item	Report
10.4	Amended Application for Development Approval for a Convenience Store (petrol station) at Lot 125 (Unit 3 No. 335) Collier Road, Bassendean
10.14	Bassendean Local Emergency Management Committee Meeting held on 7 March 2018
10.15	Access and Inclusion Committee Meeting held on 14 March 2018
10.16	Audit & Governance Committee Meeting held on 14 March 2018
10.17	Determinations Made by the Principal Building Surveyor
10.18	Determinations Made by Development Services
10.19	Use of the Common Seal
10.20	Calendar for April 2018
10.21	Implementation of Council Resolutions

**CARRIED UNANIMOUSLY 6/0**

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

Item	Report
10.2	Application for Outdoor Dining (8 Napkins) at Lot 1 (Unit 4, No. 85) Old Perth Road, Bassendean
10.3	Application for a Change of Use to Recreation – Private (Star Mites Gym Sports Pty Ltd) at Lot 119; (No. 301) Collier Road, Bassendean
10.5	Amended Application for Development Approval for a Concrete Batching Plant at Lot 105 (Nos. 2-8) Clune Street, Bassendean
10.6	North Road On-Street Parking
10.7	Broadway Proposed Principal Shared Path

10.8	Bike Boulevard Community Engagement for Whitfield Street, Bassendean
10.9	RFT CO 077 2017-18 Provision of Building & General Electrical Services (Maintenance & Minor Works) for the Town of Bassendean
10.10	2017/18 Budget Review for the Period Ending 30 June 2018
10.11	Request for Sponsorship
10.12	Council's Consideration of a Proposal to Disband the Design Bassendean Committee
10.13	River Parks Committee Meeting held on 6 February 2018
11.1	Notice of Motion – Cr Wilson: The Fathering Project
11.2	Notice of Motion – Cr Wilson: Water Fountains
11.3	Notice of Motion – Cr Hamilton: Differential Rates
11.4	Notice of Motion – Cr Wilson: Town of Bassendean Flag
11.5	Notice of Motion – Cr Quinton: Single Use Plastics
13.1	Appointment of Members to Youth Advisory Council

**10.2 Application for Outdoor Dining (8 Napkins) at Lot 1 (Unit 4, No. 85) Old Perth Road, Bassendean, Owner: ESA (WA) Pty Ltd, Applicant: 8 Napkins Pty Ltd (Ref: DABC/BDVAPPS/2018-030 – Cameron Hartley, Planning Officer)**

APPLICATION

The application proposes to increase the number of seating within the applicants lot boundaries for the ground floor café tenancy at No. 85 Old Perth Road, Bassendean (8 Napkins). The application seeks approval to vary the minimum car parking bays required under the Towns Local Planning Scheme No.10.

OFFICER RECOMMENDATION — ITEM 10.2

That Council grants development approval for Outdoor Dining for Lot 1 (Unit 4, No.85) Old Perth Road, Bassendean, subject to the following conditions:

1. No more than 6 tables and 24 chairs shall be provided or permitted to remain in the outdoor dining area;
2. The development to be consistent with the approved plans stamp dated received on 23 February 2018.
3. All tables and chairs are to be contained within lot boundaries, and shall not encroach upon any other land, at all times.

*Cr Gangell moved the Officer Recommendation with the addition of a Point 4, as shown in bold.*

COUNCIL RESOLUTION — ITEM 10.2

**OCM – 6/03/18** MOVED Cr Gangell, Seconded Cr Wilson, that Council grants development approval for Outdoor Dining for Lot 1 (Unit 4, No.85) Old Perth Road, Bassendean, subject to the following conditions:

1. No more than 6 tables and 24 chairs shall be provided or permitted to remain in the outdoor dining area;
2. The development to be consistent with the approved plans stamp dated received on 23 February 2018.
3. All tables and chairs are to be contained within lot boundaries, and shall not encroach upon any other land, at all times.
4. **The Town encourages the applicant to apply for an alfresco dining permit.**

CARRIED UNANIMOUSLY 6/0

**10.3 Application for a Change of Use to Recreation – Private (Star Mites Gym Sports Pty Ltd) at Lot 119; (No. 301) Collier Road, Bassendean, (Owner: Maru Pty Ltd, Applicant: Star Mites Gym Sports Pty Ltd - Liz Gardiner) (Ref: DABC/BDVAPPS/2017-160 – Cameron Hartley, Planning Officer)**

APPLICATION

The purpose of this report was for Council to consider an application for development approval for a Change of Use from Light Industry to Recreation – Private (Star Mites Gym Sports Pty Ltd) at Lot 119 (No. 301) Collier Road Bassendean. The application seeks approval to vary the minimum car parking bays required under the Towns Local Planning Scheme No.10.

### OFFICER RECOMMENDATION — ITEM 10.3

That Council grants development approval for the proposed Change of Use at Lot 119 (No.301) Collier Road, Bassendean, subject to the following conditions:

1. The business operating in accordance with the Recreation-Private usage in accordance with the Local Planning Scheme 10 definition. Any alternative use of the premises will require the submission of an application to the Town for a change of use.
2. The proposed Recreation-Private use is limited to a maximum capacity of 50 people at any given time. Any future proposed increase in total capacity will require lodgement of a new application for development approval and consideration by the Town;
3. With the exception of closing times, operation of the use described in the formal approval above to be in accordance with details provided in the applicant use confirmation letter dated 12 March 2018 provided by Star Mites and business detail letter and class timetable provided by TPG Place Match dated 15 February 2018. Any changes to the operations will require lodgement of a new application for development approval for consideration by the Town.
4. Any 'Come and watch sessions', whereby parents and guardians are to attend the site rather than the predominant 'drop-off and pick-up' operations as detailed by the applicant are to occur during the times when minimal business operations are occurring on the site, to the satisfaction of the Town.
5. The operation of the site is restricted to the following opening times, reflective of the approved business detail and class timetable as referenced in condition 3 of this approval and shall not be altered without prior approval of the Town:
  - a. Monday: 3:50pm
  - b. Tuesday: 10am
  - c. Wednesday: 3:50pm
  - d. Thursday: 10am
  - e. Friday: 3:50pm
  - f. Saturday: 8am
  - g. Sunday: 7:45am

6. The allocation of twelve (12) car parking spaces being provided on site for the use solely in conjunction with the subject tenancy.
7. Car parking spaces being clearly marked for use solely for the allocated business. Car parking bays are to be marked or signed to the satisfaction of the Town within 60 days from the date of this development approval.
8. This approval does not include modification to the exterior of the premises. Any proposed external modifications for the development are to be subject of a separate application including signage.
9. A maximum of 2 staff members shall be on site for the 'Mums and Bubs' classes on Tuesdays and Thursdays.
10. Buses attending the site on Tuesdays and Thursdays for 'Phys Ed' classes are not to park on the premises. All bus services will be for pick up and drop off only to the satisfaction of the Town.
11. A maximum number of 5 staff shall be on the site at any one time.
12. No products, goods, materials or waste shall be stored outside of the building unless in a designated area that has been approved by the Town for this purpose.

Footnotes:

The applicant shall ensure that the dropping off and picking up of students during specified operating hours is on a 'kiss and ride' basis where appropriate and that parents of students, students and staff are made aware of this practice to ensure the minimal number of parking bays are occupied on the site.

*Cr Quinton moved the Officer Recommendation with the deletion of Point 7 relating to marked car parking spaces.*

**COUNCIL RESOLUTION — ITEM 10.3**

**OCM – 7/03/18** MOVED Cr Quinton, Seconded Cr Wilson, that Council grants development approval for the proposed Change of Use at Lot 119 (No.301) Collier Road, Bassendean, subject to the following conditions:

1. The business operating in accordance with the Recreation-Private usage in accordance with the Local Planning Scheme 10 definition. Any alternative use of the premises will require the submission of an application to the Town for a change of use.
2. The proposed Recreation-Private use is limited to a maximum capacity of 50 people at any given time. Any future proposed increase in total capacity will require lodgement of a new application for development approval and consideration by the Town;
3. With the exception of closing times, operation of the use described in the formal approval above to be in accordance with details provided in the applicant use confirmation letter dated 12 March 2018 provided by Star Mites and business detail letter and class timetable provided by TPG Place Match dated 15 February 2018. Any changes to the operations will require lodgement of a new application for development approval for consideration by the Town.
4. Any 'Come and watch sessions', whereby parents and guardians are to attend the site rather than the predominant 'drop-off and pick-up' operations as detailed by the applicant are to occur during the times when minimal business operations are occurring on the site, to the satisfaction of the Town.
5. The operation of the site is restricted to the following opening times, reflective of the approved business detail and class timetable as referenced in condition 3 of this approval and shall not be altered without prior approval of the Town:
  - a. Monday: 3:50pm
  - b. Tuesday: 10am
  - c. Wednesday: 3:50pm
  - d. Thursday: 10am

- e. Friday: 3:50pm
  - f. Saturday: 8am
  - g. Sunday: 7:45am
6. The allocation of twelve (12) car parking spaces being provided on site for the use solely in conjunction with the subject tenancy.
  7. This approval does not include modification to the exterior of the premises. Any proposed external modifications for the development are to be subject of a separate application including signage.
  8. A maximum of 2 staff members shall be on site for the 'Mums and Bubs' classes on Tuesdays and Thursdays.
  9. Buses attending the site on Tuesdays and Thursdays for 'Phys Ed' classes are not to park on the premises. All bus services will be for pick up and drop off only to the satisfaction of the Town.
  10. A maximum number of 5 staff shall be on the site at any one time.
  11. No products, goods, materials or waste shall be stored outside of the building unless in a designated area that has been approved by the Town for this purpose.

CARRIED UNANIMOUSLY 6/0

**10.4 Amended Application for Development Approval for a Convenience Store (petrol station) at Lot 125 (Unit 3 No. 335) Collier Road, Bassendean (Owner: Amtank Pty Ltd, Applicant: Planning Solutions - Ref: DABC/BDVAPPS/2018-017 – Timothy Roberts, Planning Officer)**

APPLICATION

The Town has received an amended development application to a Joint Development Assessment Panel (JDAP) approved convenience store (petrol station) at Lot 125 (Unit 3 No. 335) Collier Road, Bassendean. As the previous approval was decided by the JDAP, it is appropriate that this report be considered by Council. This report seeks Council's endorsement to approve the amended development application.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION —  
ITEM 10.4

**OCM – 8/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council grants development approval for the amended development application for a convenience store (petrol station) at Lot 125 (Unit 3 No. 335) Collier Road, Bassendean, subject to the following conditions:

1. This approval is for the use of the building as a 'Convenience Store' only. Any alternative use of the premises will require the submission of a development application to the Town for a change of use;
2. Revised drawings shall be submitted in conjunction with the application for a building permit and such drawings shall demonstrate:
  - (a) The bin area is to be masonry in construction and equipped with a hose cock;
  - (b) A replacement crossover to Fairford Street incorporating a 5m turning radius for both the crossover wings;
  - (c) The median strip on Collier Road is to be modified to be flush for a length of 10m as shown on the approved turning template to allow fuel vehicles to turn right from Collier Road and adequately enter the site; and
  - (d) Details of a sign to be added inside the lot adjoining the Fairford Street crossover preventing fuel vehicles from entering the site from Fairford Street;
3. The applicant is responsible for all costs and works associated with modifying the kerbed median strip within Fairford Street and to the modification of the WAPC and the Town of Bassendean prior to the occupation of the Convenience Store;
4. A detailed and professionally prepared landscaping plan being submitted prior to or with the application for a Building Permit for the Town's approval which provides full detail of the scope of works to be undertaken in both the private and public realms adjoining the development site, including:
  - (a) All the requirements listed under Local Planning Policy No. 18 including but not limited to: street frontages, contours, reticulation details, details of ground treatment and a plant legend showing:
    - (i) quantity of plants;
    - (ii) species name;

- (iii) pot size of plants at time of planting;
  - (iv) height at full growth.
  - (b) Details of the location and type of proposed trees, shrubs, ground cover and lawn areas to be planted;
  - (c) All plants to be of low water use;
  - (d) Landscaping of the verge area adjacent to the development site, including the provision of four (4) substantial street trees (2 x *Corymbia Ficifolia* to Collier Road and 2 x *Eucalyptus Todtiana* to Fairford Street) of a minimum 90L pot size and minimum height of 2 metres at the time of planting in accordance with the Town's adopted Street Tree Master Plan;
  - (e) Two additional shade trees located on site or in the verge with a minimum 90L pot size and minimum height of 2 metres at the time of planting;
  - (f) The total number of plants to be planted at a minimum rate of 4 per 1m<sup>2</sup>; and
  - (g) Details of the proposed watering system to ensure the establishment of species and their survival during the hot, dry summer months;
5. Landscaping shall be installed and subsequently maintained in accordance with the approved landscaping plan;
  6. No vehicle used for the delivery of fuel is permitted on site between 7:30am to 9:00am and 2:30pm to 5:00pm on weekdays;
  7. No products, goods or materials are to be stored outside of the building unless in a designated area approved by the Town for this purpose;
  8. Separate approval being sought from the Town for any proposed fencing on Strata Lot 3;
  9. All stormwater being contained on site. Details of the method of stormwater being submitted for approval in conjunction with the application for a Building Permit;
  10. The car parking spaces and access ways to be designed and constructed in accordance with Local Planning Policy No. 8 and AS 2890.1 (as amended) and being maintained thereafter to the Town's satisfaction;
  11. All building works carried out under this development approval are required to be contained within the boundaries of the subject lot;

12. Prior to the issue of a building permit, a development bond for the sum of \$42,000 being lodged with the Town to ensure that satisfactory completion of all works associated with landscaping, car parking, access ways, screen walls, and other associated works;
13. The incorporation of public art into the proposed development or a cash-in-lieu payment of \$21,000 (one per cent of development cost) in accordance with the Town's adopted Local Planning Policy No. 15 'Percent for Art Policy'. Detailed arrangements and agreement with respect to art to be provided on-site with a bond being provided to the Town for the full cost of the art or alternatively payment of the required fee shall be made prior to or in conjunction with the application for a Building Permit; and
14. The building hereby approved shall not be occupied until all of the conditions of development approval have been complied with to the satisfaction of the Town, unless the applicant has entered into an agreement with the Town to comply with those conditions within a specified period.

#### Advice Notes

1. The issue of a Building Permit is required prior to the commencement of any on-site works.
2. Modifications or works done to the existing crossovers in the verge will require approval from the Town's Asset Services. The applicant is to notify the Town's Asset Services department and gain all necessary approvals prior to commencing construction in the verge.
3. Regarding the proposed modifications to the median strip to Collier Road, the applicant is to ensure that all necessary approvals as required have been provided by the Western Australian Planning Commission.
4. Any development on the site is required to comply with the relevant Sub-surface Management Plan as found in the Mandatory Auditors Report by the Australian Environmental Auditors released on 26 June 2014. The management plan should include a safe and compliant method of installing the underground fuel tanks.
5. In regards to the modification of the median strip on Fairford Street, the applicant is advised that:

- (a) The length (L) of the splitter strip at the intersection of Fairford Street and Collier Road shall be a minimum 10m in length as determined from Austroads – Guide to Road Design Part 4A (Oct, 2009) Section 6.2.2 Table 6.2.
  - (b) All associated linemarking shall be approved by MRWA and cost shall be borne by the developer.
  - (c) All construction works within the road reserve (central median strip) shall be at developer's cost and to the Town of Bassendean specifications and satisfaction.
  - (d) Asphalt shall be installed where the strip was, additional hatch linemarking (where the strip was) shall be installed.
6. The applicant is advised that they must submit an Application for Approval to Establish or Alter a Food Business, together with the required plans and prescribed fee to the Health Department at the Town of Bassendean. The plans must include details such as:
  - (a) Finishes of all walls, floors and ceilings;
  - (b) Position and type of fixtures and fittings; and
  - (c) Location of sanitary conveniences, ventilating systems, grease trap and bin storage.
7. The applicant is advised to obtain approval from the Department of Mines and Petroleum for the storage of chemicals/dangerous goods in accordance with the Dangerous Goods Safety Regulations 2007 and Dangerous Goods Safety Act 2004;
8. All fuels, oils and other liquids shall be appropriately stored within a bunded and covered area capable of trapping any discharges. The application is to comply with the requirements of the Environmental Protection (Unauthorised Discharges) Regulations 2004; The applicant shall give consideration to the proximity/location of on-site storm water drains and soak wells to areas where spillage of fuel may occur.
9. Any existing on-site effluent disposal system (septic tanks and leach drains/soak wells on the site shall be decommissioned in accordance with the Health (Treatment of Sewage and Disposal of Effluent and Liquid Waste) Regulations 1974; and

10. The applicant is advised that noise generated by activities on site shall not exceed the levels as set under the Environmental Protection (Noise) Regulations 1997. All development works are to be carried out in accordance with control of noise practices set out in Section 6 of AS 2436-1981 or the equivalent Australian Standard. No works shall commence prior to 7am.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION –  
OCM-5/03/18 6/0

**10.5 Amended Application for Development Approval for a Concrete Batching Plant at Lot 105 (Nos. 2-8) Clune Street, Bassendean, Owner: Keppel Holdings Pty Ltd, Applicant: Rowe Group (Ref: DABC/BDVAPPS/DA2018-019 – Timothy Roberts, Planning Officer)**

APPLICATION

The Town has received an amended development application to an approved concrete batching plant at Lot 105 (Nos. 2-8) Clune Street, Bassendean. As the previous approval was decided by the State Administrative Tribunal, it is appropriate that this report be considered by Council. This report seeks Council's endorsement to approve the amended development application.

OFFICER RECOMMENDATION — ITEM 10.5

That Council approves the amended development application for the proposed mobile concrete batching plant at Lot 105 (Nos 2-8) Clune Street, Bassendean with the following conditions imposed:

1. Prior to the issue of a Building Permit, a development bond for the sum of \$10,000 being lodged with the Town of Bassendean to ensure the satisfactory completion of all works associated with landscaping, car parking, access ways, screen walls, and other associated works.  
In the event the works are not completed to a satisfactory standard, the Town may call on the bond for the purposes of completing the works;
2. A detailed landscaping plan being submitted for approval prior to or in conjunction with the application for a Building Permit which demonstrates compliance with the following requirements:

- (a) Provision of 6 shade trees for car parking on site;
  - (b) Shade trees being planted with a minimum pot size of 90L and a minimum height of 2m at the time of planting;
  - (c) Eucalyptus Leucoxydon Rosea to be planted with a minimum pot size of 100L and a minimum height of 2 metres at the time of planting;
  - (d) All landscaped areas being reticulated;
  - (e) A focus on the use of local species as specified within the Town's adopted Local Planning Policy – Landscaping with Local Plants;
3. All landscaped areas shall be reticulated and maintained for the life of the development in accordance with the approved landscaping plan. Landscaping along the Wicks Street road reserve post resumption of the unzoned portion of the lot is to be subject of a separate development application;
  4. Any fencing to be setback a minimum of two (2) metres from the Clune Street frontage, behind the landscaping strip as detailed on the approved drawings. Fencing along the Wicks Street road reserve post resumption of the unzoned portion of the lot is to be subject of a separate development application;
  5. The proposed development is, at all times, to operate in accordance with the *Waste and Dust Management Plan and the Environmental Protection (Concrete Batching and Cement Product Manufacturing) Regulations 1998*;
  6. Operating hours are to be restricted to 6:00am to 6:00pm Monday to Saturday (public holidays excluded), however, no front end loader may operate prior to 7:00am;
  7. The annual output (1 January to 31 December) of the facility is limited to 105,300m<sup>3</sup> of concrete;
  8. There is to be no access to the site by trucks and semi-trailers on Sundays or public holidays;
  9. Average daily production of the plant not exceeding 350m<sup>3</sup> on any given day with a maximum production capacity of 375m<sup>3</sup> on any given day without the further approval of the Town first having been obtained;

10. The amount of concrete batched on-site is to be provided quarterly to the Town by no more than 30 days after the end of each quarter ending 31 March, 30 June, 30 September and 31 December on any given year. The quarterly summary must identify and highlight for each working day the date and time that the maximum output was reached being:
  - (a) 350m<sup>3</sup> as a daily average; and
  - (b) 375m<sup>3</sup> as a daily maximum.
11. Prior to the building permit for the development being issued, detailed design drawings for the wastewater management system must be submitted to the Town for approval. The wastewater management system must thereafter be constructed in accordance with the approved plans;
12. Standing water shall not remain on site for a period greater than 120 consecutive hours, so as to minimise the possibility of mosquito breeding.
13. All uncontaminated stormwater and drainage runoff produced on site is to be disposed of onsite via the use of soakwells, approved by the Town. The soakwells must deal with the entire land area and be designed to contain a 24 hour storm duration and 100-year ARI. Details of stormwater disposal being submitted for the approval of the Town in conjunction with or prior to the issue of a Building Permit, in accordance with Local Planning Policy No. 14 – On-Site Stormwater Policy.
14. A copy of an approval issued by the Department of Environment Regulation – Licensing Section for the operation of the facility shall be submitted to the Town prior to operations commencing.
15. Any stored aggregate or sand outside the building is to be either wetted at all times or covered to prevent wind driven dust erosion.
16. Any material spills outside the material bins or waste storage bins are to be immediately wetted prior to removal of the materials.
17. Trucks must be washed down at the slump stand before leaving the site.

18. No products, goods materials or waste shall be stored outside of the material bins or waste storage bins unless in a designated area that has been approved by the Town for this purpose.
19. A bin area is:
  - (a) To be provided of not less than 10m<sup>2</sup>,
  - (b) To be screened by a gate and brick walls or other suitable material to a height of not less than 1.8m;
  - (c) To be provided with 75mm minimum thickness concrete floors grading to a 100mm industrial floor waste, with a hose cock to enable both the bins and bin storage area to be washed out; and
  - (d) To be provided with internal walls that are cement rendered (solid and impervious) to enable easy cleaning.
20. Bins are to be washed only in an approved wash down facility within the bin area; drained to a silt trap and disposed of via the Water Corporation sewer system or if this is not available, a leach drain soakwell system which is separate to the stormwater disposal system, or approved system, to the satisfaction of the Town of Bassendean.
21. The 19 car parking space and 18 trucks parking spaces and associated access ways shown on the approved drawings being constructed, kerbed, marked and maintained thereafter to the Town's satisfaction.
22. Concrete mixer trucks are to be parked within an approved truck parking bay only.
23. Truck parking bays are to conform to the relevant Australian Standards. Future truck parking is subject to a future application for development upon resumption of the unzoned portion of the lot.
24. The required crossover post resumption of the unzoned portion of land shall be constructed to Council's specifications. (Note: Separate application and approval required).
25. On completion of construction, all excess articles, equipment, rubbish and materials being removed from the site and the site left in an orderly and tidy condition.
26. No retail sales to be carried out from the premises.

27. Signage being subject to a separate application.
28. The street number being prominently displayed at the front of the development.
29. The issue of a Building Permit prior to the commencement of any on site works.

*Cr Hamilton moved the Officer Recommendation with an amendment to Point 13, to reflect the correct terminology '1% average exceedance probability', as shown in bold.*

#### COUNCIL RESOLUTION - ITEM 10.5

#### **OCM – 9/03/18**

MOVED Cr Hamilton, Seconded Cr Wilson, that Council approves the amended development application for the proposed mobile concrete batching plant at Lot 105 (Nos 2-8) Clune Street, Bassendean with the following conditions imposed:

1. Prior to the issue of a Building Permit, a development bond for the sum of \$10,000 being lodged with the Town of Bassendean to ensure the satisfactory completion of all works associated with landscaping, car parking, access ways, screen walls, and other associated works.  
In the event the works are not completed to a satisfactory standard, the Town may call on the bond for the purposes of completing the works;
2. A detailed landscaping plan being submitted for approval prior to or in conjunction with the application for a Building Permit which demonstrates compliance with the following requirements:
  - (a) Provision of 6 shade trees for car parking on site;
  - (b) Shade trees being planted with a minimum pot size of 90L and a minimum height of 2m at the time of planting;
  - (c) Eucalyptus Leucoxydon Rosea to be planted with a minimum pot size of 100L and a minimum height of 2 metres at the time of planting;
  - (d) All landscaped areas being reticulated;
  - (e) A focus on the use of local species as specified within the Town's adopted Local Planning Policy – Landscaping with Local Plants;

3. All landscaped areas shall be reticulated and maintained for the life of the development in accordance with the approved landscaping plan. Landscaping along the Wicks Street road reserve post resumption of the unzoned portion of the lot is to be subject of a separate development application;
4. Any fencing to be setback a minimum of two (2) metres from the Clune Street frontage, behind the landscaping strip as detailed on the approved drawings. Fencing along the Wicks Street road reserve post resumption of the unzoned portion of the lot is to be subject of a separate development application;
5. The proposed development is, at all times, to operate in accordance with the *Waste and Dust Management Plan and the Environmental Protection (Concrete Batching and Cement Product Manufacturing) Regulations 1998*;
6. Operating hours are to be restricted to 6:00am to 6:00pm Monday to Saturday (public holidays excluded), however, no front end loader may operate prior to 7:00am;
7. The annual output (1 January to 31 December) of the facility is limited to 105,300m<sup>3</sup> of concrete;
8. There is to be no access to the site by trucks and semi-trailers on Sundays or public holidays;
9. Average daily production of the plant not exceeding 350m<sup>3</sup> on any given day with a maximum production capacity of 375m<sup>3</sup> on any given day without the further approval of the Town first having been obtained;
10. The amount of concrete batched on-site is to be provided quarterly to the Town by no more than 30 days after the end of each quarter ending 31 March, 30 June, 30 September and 31 December on any given year. The quarterly summary must identify and highlight for each working day the date and time that the maximum output was reached being:
  - (a) 350m<sup>3</sup> as a daily average; and
  - (b) 375m<sup>3</sup> as a daily maximum.

11. Prior to the building permit for the development being issued, detailed design drawings for the wastewater management system must be submitted to the Town for approval. The wastewater management system must thereafter be constructed in accordance with the approved plans;
12. Standing water shall not remain on site for a period greater than 120 consecutive hours, so as to minimise the possibility of mosquito breeding.
13. All uncontaminated stormwater and drainage runoff produced on site is to be disposed of onsite via the use of soakwells, approved by the Town. The soakwells must deal with the entire land area and be designed to contain a 24 hour storm duration and **1% average exceedance probability**. Details of stormwater disposal being submitted for the approval of the Town in conjunction with or prior to the issue of a Building Permit, in accordance with Local Planning Policy No. 14 – On-Site Stormwater Policy.
14. A copy of an approval issued by the Department of Environment Regulation – Licensing Section for the operation of the facility shall be submitted to the Town prior to operations commencing.
15. Any stored aggregate or sand outside the building is to be either wetted at all times or covered to prevent wind driven dust erosion.
16. Any material spills outside the material bins or waste storage bins are to be immediately wetted prior to removal of the materials.
17. Trucks must be washed down at the slump stand before leaving the site.
18. No products, goods materials or waste shall be stored outside of the material bins or waste storage bins unless in a designated area that has been approved by the Town for this purpose.
19. A bin area is:
  - (a) To be provided of not less than 10m<sup>2</sup>,
  - (b) To be screened by a gate and brick walls or other suitable material to a height of not less than 1.8m;

- (c) To be provided with 75mm minimum thickness concrete floors grading to a 100mm industrial floor waste, with a hose cock to enable both the bins and bin storage area to be washed out; and
  - (d) To be provided with internal walls that are cement rendered (solid and impervious) to enable easy cleaning.
20. Bins are to be washed only in an approved wash down facility within the bin area; drained to a silt trap and disposed of via the Water Corporation sewer system or if this is not available, a leach drain soakwell system which is separate to the stormwater disposal system, or approved system, to the satisfaction of the Town of Bassendean.
  21. The 19 car parking space and 18 trucks parking spaces and associated access ways shown on the approved drawings being constructed, kerbed, marked and maintained thereafter to the Town's satisfaction.
  22. Concrete mixer trucks are to be parked within an approved truck parking bay only.
  23. Truck parking bays are to conform to the relevant Australian Standards. Future truck parking is subject to a future application for development upon resumption of the unzoned portion of the lot.
  24. The required crossover post resumption of the unzoned portion of land shall be constructed to Council's specifications. (Note: Separate application and approval required).
  25. On completion of construction, all excess articles, equipment, rubbish and materials being removed from the site and the site left in an orderly and tidy condition.
  26. No retail sales to be carried out from the premises.
  27. Signage being subject to a separate application.
  28. The street number being prominently displayed at the front of the development.
  29. The issue of a Building Permit prior to the commencement of any on site works.

CARRIED UNANIMOUSLY 6/0

**10.6 North Road On-Street Parking (Ref: LAWE/REPRTNG/3 – Sharna Merritt – Senior Ranger)**

*The Director Corporate Services left the Chamber, the time being 7.48pm. He returned to the Chamber at 7.49pm.*

**APPLICATION**

The purpose of this report was to provide Council with feedback from a resident regarding the on-street parking on North Road, Bassendean, during large community events at Steel Blue Oval.

**OFFICER RECOMMENDATION – ITEM 10.6**

That Council:

1. Receives the North Road parking report presented to the March 2018 Ordinary Council Meeting; and
2. Writes to the residents between 16 and 26 North Road, Bassendean, to advise of the recent North Road traffic assessment and advise that due to parking issues identified at the locality, the current 'No Parking, 8am to 6pm, Saturdays, March to August' parking restrictions will be amended to 'No Parking' on the road restrictions at all times.

*Cr Gangell moved an Alternative Recommendation.*

**COUNCIL RESOLUTION – ITEM 10.6**

**OCM – 10/03/18** MOVED Cr Gangell, Seconded Cr Mykytiuk, that this matter be deferred to the April Ordinary Council Meeting to allow Councillors to attend a site meeting.

**CARRIED UNANIMOUSLY 6/0**

**10.7 Broadway Proposed Principal Shared Path (Ref: TRAF/PLANNING/3 ROAD/DESCONT/5 – Ken Cardy, Manager Asset Services, Simon Stewert-Dawkins, Director Operational Services)**

*Cr Hamilton declared a Proximity Interest and left the Chamber, the time being 7.51pm.*

**APPLICATION**

The purpose of this report was to advise Council that Officers have received a letter from the Public Transport Authority (PTA) seeking Council's support to improve cycling and pedestrian infrastructure along Broadway, from Iolanthe Street to Railway Parade, terminating at the Bassendean Train Station.

**OFFICER RECOMMENDATION — ITEM 10.7**

That Council:

1. Receives the Public Transport Authority letter dated 13 March 2018 regarding the proposed Principal Shared Path (PSP) in Broadway, Bassendean;
2. Provides in principle support to the Public Transport Authority for the implementation of a Broadway Principal Shared Path extending between Iolanthe Street and the Bassendean Train Station;
3. Requests that the Public Transport Authority consider as an option for the draft Broadway Principal Shared Path concept plan, between Iolanthe Street and the Bassendean Train Station, the following:
  - a) on road carriageway by use of boulevard-style plantings to provide tree canopy/shade over the cycling route;
  - b) incorporate Water Sensitive Urban Design principles;
  - c) Use red asphalt for the Principal Shared Path to differentiate between the cycling route and the vehicle portion of road; and
4. Requests that the Public Transport Authority present the draft Broadway Principal Shared Path concept plan back to Council for consideration, prior to undertaking community consultation.

*Cr Quinton moved the Officer Recommendation with an amendment to Point 3(c), as shown in bold.*

COUNCIL RESOLUTION — ITEM 10.7

**OCM – 11/03/18** MOVED Cr Quinton, Seconded Cr Wilson, that Council:

1. Receives the Public Transport Authority letter dated 13 March 2018 regarding the proposed Principal Shared Path (PSP) in Broadway, Bassendean;
2. Provides in principle support to the Public Transport Authority for the implementation of a Broadway Principal Shared Path extending between Iolanthe Street and the Bassendean Train Station;
3. Requests that the Public Transport Authority consider as an option for the draft Broadway Principal Shared Path concept plan, between Iolanthe Street and the Bassendean Train Station, the following:
  - a) on road carriageway by use of boulevard-style plantings to provide tree canopy/shade over the cycling route;
  - b) incorporate Water Sensitive Urban Design principles;
  - c) **Clarify with the Public Transport Authority the design guidelines and whether there is an opportunity to implement a unique design for the Principle Shared Path to differentiate between the cycling route and the vehicle portion of road;** and
4. Requests that the Public Transport Authority present the draft Broadway Principal Shared Path concept plan back to Council for consideration, prior to undertaking community consultation.

CARRIED UNANIMOUSLY 5/0

*Cr Hamilton returned to the Chamber, the time being 8.00pm.*

**10.8 Bike Boulevard Community Engagement for Whitfield Street, Bassendean (Ref: ROAD/DESCONT/7 - Andreea Balica, Engineering Technical Assistant/Compliance Officer and Ken Cardy, Manager Asset Services)**

*The Manager Development Services left the Chamber, the time being 8.10pm. He returned at 8.16pm.*

**APPLICATION**

The purpose of this report was to inform Council of the outcome of the Whitfield Street Safe Active Street Community Engagement process and to seek Council approval for the Town to proceed with the Detailed Design stage for this project.

*Cr Wilson foreshadowed an alternative motion, should the Officer Recommendation fail, that Point 2 of the Officer Recommendation be replaced with:*

2. *Refers the Whitfield Safe Active Street project to the Town Assets Committee for an assessment of the community concerns raised during the consultation period; to seek feedback from the Public Transport Authority about the cycling priorities they might have for the Town and to assess the project against other competing budget priorities with regard to road and cycling infrastructure upgrades.*

*Cr Gangell moved the Officer Recommendation.*

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION —  
ITEM 10.8**

**OCM – 12/03/18** MOVED Cr Gangell, Seconded Cr Mykytiuk, that Council:

1. Receives the FLYT Consultant report and the Community consultation responses attached to the Ordinary Council Agenda of 28 March 2018 for the Whitfield Safe Active Street project; and
2. Approves the third phase of the Whitfield Safe Active Street project, and supports the Town engaging a private consultant to provide a detailed design for the Whitfield Safe Active Street project, incorporating the results of the community consultation and the peer review of the concept design.

**CARRIED 5/1**

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

**10.9 RFT CO 077 2017-18 Provision of Building & General Electrical Services (Maintenance & Minor Works) for the Town of Bassendean (Ref: COUP/TENDING/72 – Mike Costarella, Director Corporate Services and Simon Stewert-Dawkins, Director of Operational Services)**

APPLICATION

The purpose of this report was to appoint a successful contractor from those tender offers received for RFT CO 077 2017-18 Provision of Building & General Electrical Services within the Town of Bassendean.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.9

**OCM – 13/03/18** MOVED Cr Wilson, Seconded Cr Quinton, that Council appoints Northlake Electrical Pty Ltd to undertake the work as required in RFT CO 077 2017-18 Provision of Building and General Services within the Town of Bassendean, in accordance with their offer and the specifications and terms and conditions for a period of three (3) years, commencing 1<sup>st</sup> April 2018.

CARRIED BY AN ABSOLUTE MAJORITY 6/0

**10.10 2017/18 Budget Review for the Period Ending 30 June 2018 (Ref: FINM/BUGTG/1 – Ken Lapham, Manager of Corporate Services)**

APPLICATION

Council was requested to adopt a revised 2017/18 Budget and review the opening position of 2017/18 adopted budget and proposed amendment to the opening balance in line with the Audited Annual Financial Statements for the 2016/17 financial year.

OFFICER RECOMMENDATION – ITEM 10.10

That, in accordance with Local Government (Financial Management) Regulation 33A and the Local Government Act, Council approves the Budget Review for the period ended 30 June 2018, as attached to the Ordinary Council Meeting Agenda of 27 March 2018.

*Cr Hamilton moved an Alternative Motion.*

**COUNCIL RESOLUTION – ITEM 10.10**

**OCM – 14/03/18** MOVED Cr Hamilton, Seconded Cr Wilson, that Council:

1. In accordance with Local Government (Financial Management) Regulations 33A and the Local Government Act, approves the Budget Review for the period ended 30 June 2018, as attached to the Ordinary Council Meeting Agenda of 27 March 2018; and
2. Requests staff to develop and implement future practices to identify financial variances of 10% or \$20,000 whichever is lesser; and
3. Requires staff to provide a report to an Ordinary Council meeting within 30 days of identifying any such financial variation.

**CARRIED BY AN ABSOLUTE MAJORITY 6/0**

**10.11 Request for Sponsorship (Ref: COMR/SPONSHP/1 – Sue Perkins, Executive Assistant)**

**APPLICATION**

The purpose of this report was for Council to consider a request for sponsorship from a young resident who has been chosen to take part in a space camp at NASA in the United States of America.

MOVED Cr Quinton that the Officer Recommendation be amended to increase the sponsorship from \$200 to \$1,000.

**LAPSED FOR WANT OF A SECONDER**

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.11**

**OCM – 15/03/18** MOVED Cr Wilson, Seconded Cr Hamilton, that Council supports the request for sponsorship by donating \$200 from Account Number 391392 to assist a young resident of the Town to attend a NASA space camp in the United States of America in July 2018.

**CARRIED UNANIMOUSLY 6/0**

**10.12 Council's Consideration of a Proposal to Disband the Design Bassendean Committee and Replace With an Advisory Group that Operates Under Terms And Conditions Similar To Those Used For Similar Groups at the City Of Vincent (Ref: GOVN/CCLMEET/19 – Bob Jarvis, CEO)**

**APPLICATION**

Council was requested to consider appointing an Advisory Group for Strategic Land Use Planning to replace the current Design Bassendean Committee.

**OFFICER RECOMMENDATION – ITEM 10.12**

That:

1. Council receives the information on the City of Vincent's Advisory Group structure;
2. The Design Bassendean Committee members be asked to provide feedback on the process; and
3. Subject to (2), Council determines an evaluation process to consider appointing an Advisory Group under the City of Vincent's Model to replace the Design Bassendean Committee.

*Cr McLennan moved an Alternative Motion.*

**COUNCIL RESOLUTION – ITEM 10.12**

**OCM – 16/03/18** MOVED Cr McLennan, Seconded Cr Wilson, that Council:

1. Receives the information on the City of Vincent's Advisory Group structure;
2. Requests staff draft an "Advisory Group" policy in alignment with the example provided by the City of Vincent with the inclusion of a requirement for "declarations of interest" for consideration by Council, with a view to this replacing the current Design Bassendean Committee structure.

**CARRIED UNANIMOUSLY 6/0**

**10.13 River Parks Committee Meeting held on 6 February 2018  
(Ref: GOVNCCL/MEET/33 – Simon Stewert-Dawkins,  
Director Operation Services)**

**APPLICATION**

The purpose of this report is for Council to receive the report on a meeting of the River Parks Committee held on 6 February 2018, and consider the recommendations from the Committee.

**OFFICER/COMMITTEE RECOMMENDATION – ITEM 10.13**

That Council:

1. Receives the additional information provided to the March 2018 Ordinary Council Meeting from Coterra Environmental in regards to RPMC – 2/02/18 recommendations;
2. Supports point 2a of the RPMC – 2/02/18 recommendation to delete the floating wetland and engages Coterra Environment to incorporate changes, at an estimated cost of \$1,300 to modify the concept design and report and lists funds for Council consideration in the draft 2018/2019 budget;
3. Supports point 2c of the RPMC – 2/02/18 recommendation to remove a series of a paths and provision of a boardwalk from Hyland Street to the first Water Corporation sewer inspection pit, and engages Coterra Environment to incorporate changes, at an estimated costs of \$4,200 to modify the concept design and report to incorporate changes and lists funds for Council consideration in the draft 2018/2019 budget;
4. Holds a Councillor Workshop with representatives from Department of Biodiversity, Conservation and Attractions, Department of Water and Environmental Regulation to discuss point 3a, 3b, 3c, 3d and 3e of the RPMC – 2/02/18 recommendation; and
5. Receives the River Parks Committee minutes of 6 February 2018.

**LAPSED FOR WANT OF A MOVER**

*Cr Mykytiuk moved an Alternative Motion.*

**COUNCIL RESOLUTION – ITEM 10.13**

**OCM – 17/03/18** MOVED Cr Mykytiuk, Seconded Cr Gangell, that Council:

1. Receives the additional information provided to the March 2018 Ordinary Council Meeting from Coterra Environmental in regards to RPMC–2/02/18 recommendations;
2. Holds a Councillor Workshop with representatives from Department of Biodiversity, Conservation and Attractions, Department of Water and Environmental Regulation to discuss point 2a, 3a, 3b, 3c, 3d and 3e of the RPMC–2/02/18 recommendation;
3. Defers a decision on point 2a of the RPMC–2/02/18 recommendation to delete the floating wetland. Lists an estimated cost of \$1,300 to modify the concept design and report and lists funds for Council consideration in the draft 2018/2019 budget;
4. Supports point 2c of the RPMC–2/02/18 recommendation to remove a series of paths and provision of a boardwalk from Hyland Street to the first Water Corporation sewer inspection pit, and awaits the outcome of the workshop prior to engaging Coterra Environment to incorporate changes, at an estimated cost of \$4,200 to modify the concept design and report; and
5. Receives the River Parks Committee minutes of 6 February 2018.

**CARRIED UNANIMOUSLY 6/0**

*The motion was supported so that consultation with DBCA and DWER occurs prior to making any changes to the concept plan and decisions can be made with an understanding of the total cost implications and so an alternative to the floating island can be discussed to reach an equivalent nutrient stripping potential.*

*This is to ensure decision making and implementation of changes proceeds in a way that is efficient, cost effective and takes all of the factors into consideration in consultation with the relevant authorities.*

**10.14 Bassendean Local Emergency Management Committee Meeting held on 7 March 2018 (Ref: GOVN/CCLMEET/18 – Graeme Haggart, Director Community Development)**

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Bassendean Local Emergency Management Committee held on 7 March 2018.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.14

**OCM – 18/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council:

1. Adopts the 2017 Local Emergency Management Arrangements and 2017 Local Recovery Plan for use by the Town as attached to the March 2018 Ordinary Council Meeting Agenda, and that notes that the contacts will be updated periodically as required;
2. Notes the Committee has confirmed the Town's ongoing participation in the Metropolitan North & East Recovery Group; and
3. Receives the report on the meeting of the Bassendean Local Emergency Management Committee held on 7 March 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.15 Access and Inclusion Committee Meeting held on 14 March 2018 (Ref: GOVN/CCLMEET/16 – Graeme Haggart, Director Community Development)**

APPLICATION

The purpose of the report was for Council to receive the report on a meeting of the Access and Inclusion Committee held on 14 March 2018.

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.15

**OCM – 19/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that the report on a meeting of the Access and Inclusion Committee held on 14 March 2018, be received.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.16 Audit & Governance Committee Meeting held on 14 March 2018 (Ref: GOVNCCL/MEET/3 – Mike Costarella, Director Corporate Governance)**

APPLICATION

The purpose of this report was for Council to receive the report on a meeting of the Audit & Governance Committee held on 14 March 2018, and adopt the recommendations from the Committee.

COUNCIL RESOLUTION/COMMITTEE RECOMMENDATION – ITEM 10.16

**OCM – 20/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that:

1. Council receives the report on the Audit and Governance Committee meeting held on 14 March 2018;
2. The Bowling Club Lease be deferred pending provision of further information and the outcome of the Facilities Audit Workshop and consideration of a review of the Instrument of Appointment and Delegation; and
3. Council receives the Compliance Audit Return 2017 for the period 1 January to 31 December 2017, as attached to the Agenda of 14 March 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

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

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.17

**OCM – 21/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Principal Building Surveyor.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.18 Determinations Made by Development Services (Ref: LUAP/PROCED/1 – Brian Reed, Manager Development Services)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.18

**OCM – 22/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the decisions made under delegated authority by the Manager Development Services.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.19 Use of the Common Seal (Ref: INF/INTPROP/1 – Sue Perkins – Executive Assistant)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.19

**OCM – 23/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that Council notes the affixing of the Common Seal to the documents listed in the Ordinary Council Meeting Agenda of 27 March 2018.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.20 Calendar for April 2018 (Ref: Sue Perkins, Executive Assistant)**

COUNCIL RESOLUTION/OFFICER RECOMMENDATION - ITEM 10.20

**OCM – 24/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that the Calendar for April 2018 be adopted.

CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0

**10.21 Implementation of Council Resolutions (Ref: GOVN/CCLMEET/1 – Sue Perkins)**

**COUNCIL RESOLUTION/OFFICER RECOMMENDATION – ITEM 10.21**

**OCM – 25/03/18** MOVED Cr Wilson, Seconded Cr Mykytiuk, that the outstanding Council resolutions detailed in the table listed in the Ordinary Council Meeting Agenda of 27 March 2018 be deleted from the Implementation of Council Resolutions list.

**CARRIED UNANIMOUSLY BY EN BLOC RESOLUTION – OCM-5/03/18 6/0**

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

**11.1 Notice of Motion – Cr Wilson: The Fathering Project**

**COUNCIL RESOLUTION – ITEM 11.1**

**OCM – 26/03/18** MOVED Cr Wilson, Seconded Cr Gangell, that:

1. Council resolves that Town staff work with the Swan Districts Football Club and The Fathering Project to assist in the co-ordination of a 'Big Camp Out' event for Fathers and their children to camp out on the Bassendean Oval one night this year following the end of the football season; and
2. Council requests Town Staff prepare an officer briefing for Council on any logistical issues that need to be resolved, or any costs that would need to be met in order for such an event to proceed.

**CARRIED UNANIMOUSLY 6/0**

**11.2 Notice of Motion – Cr Wilson: Water Fountains**

**COUNCIL RESOLUTION – ITEM 11.2**

**OCM – 27/03/18** MOVED Cr Wilson, Seconded Cr Gangell, that:

1. Council resolves that Town staff prepare a report to Council on all of the options and costs for Australian made water fountains suitable for installation in parks that provide a facility for easy refill of water bottles; for water bubblers at a height suitable for children to use; and a facility for a fillable and tippable water dish for dogs to drink from.

2. Council resolves that Town staff prepare a report for possible locations for the installation, and for the cost of installation for such a water fountain in the Mary Crescent Reserve.
3. Council requests the Town Assets Committee to conduct an audit on the location and condition of Council maintained water fountains in the Town of Bassendean and provide a report to Council on recommendations for improving access to water fountains in our shared open spaces.

CARRIED UNANIMOUSLY 6/0

### **11.3 Notice of Motion – Cr Hamilton: Differential Rates**

#### **COUNCIL RESOLUTION – ITEM 11.3**

**OCM – 28/03/18** MOVED Cr Hamilton, Seconded Cr Quinton, that Council requests staff to provide a report on Differential Rates for Council's consideration at the April OCM, in particular addressing issues specific to the Town of Bassendean and the potential for differential rates to address the following:

- a) Any long term vacant land zoned for commercial or industrial purposes where the application of higher differential rates may encourage development of vacant land especially within the Activity Centres of the Town of Bassendean;
- b) Any long term identified contaminated industrial/commercial land where application of higher differential rates may encourage remediation;
- c) Any noxious industry such as concrete batching plants where there is a need to offset the higher level of costs incurred by the Town in servicing properties in this category including transport infrastructure by the application of higher differential rates;
- d) Possible exemption from a higher differential rate where a property is undergoing significant approved revitalisation within a specific timeframe.

CARRIED UNANIMOUSLY 6/0

**11.4 Notice of Motion – Cr Wilson: Town of Bassendean Flag**

**COUNCIL RESOLUTION – ITEM 11.4**

**OCM – 29/03/18** MOVED Cr Wilson, Seconded Cr McLennan & Cr Quinton, that:

1. Council revokes any and all historical decisions made at Ordinary Council Meetings establishing the Broun Family Crest as the Town of Bassendean Flag; and
2. Council resolves to change the Town of Bassendean Flag to the Town of Bassendean Logo on a white background.

**CARRIED UNANIMOUSLY 6/0**

**11.5 Notice of Motion – Cr Quinton: Single Use Plastics**

**COUNCIL RESOLUTION – ITEM 11.5**

**OCM – 30/03/18** MOVED Cr Quinton, Seconded Cr Wilson, that

1. The Town of Bassendean recognise the scourge that single use plastics has on our environment and is committed to reducing the amount of single use plastics created in the Town;
2. The Town of Bassendean ban all use of single use plastics at events organised or sponsored by the Town of Bassendean including but not limited to straws, plastics cups, including plastic lined cups and plastic bags;
3. The ban would take effect immediately however vendors would be given a six months grace period to source alternatives to single use plastic. If they used single use plastics, an officer from the Town would advise them of our ban and provide them with a list of alternatives;
4. The Mayor of the Town of Bassendean write to all businesses in the Town outlining our ban on single use plastics and encourage them to reduce single use plastics, particularly straws and plastic cups where possible;
5. The Mayor write to Hawaiian Shopping Centre about installing a communal drop off point for cloth shopping bags for shoppers who forget their re-usable bags;
6. The Mayor write to Coles informing them of our ban and request they audit and cease their use of plastic wrapping, particularly on fruit and vegetables;

7. That the Town organise an education campaign about single use plastics, including a list of suppliers for vendors and businesses on where to source alternatives to single use plastics such as reusable and washable items, paper, cardboard, wooden or compostable single use items;
8. The scheme to be monitored by the Sustainability Committee.

CARRIED 5/1

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

## **12.0 ANNOUNCEMENTS OF NOTICES OF MOTION FOR THE NEXT MEETING**

Nil

## **13.0 CONFIDENTIAL BUSINESS**

### **COUNCIL RESOLUTION – ITEM 13.0(a)**

**OCM – 31/03/18** MOVED Cr Mykytiuk, Seconded Cr Hamilton, that the meeting go behind closed doors in accordance with Section 5.23 of the Local Government Act 1995, the time being 9.19pm.

CARRIED UNANIMOUSLY 6/0

*All members of the public vacated the Chamber, the time being 9.19pm.*

### **13.1 Appointment of Members to Youth Advisory Council**

*This matter was considered with members of the public excluded from the Chamber under Clause 5.23 (2) (b) of the Local Government Act 1995, as the officer report discusses information of a personal nature.*

### **COUNCIL RESOLUTION – ITEM 13.1**

**OCM – 32/03/18** MOVED Cr McLennan, Seconded Cr Mykytiuk, that Council appoints Mr Ethan Collins and Mr Peter Steed as members of the Youth Advisory Council for the 2017/19 term.

CARRIED UNANIMOUSLY 6/0

COUNCIL RESOLUTION – ITEM 13.0(b)

**OCM – 33/03/17** MOVED Cr Mykytiuk, Seconded Cr Wilson, that the meeting come from behind closed doors, the time being 9.20pm.  
CARRIED UNANIMOUSLY 6/0

*As no members of the public returned to the Chamber, the reading aloud of the motions passed behind closed doors was dispensed with.*

**14.0** **CLOSURE**

The next Briefing Session will be held on Tuesday 17 April 2018 commencing at 7.00pm.

The next Ordinary Council Meeting will be held on Tuesday 24 April 2018 commencing at 7.00pm.

There being no further business, the Presiding Member declared the meeting closed, the time being 9.20pm.