

AGENDA ATTACHMENTS

Planning Services Committee

Wednesday, 7 November 2012,6.00 pm





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PSC1211-0

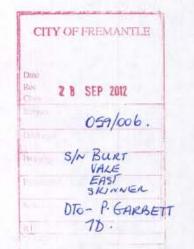
CONSIDERATION OF THE PRINCIPLES OF A PROPOSED SCHEME AMENDMENT AND DEVELOPMENT DEED AT 19-21 AND 23-25 BURT STREET, FREMANTLE

ATTACHMENT 1 – Letter from Department of Housing



City of Fremantle Director Planning & Development Mr Phil St John PO Box 807 FREMANTLE WA 6959

25 September 2012



RE DEPARTMENT OF HOUSING, BURT STREET LANDHOLDING

I refer to our previous correspondence and meetings in relation to the Department's landholding bounded by Burt, Vale, East and Skinner Streets, in Fremantle.

This land comprises two adjacent lots totalling approximately 1.37ha. It was originally developed with 62 dwellings which were built by the State Housing Commission in the early 1970s, and which are now partially demolished..

The Department is keen to progress the redevelopment of this site to provide opportunities for public housing that meets contemporary standards, but also to provide much needed opportunities for affordable private rental housing, affordable home ownership and community housing.

It is likely that, given the location context of the site, some high-end housing could also be provided as part of an arrangement that could assist to subsidise housing for affordable home ownership for key workers and other households on low to moderate incomes.

The Department believes that the topography and location of the site, combined with the Department's vision of a high quality mixed-tenure development, warrants development of the site at a significantly higher density than the R60 allowed under the City's Local Planning Scheme 4.

The Department's preliminary modelling suggests that a maximum plot ratio control of between 1.5 and 2.0 would allow a range of high quality outcomes that could provide this range of housing types in a manner that yields the financial return required to finance the project. This would suggest a residential code of R160.

The Department propose to deliver this project through a design-construct joint venture with the private sector, and as such it is important that we have some certainty in relation to permissible yields prior to going to the market. To that end, we are seeking to have the City of Fremantle support the rezoning of this site to R160 to ensure that we are able to ensure that we partner with the most appropriate company for the likely built-form and density outcome.

99 Plain Street East Porth Western Australia 6004 Private Bag 22 East Perth Western Australia 6892 Telephone (08) 9222 4666 TTY (08) 9476 2446 Facsimile (08) 9221 1388 www.housing.wa.gov.au wa.gov.au



The Department appreciates that the City of Fremantle may be cautious about allowing a rezoning of up to R160 upon this site in the absence of a clear design direction, however the nature of the design-construct joint venture is such that designs will only be available once a development partner is selected. Accordingly, we propose the following arrangement that may offer the City of Fremantle more comfort in considering the recoding of this site:

- City of Fremantle undertake to support recoding of the site to R160;
- COF and DOH to enter into a development deed whereby DOH agree to comply with a number of conditions should DOH progress with development that is in excess of the existing R60 coding;
- 3. These conditions will include the following:
 - a. That public housing presence be limited to 15% of the number of dwellings in the development;
 - That the balance of the development cater predominantly for affordable home ownership and private rental for low to moderate income households and key workers, with a component of high value residential to contribute to social diversity and internal financial crosssubsidisation;
 - That the development be configured such that resident vehicle access be via Vale Street;
 - d. That the development height across the site be restricted to a series of wall height limits as per the attached sketch;
- That the deed will make provisions to bind all agents, assigns and successors in title to similar provisions;
- That DOH will accept a caveat over the site to protect the interests of COF under the deed, and COF will agree to lift or amend the caveat wholly or partly to allow transfer of the ownership of the land as required to allow the project to be delivered and/or the land to be transacted;
- That the deed and/or associated caveats will cease to operate and/or be withdrawn upon substantial completion of a development which is consistent with the above terms;
- That development may be undertaken within the provisions of the R60 code, in which case the development will be controlled by the standard provisions of the prevailing local planning scheme, and COF will accept the withdrawal of any caveat accordingly.

I would appreciate your assistance with seeking council's support to enter into an arrangement such as that described above.

Please contact me directly on 9222 4822 if you require any further information or would like to discuss this matter in more detail.

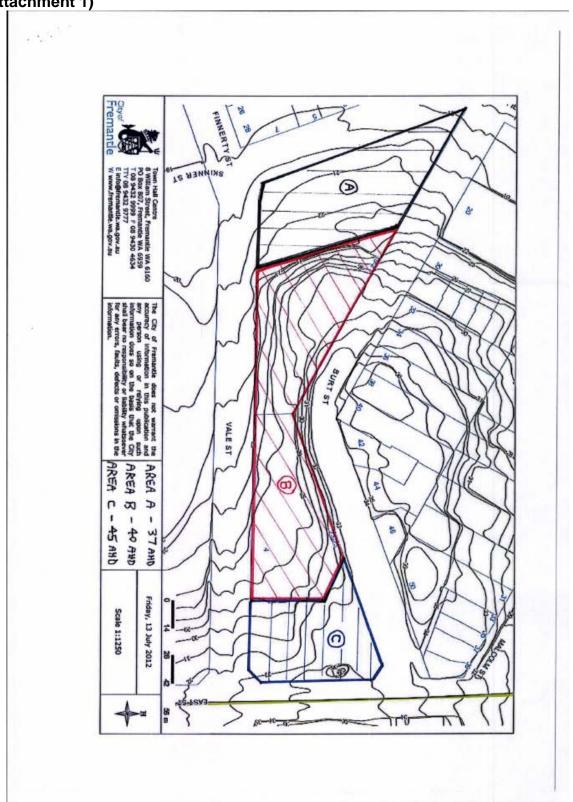
Yours Sincerely

DAVID MCLOUGHLIN

MANAGER TOWN PLANNING & URBAN DESIGN

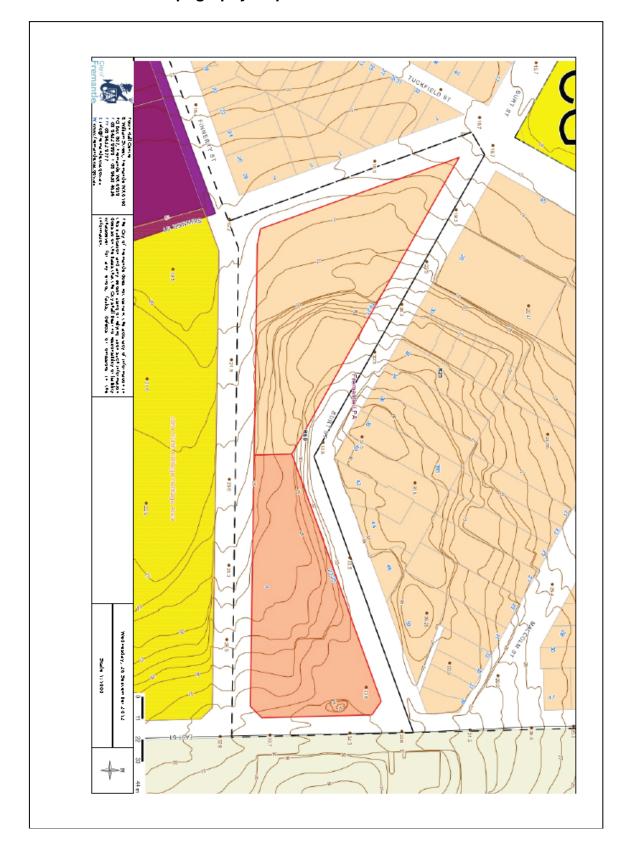


ATTACHMENT 2 – AHD Building Height Planes (and as referred to in letter at Attachment 1)



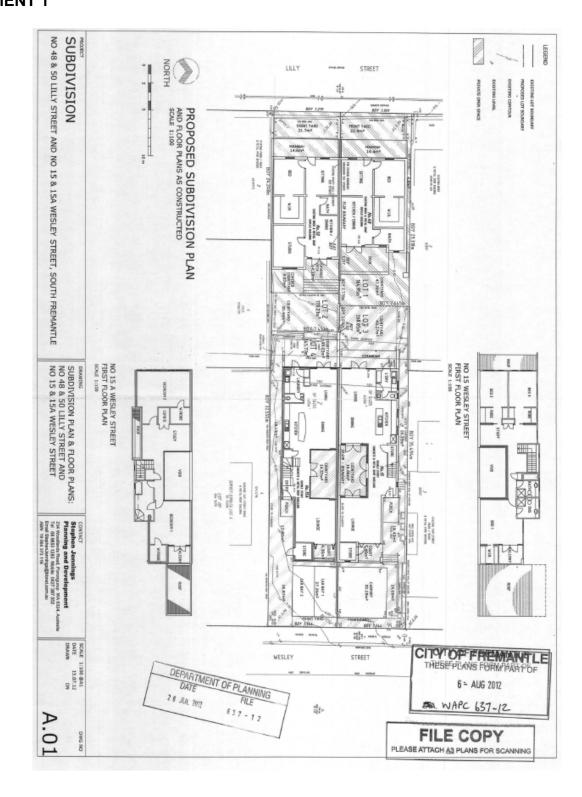


ATTACHMENT 3 – Topography Map



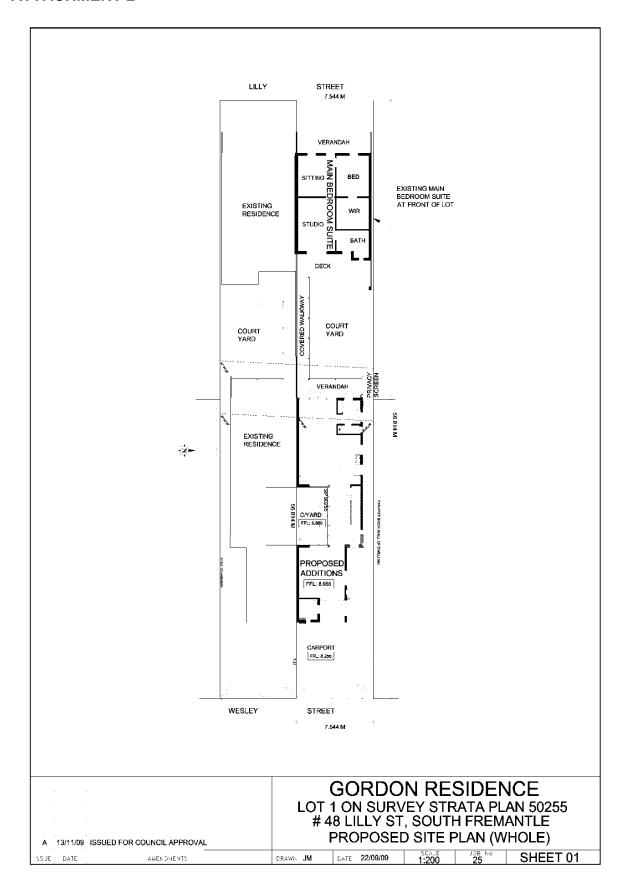


PSC1211-171 LILLY STREET, NO. 48 & 50 (LOTS 1 & 2) SOUTH FREMANTLE - FOUR LOT SURVEY STRATA SUBDIVISION (WAPC637-12) ATTACHMENT 1



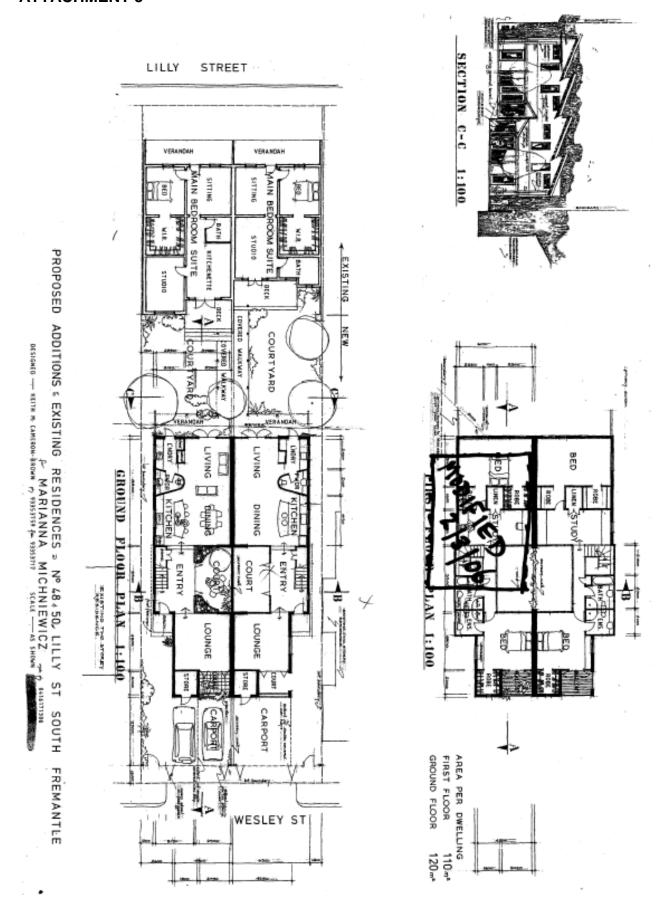


ATTACHMENT 2





ATTACHMENT 3





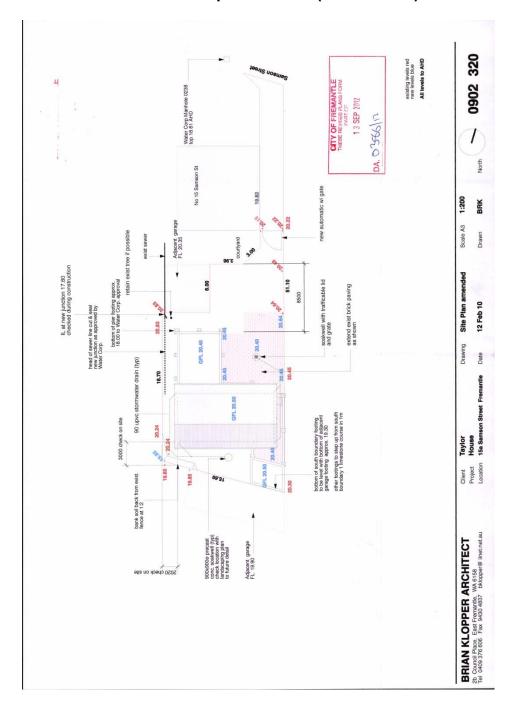
ATTACHMENT 4



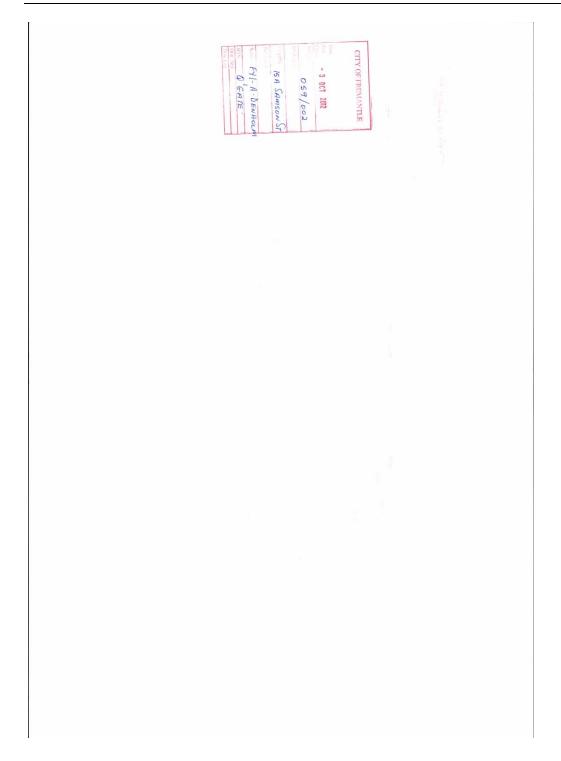


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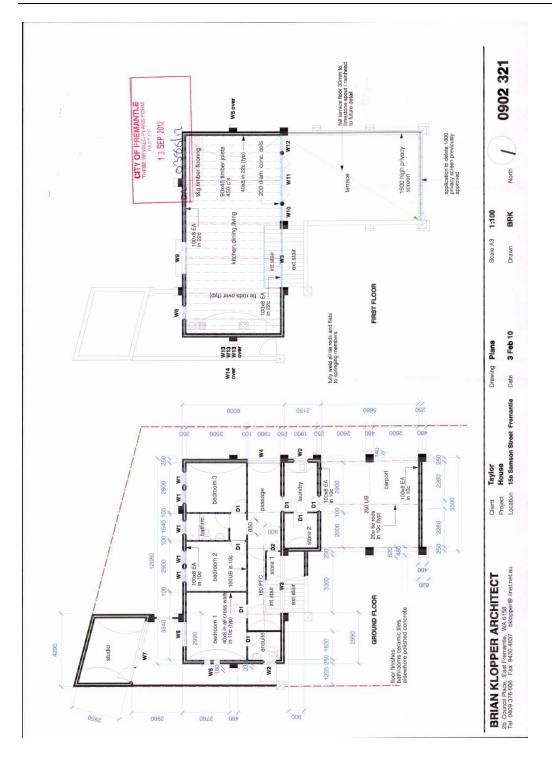
ATTACHMENT 1: Development Plans (as amended)



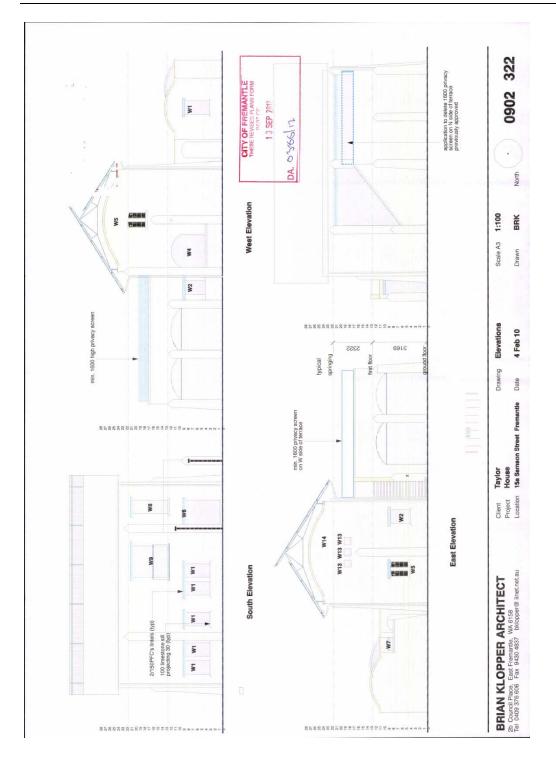




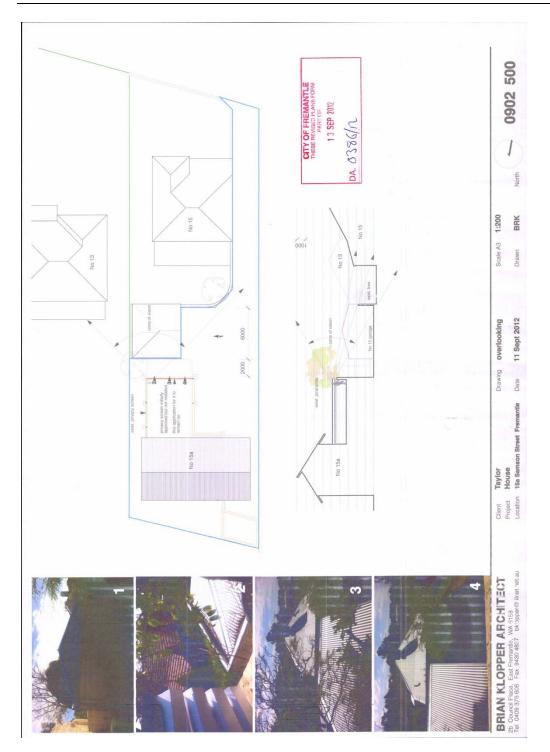






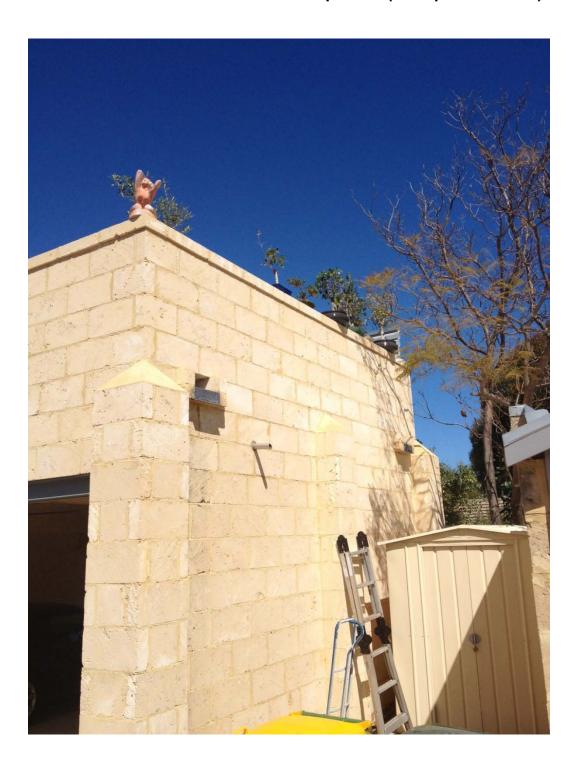




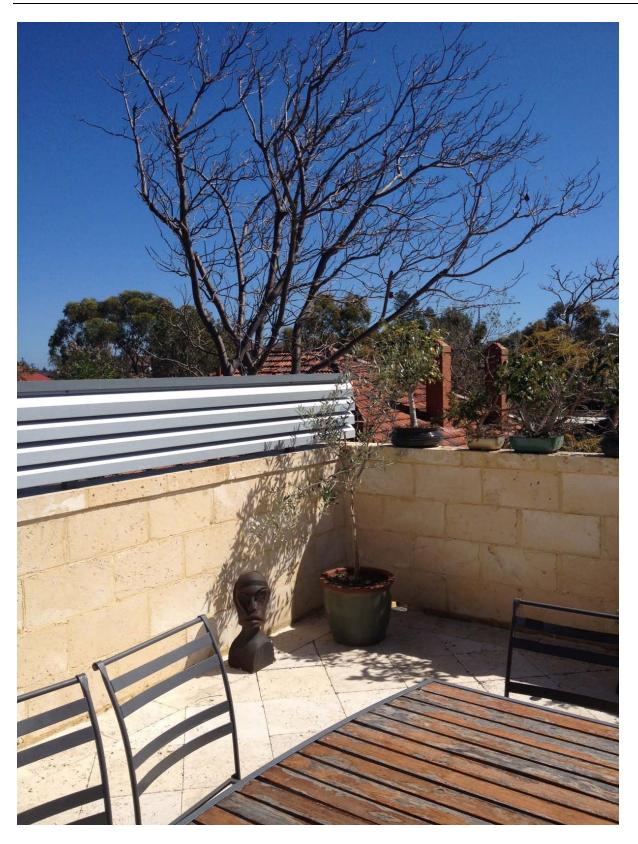




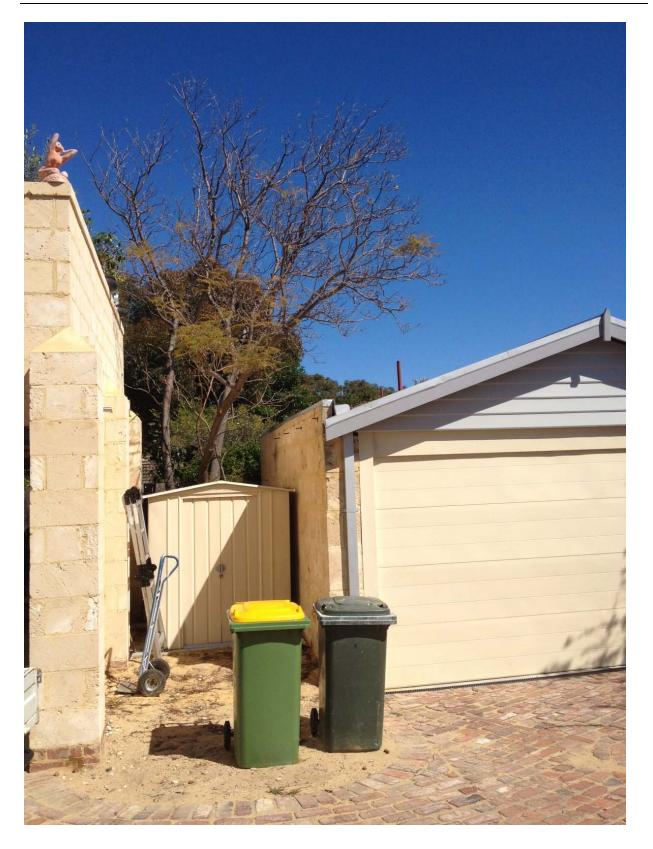
ATTACHMENT 2: Photos from Site Inspection (13 September 2012)











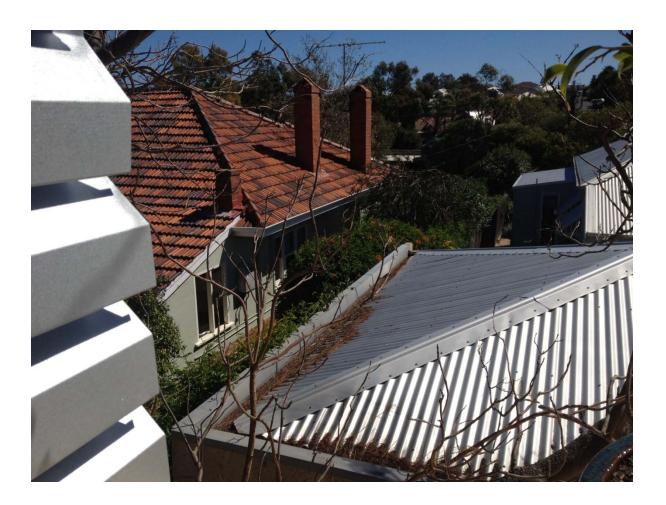




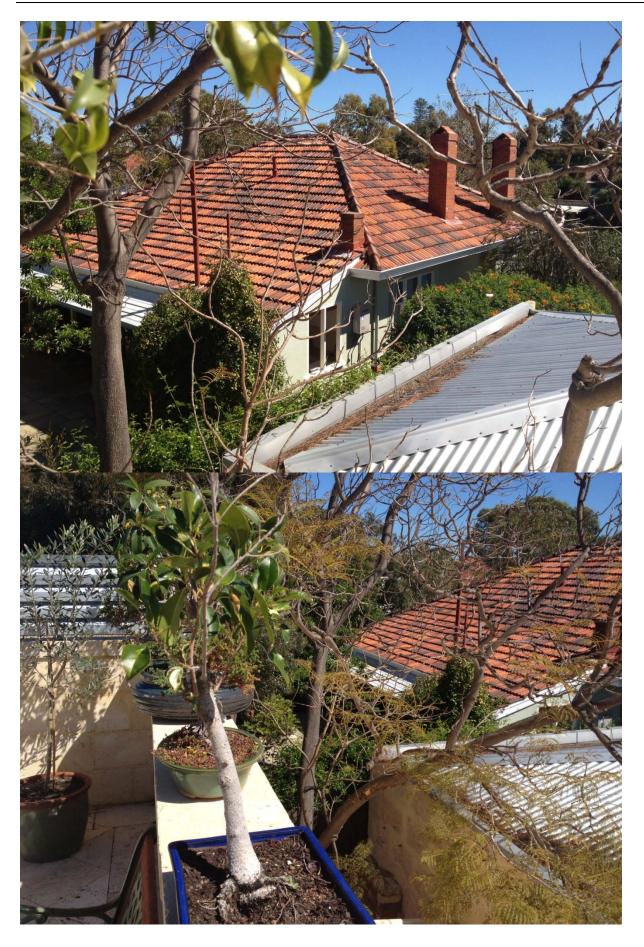








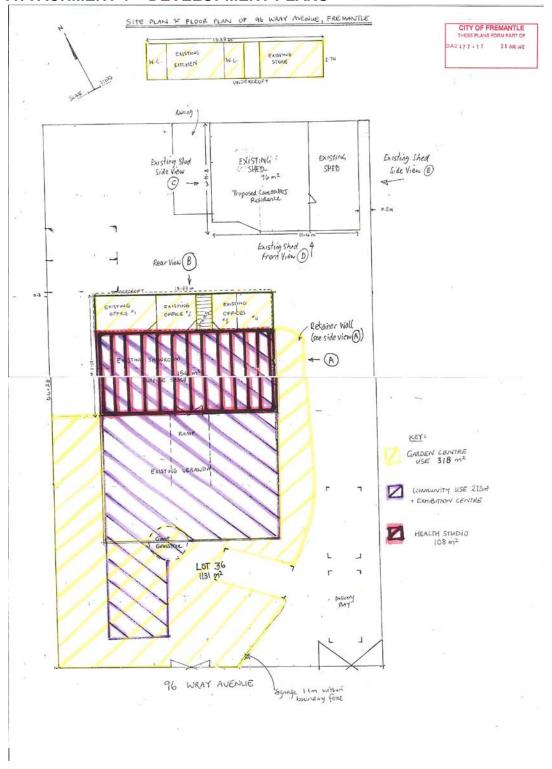




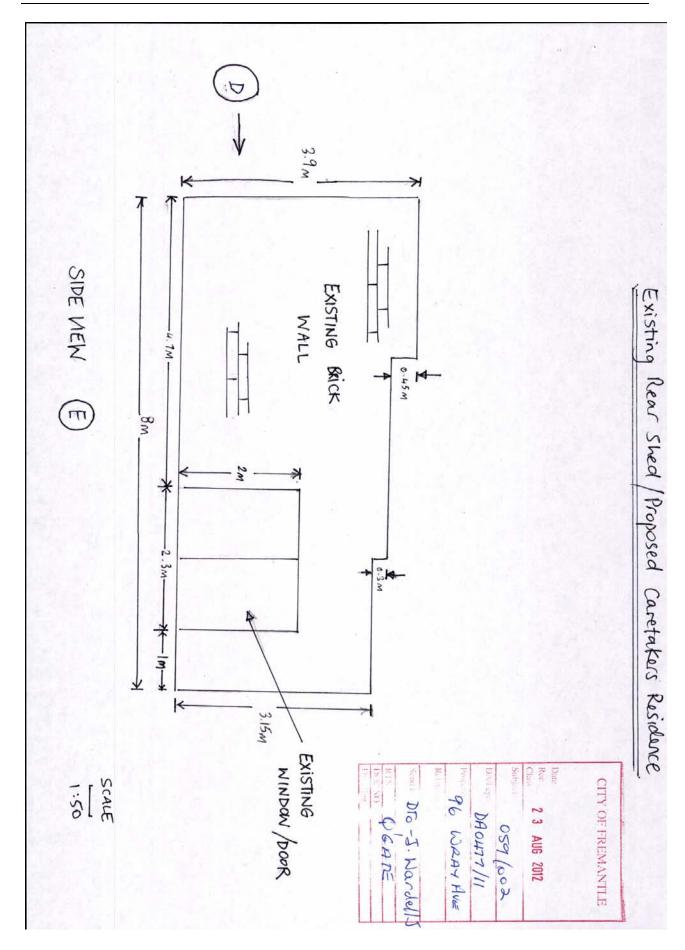


PSC1211-173 SAT MATTER - WRAY AVENUE, NO. 96 (LOT 36) FREMANTLE - REQUEST FOR RECONSIDERATION: PARTIAL CHANGE OF USE TO EXHIBITION CENTRE, COMMUNITY PURPOSE, HEALTH STUDIO, CARETAKERS RESIDENCE (KS DA0477/11)

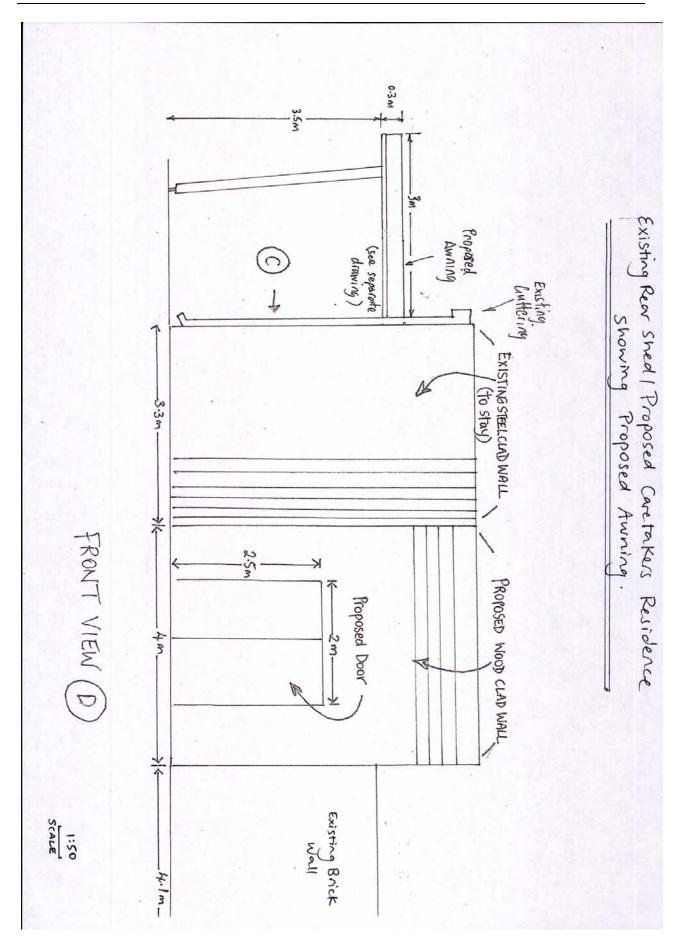
ATTACHMENT 1 – DEVELOPMENT PLANS



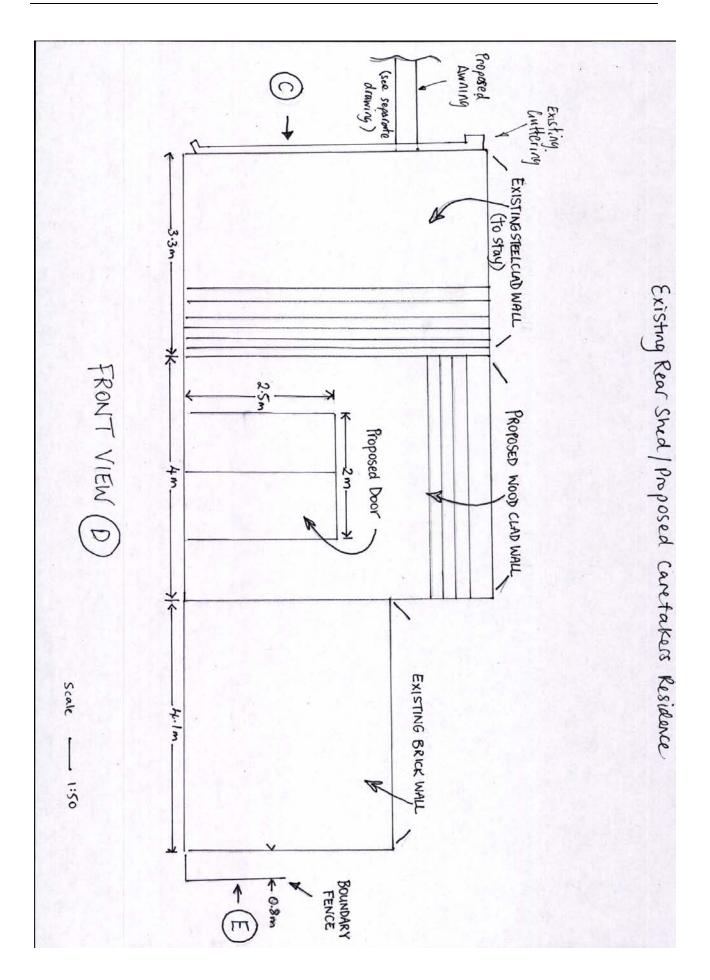




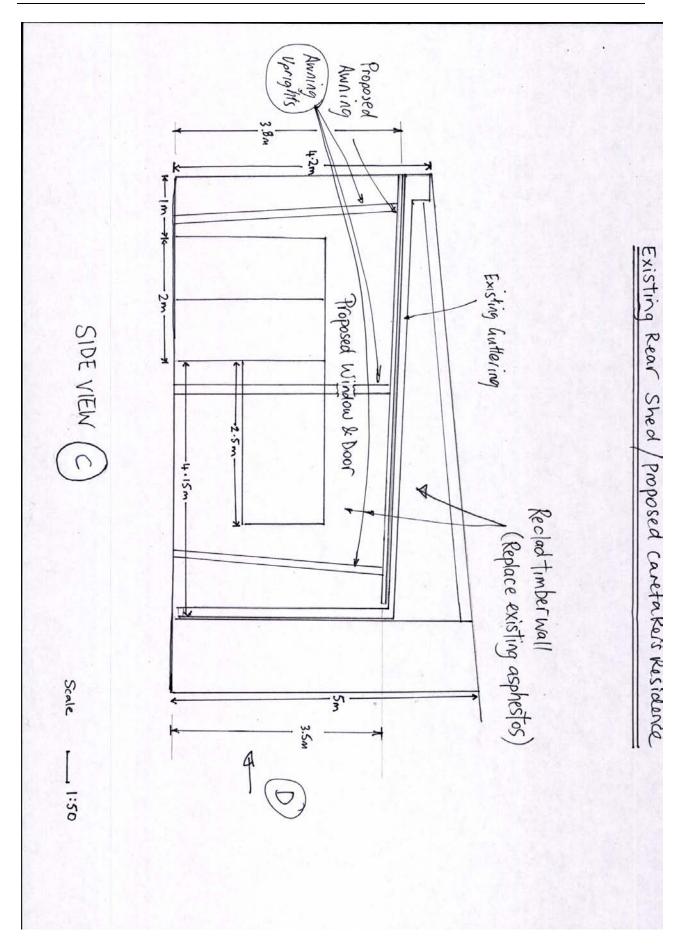




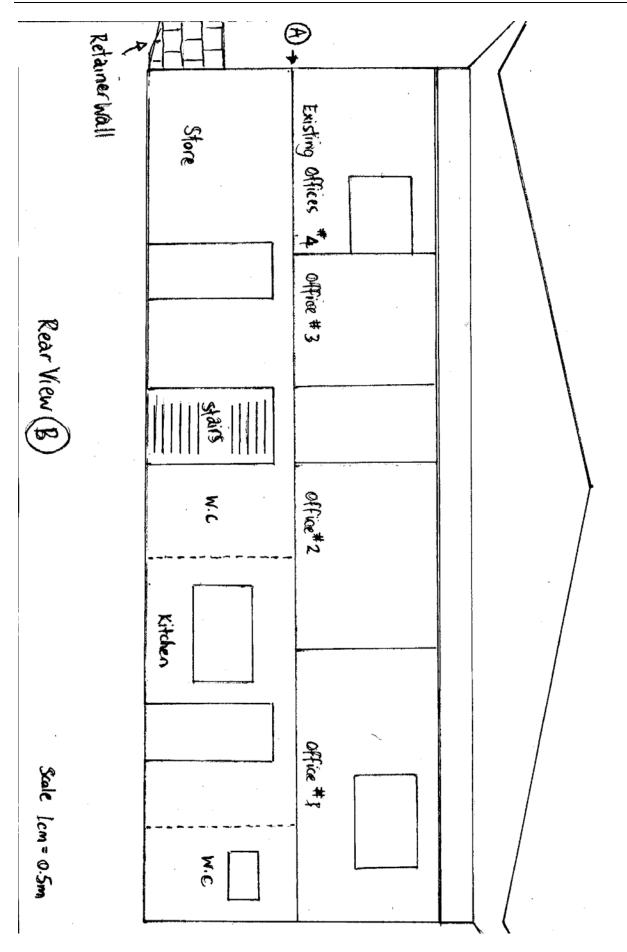


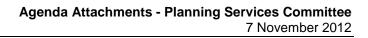






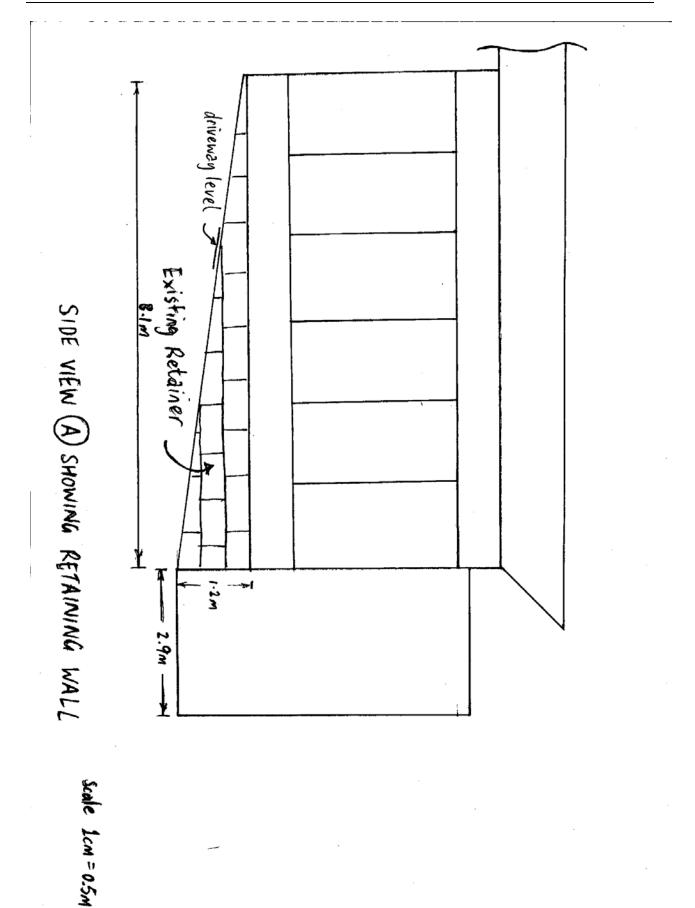














ATTACHMENT 2 - PSC report and approved plans for DA0477/11 (PSC meeting date 1 February 2012)

TITLE SAT MATTER - WRAY AVENUE, NO. 96 (LOT 36) FREMANTLE -

REQUEST FOR RECONSIDERATION: PARTIAL CHANGE OF USE TO EXHIBITION CENTRE, COMMUNITY PURPOSE, HEALTH STUDIO, CARETAKERS RESIDENCE AND SIGNAGE (KS

DA0477/11)

DataWorks Reference: 059/002
Disclosure of Interest: Nil

Meeting Date: 1 February 2012

Responsible Officer: Manager Development Services

Actioning Officer: Senior Planning Officer

Decision Making Level: Planning Services Committee

Previous Item Number/s: None

Attachment 1: Development plans (29 September 2011)

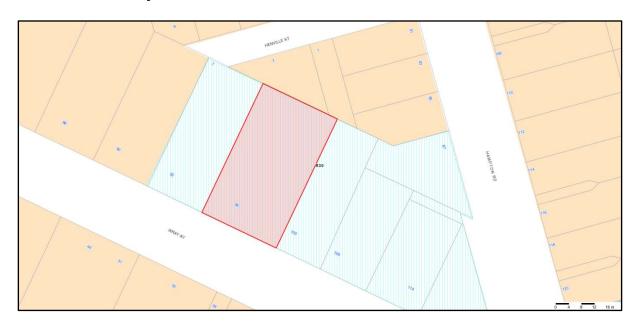
Date Received: 29 September 2011 **Owner Name:** T & T Beringhelli

Submitted by: B Abbott
Scheme: Local Centre

Heritage Listing: None

Existing Landuse: Garden Centre Use Class: Commercial

Use Permissibility: 'D'





EXECUTIVE SUMMARY

The application is referred to the Planning Services Committee for determination as the proposed development has received objections during advertising that cannot be resolved via conditions of planning approval.

Planning Approval is sought for a partial change of use to Exhibition Centre, Community Purpose, Health Studio and Signage at 96 Wray Avenue, Fremantle.

The site is considered to have reached capacity in the form of the current approved Garden Centre use, particularly in relation to on-site car parking.

The proposed partial change of use is not considered to satisfy the objectives of the Local Centre zone as the uses will detrimentally impact adjoining owners and residential properties by way of traffic and over capacity of the site.

The proposed signage is not supported as it is considered to produce a proliferation of signage to the site, resulting in a visual cluttering of the site and is contrary with Council policy *DBH 6 Signs and Hoardings*.

The application is recommended for refusal.

BACKGROUND

The subject site is zoned Local Centre under the provisions of the City of Fremantle's (the City) Local Planning Scheme No. 4 (LPS4) and has a density coding of R30. The site is located within Sub Area 4.3.4 as contained in Schedule 12 of LPS4. The site is not listed on the City's Heritage List nor located within a designated Heritage Area in accordance with LSP4.

The site is located on the northern side of Wray Avenue, Fremantle and is improved by an existing single storey commercial building and ancillary rear outbuildings. The site is approximately 1,130m². Vehicle access is provided to the site via a crossover to the south eastern corner of site. A bitumen area surrounds the existing building which contains area for approximately 19 parking bays.

An existing bus stop is located at the front of site on Wray Avenue.

A review of the property file found the following relevant planning background:

- On 1 December 2010, Planning Services Committee considered an application for the change of use to Garden Centre and Signage at 96 Wray Avenue, Fremantle (refer DA0482/10) and resolved:
 - "...That the application be APPROVED under the Metropolitan Region Scheme and Local Planning Scheme No. 4 for the Change of Use to Garden Centre and Signage at No. 96 Wray Avenue, Fremantle, subject to the following condition(s):



- 4. This approval relates only to the change of use and signage as indicated on the approved plans, dated 20 September 2010. It does not relate to any other development on this lot.
- 5. The sign hereby permitted shall not contain any flashing or moving light at any time.
- 6. The proposed central crossover and vehicle access point, indicated on the plans dated 20 September 2010 is to be deleted from this application and does not form part of this planning approval.'

DETAILS

On 29 September 2011, the City received a development application for the partial change of use to Exhibition Centre, Community Purpose, Health Studio and Signage at 96 Wray Avenue, Fremantle. The applicant has provided the following information pertaining to the application:

- Exhibition Centre:
 - Hours of operation 7am 6pm Monday to Sunday;
 - Occasional opening nights 6pm-10pm Friday;
 - Maximum number of clients -20;
 - o Events:
 - Film nights;
 - Art exhibitions;
- Community Purpose:
 - Hours of operation 6am-10pm Monday to Sunday;
 - Dependant on bookings;
 - Maximum number of clients 20;
 - o Community events:
 - Nyoongar Culture Workshops;
 - Focus on storytelling and language;
 - Sustainability workshops;
- Health Studio:
 - Self development courses:
 - Yoga
 - Personal Development workshops;
- Number of employees:
 - o Part/full time − 5;
- 14 car parking bays provided;
- Bike rack to be provided within site boundary;
- Proposed signage:
 - o Freestanding steel pole mounted fibreglass sign with changeable lettering:
 - o Height:
 - Maximum 5m;
 - Fibreglass element 3.8m-5m;
 - o Width fibreglass element maximum 2.4m.



The development plans dated 29 September 2011 indicate six car parking bays on the southern end of the site (Wray Avenue side) were proposed to be removed to provide a display area for the existing Garden Centre use.

A site visit undertaken by City officers on 11 January 2012 found the following:

- The proposed signage as part of the application had been installed;
- Car parking as per the previous Planning Approval (DA0482/10) and as indicated on the development plans dated 29 September 2011 are occupied for display areas and storage of materials relating to the current use on site.

STATUTORY AND POLICY ASSESSMENT

The development has been assessed against the relevant provisions of LSP4 and Council Local Planning Policies.

The following Council Local Planning Policies are relevant to the application:

- DBH 6 Signs & Hoardings
- LPP 1.5 Planning, Building and Environmental Health Compliance

Refer to the Planning Comment section of this report for further assessment and detailed discussion.

CONSULTATION

Community

The application was required to be advertised in accordance with clause 9.4 of the LPS4. At the conclusion of the advertising period, being 16 November 2011, the City had received 13 submissions, two of no objection. The following relevant planning issues were raised (summarised):

Proposed Use

- Extra signage unnecessary
- Overcapacity of the site

Compliance

- Car parking
- Hours of operation
- Noise

A late submission was received in December 2011 regarding potential workshops been run on site prior to determination of the planning approval.

Refer to the Planning Comment section of this report for detailed discussion of the application.



PLANNING COMMENT

Use

Existing

Туре	Required	Provided
Car parking	5 bays	19
Delivery bays	1	1
Total	6	20

Proposed

Туре	Required	Provided
Car parking	14	13
Delivery bays	2	0
Total	16	13

Table 3 of LPS4 does not contain specific car parking requirements for Exhibition Centre, Community Purpose and Health Studio. The following criteria have been considered:

- Exhibition Centre has been assessed against the Showroom requirements of Table 3:
- Community Purpose (workshops etc) has been assessed against the Tertiary School requirements of Table 3;
- Health Studio has previously been assessed to require 1 car parking bay per 20m² of GLA.

Car parking requirements for each proposed use have been assessed against the requirements of Table 3 of LPS4.

A Local Centre zone specifically caters for weekly and convenience retailing. The proposed uses of Exhibition Centre, Community Purpose and Health Studio are considered to intensify the current approved use on site and are considered to be more appropriate in a Mixed Use or Commercial zone rather than the Local Centre zone.

The site is considered to have reached capacity with the current approved use on site. Any increase to the number of uses operating on site is not supported as it is considered it would have a detrimental impact on the amenity of adjoining owners and residential properties by way of increased traffic to and overcapacity of the site.

Signage

The application includes proposed signage. Previous signage has been approved as part of previous Planning Approval DA0482/10.



The proposed signage is not supported as it is considered to produce a proliferation of signage to the site, resulting in a visual cluttering of the site and is contrary with Council policy *DBH 6 Signs and Hoardings*.

A site visit undertaken by City officers on 11 January 2012, found the signage had already been installed. Refer to the Compliance section of the report below for further discussion.

Compliance

A site visit undertaken by City officers on 11 January 2012 found the use operating on site to be in breach of Planning Approval granted on 6 December 2010 (refer DA0482/10) in respect to:

• Car parking as indicated on the approved plans dated 20 September 2010 to be occupied by materials and items on display.

Furthermore, it was found that the proposed signage as part of the current development application has already been installed.

Council Policy LPP 1.5 Planning, Building and Environmental Health Compliance contains provisions regarding unauthorised development and non-compliance with planning approval.

At the time of writing this report, City officers have written to the applicant in respect to non-compliance with previous planning approval DA0482/10 regarding car parking.

CONCLUSION

The site is considered to have reached capacity in the form of the current approved Garden Centre use (refer DA0482/10).

The proposed partial change of use is not considered to satisfy the objectives of the Local Centre zone as the uses will detrimentally impact adjoining owners and residential properties by way of traffic and over capacity of the site.

The proposed signage is not supported as it is considered to produce a proliferation of signage to the site, resulting in a visual cluttering of the site and is contrary with Council policy *DBH 6 Signs and Hoardings*.

The application is recommended for refusal.



OFFICER'S RECOMMENDATION

That the application be REFUSED under the Metropolitan Region Scheme and Local Planning Scheme No. 4 for the Partial Change of Use to Exhibition Centre, Community Purpose, Health Studio and Signage at No. 96 (Lot 36) Wray Avenue, Fremantle, for the following reasons:

1. The proposal is inappropriate having regard to the purposes for which the land is zoned and clause 4.2.1 (c) of the City of Fremantle Local Planning Scheme 4.

Mayor, Brad Pettitt MOVED an alternative recommendation as follows

That the application be APPROVED under the Metropolitan Region Scheme and Local Planning Scheme No. 4 for the Partial Change of Use to Exhibition Centre, Community Purpose, Health Studio and Signage at No. 96 (Lot 36) Wray Avenue, Fremantle, subject to the following conditions:

- 1. This approval relates only to the change of use as indicated on the approved plans dated 29 September 2011. It does not relate to any other development on this lot.
- 2. The sign hereby permitted shall not contain any flashing or moving light at any time.
- 3. The hours of operation be limited to 7am to 9pm."

Cr R Fittock MOVED an amendment to the Alternative Recommendation to alter condition 3 to be 6am to 9pm.

LOST: 3/4

For	Against
Cr Rachel Pemberton	Cr Andrew Sullivan
Cr Robert Fittock	Cr Bill Massie
Cr Ingrid Waltham	Cr Josh Wilson
	Mayor, Brad Pettitt



Cr J Wilson moved an amendment to the Alternative Recommendation to include the following condition 4:

This approval is valid for a 12 month period from the date of the decision in accordance with clause 10.6.1 of the City of Fremantle Local Planning Scheme No 4.

CARRIED: 6/1

For	Against
Mayor, Brad Pettitt	Cr Bill Massie
Cr Rachel Pemberton	
Cr Robert Fittock	
Cr Josh Wilson	
Cr Ingrid Waltham	
Cr Andrew Sullivan	

COMMITTEE DECISION

MOVED: Cr A Sullivan

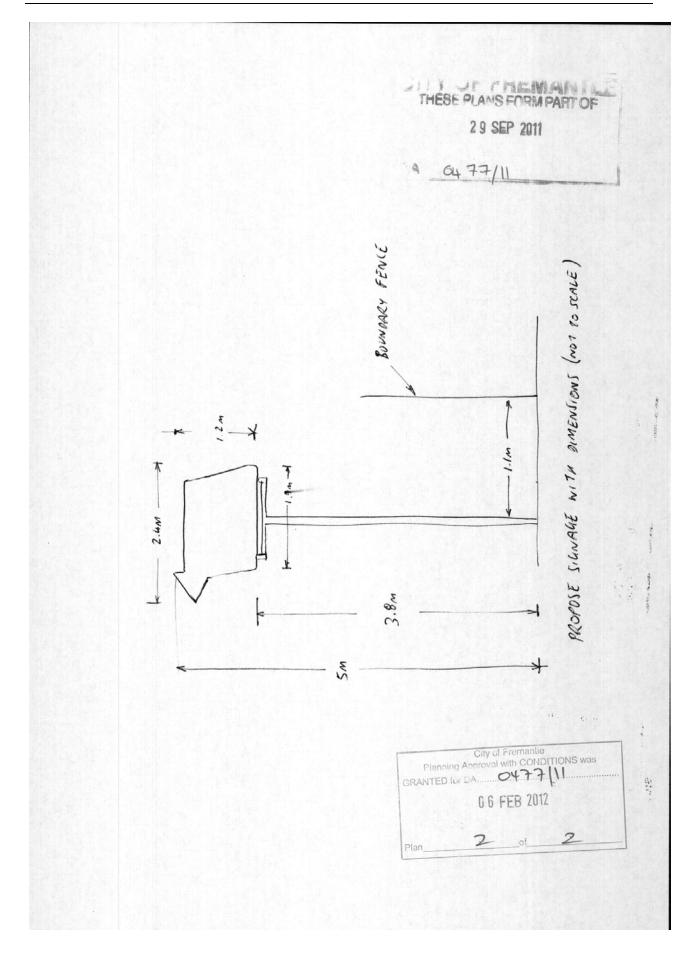
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- 3. The hours of operation be limited to 7am to 9pm."
- 4. This approval is valid for a 12 month period from the date of the decision in accordance with clause 10.6.1 of the City of Fremantle Local Planning Scheme No 4.

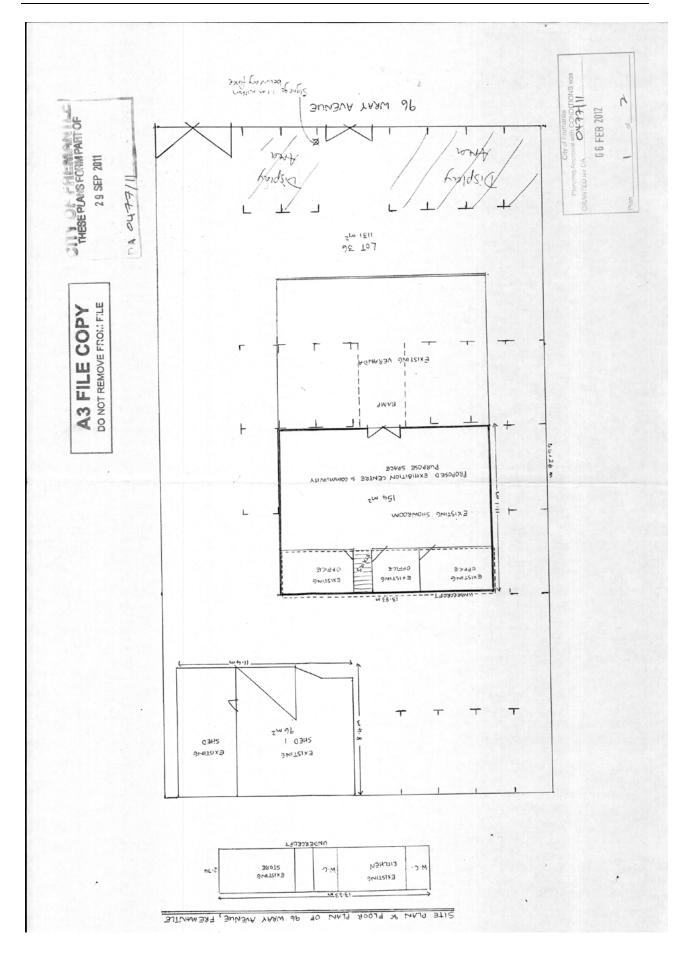
CARRIED: 6/1

For	Against
Mayor, Brad Pettitt	Cr Bill Massie
Cr Rachel Pemberton	
Cr Robert Fittock	
Cr Josh Wilson	
Cr Ingrid Waltham	
Cr Andrew Sullivan	











PSC1211-174 SCHEDULE OF APPLICATIONS DETERMINED UNDER DELEGATED AUTHORITY

ATTACHMENT 1

- 1. RENNIE CRESCENT NO. 42 (LOT 1114), HILTON TWO (2) LOT SURVEY STRATA SUBDIVISION (KS WAPC 757-12)
- 2. COLLICK STREET NO. 4 (LOT 207), HILTON SINGLE STOREY GROUPED DWELLING (KS DA0350/12)
- 3. LEFROY ROAD, NO. 25 (LOT 42), SOUTH FREMANTLE STUDIO ADDITION TO EXISTING SINGLE HOUSE (JS DA0339/12)
- 4. BUTSON STREET NO. 20 (LOT 29), HILTON DECK ADDITION TO EXISTING SINGLE HOUSE (JS DA0368/12)
- 5. SOUTH STREET NO. 385 (LOT 1593), HILTON DEMOLITION OF OUTBUILDING AND OUTBUILDING ADDITION TO EXISTING SINGLE HOUSE (JS DA0418/12)
- 6. GARLING STREET, NO. 113 (LOT 136), O'CONNOR SIGNAGE ADDITION TO EXISTING INDUSTRIAL (GENERAL) BUILDING (JS DA0402/12)
- 7. TAPPER STREET, NO. 7 (LOT 1793), WHITE GUM VALLEY PRIMARY STREET FENCE ADDITION TO EXISTING SINGLE HOUSE (JS DA0436/12)
- 8. CARNAC STREET NO. 6 (LOT 400), FREMANTLE TWO STOREY ADDITIONS AND ALTERATIONS TO EXISTING SINGLE HOUSE (KS DA0352/12)
- 9. WATKINS STREET NO.31 (LOT 500), WHITE GUM VALLEY REAR DECK & CARPORT ADDITION TO EXISTING GROUPED DWELLING (JL DA0452/12)
- 10. LIME STREET NO. 2 (LOT 201), NORTH FREMANTLE VARIATION TO PREVIOUS PLANNING APPROVAL FOR DA0176/12 (TWO STOREY SINGLE HOUSE) (AD VA0037/12)
- 11.LEE AVENUE NO.12 (LOT 1), HILTON VARIATION TO PREVIOUS APPROVED DEVELOPMENT FOR DA0370/12 (SINGLE STOREY ADDITIONS AND ALTERATIONS TO EXISTING GROUPED DWELLING) (JL VA0038/12)
- 12. CENTRAL AVENUE NO. 3 (LOT 58), BEACONSFIELD DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF REPLACEMENT SINGLE STOREY SINGLE HOUSE (AD DA0326/12)



- 13. QUEEN VICTORIA STREET, NO 18-24 (LOTS 1, 2, 3, 4 AND 100), FREMANTLE EXTERNAL TREATMENT (PAINTING) OF HERITAGE BUILDING (JS DA0380/12)
- 14.BRUCE STREET NO. 23 (LOT 54), NORTH FREMANTLE PRIMARY AND SECONDARY STREET FENCE ADDITIONS AND PATIO ADDITION TO EXISTING SINGLE HOUSE (JS DA0385/12)
- 15. SOUTH TERRACE NO. 227 (LOT 1), SOUTH FREMANTLE PARTIAL CHANGE OF USE TO RESTAURANT (KS DA0408/12)
- 16. STEVENS STREET, NO. 48B (LOT 3) FREMANTLE RETROSPECTIVE APPLICATION FOR LOFT ADDITION TO EXISTING SINGLE BEDROOM DWELLING (JWJ & KS DA0151/12)
- 17. BLINCO STREET, NO. 14B (LOT 500), FREMANTLE PROPOSED NEW PATIO & GARAGE FOR EXISTING RESIDENCE (MZ DA0440/12)
- 18.LLOYD STREET NO.13A (LOT 2), SOUTH FREMANTLE PRIMARY STREET FENCE ADDITIONS TO EXISTING SINGLE HOUSE (JL DA399/12)
- 19. THE TERRACE, NO. 1 / PARRY STREET (CARPARK), NO. 1 (LOT 2095) (FREMANTLE PRISON), FREMANTLE INSTALLATION OF THREE (3) HISTORICAL INFORMATIVE SIGNS ON GRASS VERGE OF THE FAIRBAIRN STREET RAMP (MZ DA0433/12)
- 20. GRIGG PLACE NO.19 (LOT 1499), HILTON VARIATION TO PREVIOUS PLANNING APPROVAL FOR DA0575/11 (TWO, SINGLE STOREY GROUPED DWELLINGS) (JL VA0035/12)
- 21. FORREST STREET, NO. 35 (LOT 1544), FREMANTLE TWO (2) LOT SURVEY STRATA SUBDIVISION (MZ WAPC 743/12)
- 22. ASHBURTON TERRACE NO. 18 (LOT 1742), FREMANTLE REAR BOUNDARY FENCE ADDITION TO EXISTING SINGLE HOUSE (AD DA0459/12)
- 23. HIGH STREET NO. 120 (LOT 328), FREMANTLE CHANGE OF USE TO FAST FOOD OUTLET (TAKEAWAY COFFEE SHOP) AND INTERNAL ALTERATIONS TO EXISTING BUILDING (AD DA0397/12)
- 24. GRIGG PLACE NO. 35A (LOT 2), HILTON SINGLE STOREY SINGLE HOUSE (AD DA0319/12)
- 25. MARTHA STREET NO.18A (LOT 500), BEACONSFIELD ALTERATIONS AND EXTENSION TO EXISTING SINGLE HOUSE (JL & YZ DA0432/12)
- 26. STEVENS STREET NO.43A (LOT 503), FREMANTLE SINGLE STOREY SINGLE HOUSE (JL DA0415/12)



- 27. MARINE TERRACE NO. 108 (LOT 303), FREMANTLE TEMPORARY RADAR SYSTEM AND SUPPORTING MAST STRUCTURE ADDITION TO THE ROOF OF EXISTING BUILDING) (AD DA0406/12)
- 28. ATTFIELD STREET NO. 118 (LOT 101), SOUTH FREMANTLE RETROSPECTIVE REAR BOUNDARY FENCE AND SCREENING ADDITIONS TO EXISTING SINGLE HOUSE (AD DA0401/12)
- 29. JACKSON STREET, NO. 8 (LOT 39), NORTH FREMANTLE POOL ADDITION TO EXISTING SINGLE HOUSE (JS DA0472/12)
- 30. HIGH STREET, NO. 80 (LOT 411), FREMANTLE EXTERNAL TREATMENT (PAINTING) AND SIGNAGE ADDITION TO HERITAGE BUILDING (JS DA0376/12)
- 31.MCCLEERY STREET, 27 (LOT 4070), BEACONSFIELD TWO LOT SURVEY STRATA (SB WAPC758-12)
- 32. GIBSON STREET NO. 72 (LOT 96), BEACONSFIELD ALTERATIONS TO PREVIOUS APPROVED ENERGY EFFICIENT TREATMENT TO TWO (2), TWO STOREY GROUPED DWELLINGS (JL DA0468/12)
- 33.LILLY STREET, NO. 10 (LOT 1), SOUTH FREMANTLE REAR RETAINING WALL AND FILL ADDITION TO EXISTING SINGLE HOUSE (NB DA0421/12)
- 34. MARINE TERRACE, NO. 88 (LOT 3), FREMANTLE INSTALLATION OF EXTERNAL AIR CONDITIONING UNITS AND EXTERNAL GAS HOT WATER SYSTEMS TO EXISTING THREE STOREY MIXED USE MULTIPLE DWELLING (NB DA0364/12)
- 35. GARLING STREET NO.101 (LOT 201), O'CONNOR INTERNAL AND EXTERNAL ALTERATIONS TO EXISTING OFFICE, SHOWROOM & WAREHOUSE UNITS WITHIN AND INDUSTRIAL COMPLEX BUILDING (JL DA0471/12)
- 36. SOLOMON STREET, NO. 16 (LOT 15), FREMANTLE RETAINING WALL AND BOUNDARY FENCE ADDITIONS TO EXISTING SINGLE HOUSE (KS DA0420/12)
- 37. SOLOMON STREET NO. 98 (LOT 20), FREMANTLE SINGLE STOREY ADDITIONS TO EXISTING SINGLE HOUSE (KS DA0413/12)
- 38. PEARSE STREET NO. 40 (LOTS 1,2 & 3), NORTH FREMANTLE PARTIAL CHANGE OF USE TO MULTIPLE DWELLINGS (KS DA0400/12)
- 39. SNOOK CRESCENT, NO. 15 (LOT 1), HILTON RETROSPECTIVE PATIO AND SPA ADDITIONS TO EXISTING GROUPED DWELLING (JS DA0403/12)



- 40.LEE AVENUE, NO. 29 (LOT 62), HILTON TWO (2) LOT SURVEY STRATA SUBDIVISION (MZ WAPC 762-12)
- 41.LEE AVENUE, NO. 29 (LOT 62), HILTON TWO (2) LOT FREEHOLD SUBDIVISION (MZ WAPC 146699)
- 42. COLLICK STREET, NO. 24 (LOT 34), HILTON– TWO (2) LOT SURVEY STRATA SUBDIVISION (MZ WAPC 838-12)
- 43. LEFROY ROAD, NO.57 (LOT 71), BEACONSFIELD TWO (2) LOT FREEHOLD SUBDIVISION (MZ WAPC 146698)
- 44. HARWOOD STREET, NO. 32NO (LOT 1650), HILTON PROPOSED SURVEY STRATA SUBDIVISION (MZ WAPC832-12)
- 45. ADAMS STREET, NO. 15 (LOT 3), O'CONNOR PROPOSED TWO (2)
 LOT SURVEY STRATA INDUSTRIAL SUBDIVISION (MZ WAPC 829/12)
- 46. VICTOR STREET, NO. 20 (LOT 16), HILTON PROPOSED SINGLE STOREY DWELLING (MZ DA0466/12)
- 47. HENVILLE STREET, NO. 4 (LOT 3), FREMANTLE PROPOSED ADDITIONAL LOFT BATHROOM (MZ DA0450/12)
- 48. TRAFFORD STREET, NO. 2A (LOT 301), BEACONSFIELD PROPOSED COVERED ALFRESCO AREA (MZ DA0449/12)
- 49. STIRLING HIGHWAY NO.130 (LOT 6 AND 220), NORTH FREMANTLE TEMPORARAY PLANNING APPROVAL FOR PARTIAL CHANGE OF USE TO CHILD CARE PREMISES AND INTERNAL ALTERATIONS AND ADDITIONS TO EXISTING BUILDING (JL DA0396/12)
- 50. HAMPTON ROAD NO.176 (LOT 1), BEACONSFIELD TWO LOT SURVEY STRATA SUBDIVISION– (JS WAPC752-12)
- 51.HICKS STREET, NO. 10 (LOT 3), NORTH FREMANTLE CHANGE OF USE TO HOME OCCUPATION (HAIR DRESSING SALON) (JS DA0409/12)
- 52. YORK STREET NO. 108 (LOT 189), BEACONSFIELD TWO STOREY SINGLE HOUSE (SB DA0309/12)
- 53. ADELAIDE STREET NO.47 (LOT 4), FREMANTLE RESTORATION AND REMIDIAL WORKS TO EXISTING HERITAGE BUILDINGS (JL DA0388/12)
- 54. STOCKDALE ROAD, NO'S 5-7 (LOT13), O'CONNOR PROPOSED SHOWROOM/WAREHOUSE DEVELOPMENT (MZ DA0463/12)



- 55. KNUTSFORD STREET NO.20 (LOT1354), FREMANTLE RETAINING WALLS AND SITE WORKS TO VACANT LOT 1354 (JL DA0430/12)
- 56. FEENEY STREET NO.8 (LOT 1089), NORTH FREMANTLE VERGOLA ADDITIONS TO EXISTING TWO STOREY SINGLE HOUSE (JL DA0486/12)
- 57. SOUTH TERRACE NO. 26 (LOT 103), FREMANTLE INTERNAL AND SHOP FRONT ALTERATIONS TO EXISTING BUILDING (AD DA0478/12)
- 58. PAKENHAM STREET NO. 43 (LOT 200), FREMANTLE AMENDMENT TO CONDITION NO.3 FROM PLANNING APPROVAL DA0175/11 (ALTERATIONS AND ADDITIONS TO AN EXISTING WAREHOUSE BUILDING AND CHANGE OF USE TO RESTAURANT AND OFFICE) (JL DA0490/12)
- 59. FORREST STREET, NO. 65 (LOT 1146), FREMANTLE VARIATION TO PREVIOUS APPROVAL DA0017/12 (DEMOLITION OF EXISTING BUILDINGS AND CONSTRUCTION OF TWO STOREY SINGLE HOUSE) (AA VA0040/12)
- 60. FORSYTH STREET NO. 68-78 (LOT 42), O'CONNOR TWO (2) LOT FREEHOLD SUBDIVISION (KS WAPC146780)
- 61.MCCABE STREET, 9 (LOT 315, 326 & 18), NORTH FREMANTLE SIX STOREY (TWO BASEMENTS) 51 APARTMENT MULTIPLE DWELLING DEVELOPMENT (SB DA0417/12)
- 62. FORREST STREET, 2/162 (LOT 17), FREMANTLESUBURB PROPOSED SINGLE STOREY DWELLING (MZ DA0453-12NUMBER)
- 63. LEE AVENUE NO. 4A (LOT 1), HILTON SINGLE STOREY GROUPED DWELLING (KS DA0455/12)
- 64. ASHBURTON TERRACE, NO. 16 (LOT 1749), FREMANTLE DEMOLITION OF EXISTING SINGLE HOUSE (JS PW0007/12)
- 65. BARFIELD STREET NO. 1 (LOT 100), BEACONSFIELD TWO STOREY SINGLE HOUSE (KS DA0437/12)
- 66. RUSSELL STREET, 22A (LOT 9), FREMANTLE DEMOLITION OF EXTERNAL ROOF TRUSSES AND ASSOCIATED WORKS (SB DA0427/12)
- 67.NICHOLAS CRESCENT, NO. 32A (LOT 2), HILTON GARAGE AND CARPORT ADDITIONS TO EXISTING GROUPED DWELLING (JS DA447/12)
- 68. STACK STREET NO. 19 (LOT 1), FREMANTLE VARIATION TO PREVIOUS PLANNING APPROVAL DA0183/12 (POOL AND PRIMARY



- STREET FENCE ADDITIONS TO EXISTING SINGLE HOUSE) (KS DA0183/12)
- 69. SIMPER CRESCENT, 6 (LOT 58), WHITE GUM VALLEY DECK ADDITION TO EXISTING SINGLE HOUSE (AA DA0473/12)
- 70. FORREST STREET, NO. 65 (LOT 1146), FREMANTLE VARIATION TO PREVIOUS APPROVAL DA0017/12 (DEMOLITION OF EXISTING BUILDINGS AND CONSTRUCTION OF TWO STOREY SINGLE HOUSE) (AA VA0040/12)
- 71.BELLEVUE TERRACE, NO. 34 (LOT 500), FREMANTLE RETAINING WALL (AA DA493/12)



PSC1211-175 INITIATION OF MODIFICATION TO LOCAL PLANNING POLICY 1.6 - PREPARING HERITAGE ASSESSMENTS (LPP1.6) -ADOPTION FOR PUBLIC ADVERTISING

ATTACHMENT 1 - Local Planning Policy – Preparing Heritage Assessments (Adopted 25 February 2009)



CITY OF FREMANTLE

LOCAL PLANNING POLICY 1.6

PREPARING HERITAGE ASSESSMENTS

ADOPTION DATE: 25 February 2009

AUTHORITY: LOCAL PLÁNNING SCHEME NO.4

STATUTORY BACKGROUND

Clause 10.2.1 of the Scheme prescribes the matters to which the Council is required to afford due regard in considering a proposal. Included amongst these matters are any potential impacts that a proposal may have on the heritage values of an existing place and its context including the streetscape and/or heritage area.

Clause 7.4 of the Scheme prescribes that the Council may require a heritage assessment to be carried out prior to the approval of any development proposed in a heritage area or in respect of a heritage place listed on the Heritage List.

In order to meet its obligations to assess various statutory planning proposals the Council will from time to time include specific expert advice on heritage matters as part of the planning assessment. In this policy, the term 'proposals' includes planning applications, Structure Plans, Detailed Area Plans and Town Planning Scheme amendment proposals.

PURPOSE

The purpose of this policy is to address the following matters relating to the seeking of expert heritage advice.

- What information should the heritage assessment provide?
- When is a heritage assessment required?
- Who should prepare the heritage assessment?

This policy statement does not attempt to provide guidance on how the Heritage Assessment should be utilised or interpreted in the assessment of development proposals.

Any Heritage Assessment provided or obtained in accordance with this policy will be considered a public document for the purpose of the assessment of planning applications.

All terms and definitions related to heritage used in this policy are based on the terms used in "The Burra Charter 1999 – the Australia ICOMOS Charter for Places of Cultural Significance".



POLICY

- 3.1 Content of Heritage Assessment
- 3.1.1 A Heritage Assessment may consist of the following components:
 - Statement of Significance
 - Statement of Heritage Impact
 - Statement of Conservation

Each of the three statements shall be provided as required in Table 4 of this policy.

3.1.2 Statement of Significance

A statement of significance should define the heritage values embodied in a place. It should be prepared by investigation of the place and of the records associated with it and include assessment of the aesthetic, historic, scientific and social/spiritual values for past, present and future generations.

Where a heritage place has a conservation management plan or similar that has been endorsed by Council within the previous five calendar years, the statement of significance shall have due regard to the conservation management plan.

As a minimum requirement, the consultant shall undertake the following research in the preparation of the statement of significance:

- Research of historical documents (such as rates books, archives etc)
- Site inspection

Additional research may be required at the discretion of the Council's Heritage Planner, or City Heritage Architect.

The Statement of significance shall be prepared in the following format:

- Description of the Place
- Heritage Values

Heritage values and attributes should be considered in the context of the following:

- Fabric
- Setting
- Use
- Associations
- Meaning



Table 1

Heritage values	
Aesthetic	
Historic	
Social	
Scientific	
Heritage Attributes	
Rarity	
Representativeness	
Integrity	
Authenticity	

3. H Table 2 Heritage Significance

Significance							
Exceptional	Considerable	Some	Limited or none				
Comments:							
	l identify the overall s						
	ntify zones of significa	ance within the place	itself, and within a				
local context.							



3.1.3 Statement of Heritage Impact

The Statement of Heritage Impact examines the impact of the proposed development on the heritage significance of the place, and includes a discretionary value judgment concerning the impact of the proposal on the identified heritage values of the place.

The Statement of Heritage Impact shall be prepared in the following format:

Table 3

How does the proposed developme place with regard to the following cr	ent impact on the heritage significance of the iteria:
Degree of change (positive and negative) on the place in light of its heritage significance.	
Degree of permanent impact (irreversible loss of value) that the proposal is likely to have on the heritage significance of the place	
Compatibility with heritage building in terms of scale, bulk, height – the degree to which the proposal dominates, is integrated with, or is subservient to a heritage place	
Compatibility with the streetscape and/or heritage area in terms of the siting, local architectural patterns, and the degree of harmonised integration of old and new.	
Compatibility with heritage building in terms of the design solutions and architectural language such as refinement and finesse of detailing, texture, materials, finishes and quality of craftsmanship.	
Degree of impact on the important public views, vistas, landmarks, landscape features	



3.1.4 Statement of Conservation

Statement of conservation should define all essential processes of looking after a place (preservation, restoration, reconstruction, adaptation, maintenance and interpretation of a place) so as to retain its cultural significance.

This part of the assessment is not based on the proposed development, but identifies the conservation works required, and guides future fabric retention, adaptation and reuse.

The Statement of Conservation shall contain the following elements:

- A condition analysis
- Identification of conservation works required
- 3. Recommendations as to the future fabric retention, adaptation and reuse.

The recommendations arising from the Statement of Conservation are to be used for future reference, and to advise and guide the property owners in the appropriate development of the place in the future. The statement of conservation does not necessarily inform the determination of the proposal, unless upgrade or restoration of the existing heritage place forms part of the application.

3.2 Circumstances where a Heritage Assessment will be undertaken

Unless previously obtained on another relevant proposal within two calendar years of the date of application, the Council will undertake heritage assessment in accordance with Table 4 below.

Where a proposal falls within two columns under this table the higher level of assessment shall be undertaken.

Table 4

	State Register of Heritage Places or Heritage List or Category 1 on MHI	Heritage List (Category 2 and 3 on MHI)	Within or adjacent to West End Conservation Area	Where not on Heritage List
Statement of significance	Required unless existing	Always required unless minor development	Always required unless minor development	Demolition of a primary structure only
Statement of heritage impact	Required	Always required unless minor development	Always required unless minor development	Demolition of a primary structure only
Statement of conservation	Required	Required where on Level 2 only	Not required	Not required

3.2.1 Notwithstanding the above, a heritage assessment may be carried out where, in the opinion of the Council, a proposal has the potential to significantly alter a place of heritage significance that is not listed on the Heritage List.

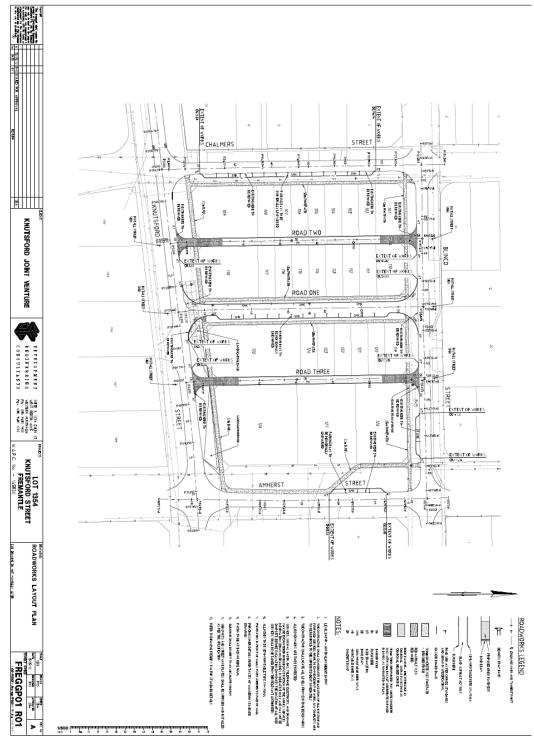


- 3.2.2 For the purposes of this policy, minor development means—
- (i) Small scale new structures on the subject site which are not attached to the building (such as sheds or outbuildings) which are located out of the front setback area.
- (ii) Ancillary lightweight structures added to buildings (such as timber patios, sails, pergolas) which are located out of the front setback area.
- (iii) Fixtures to buildings (such as antennae, aerials, air conditioning units, solar panels, signs), which do not face the street and do not involve any significant structural alteration to the building (i.e. are simply fixed to the structure by bolts or nails)
- (iv) non structural internal changes.
- 3.3 Who does the Heritage Assessment?
- 3.3.1 A Heritage Assessment may be undertaken either:
 - In house A suitably qualified employee of the Council (i.e. Heritage Planner, City Heritage Architect); or
 - Independent A suitably qualified expert heritage consultant engaged by the City specifically to undertake the heritage assessment. The heritage consultant shall be selected from the City's endorsed panel of heritage experts.
- 3.3.2 The decision to request an independent heritage assessment is at the discretion of the Council's Heritage Planner, City Heritage Architect, or Manager Development Services.



PSC1211-176 PROPOSED SCHEME AMENDMENT NO. 56 - NEW SUB AREA 3 IN LOCAL PLANNING AREA 2 FREMANTLE AND REQUIREMENTS - 20 (LOT 1354) KNUTSFORD STREET, FREMANTLE - INITIATION

Attachment 1 – Engineering Plan – Showing Proposed Parking Spaces in the Area





PSC1211-177 WEST END WORKING GROUP - MEMBERSHIP NOMINATIONS AND CONSIDERATION OF BOUNDARY OPTIONS

ATTACHMENT 1 – Previous Minute Item – PSC1205-77

TITLE WEST END WORKING GROUP - PROGRESS REPORT AND APPOINTMENT OF COMMUNITY REPRESENTATIVES

DataWorks Reference: 039/072
Disclosure of Interest: Nil
Meeting Date: Council

Responsible Officer: Manager Planning Projects and Policy **Actioning Officer:** Manager Planning Projects and Policy

Decision Making Level: Council

Previous Item Number/s: SGS1011-11, SGS1103-11 and C1111-3

Attachments: Nil

EXECUTIVE SUMMARY

This report provides information on the West End Working Group's accomplishments to date and recommends a process to fill two current vacancies on the Working Group's membership.

BACKGROUND

In November 2010 Council approved an Instrument of Appointment and Project Delegation for the West End Working Group (WEWG), and also resolved to seek nominations for membership of the Working Group in accordance with the Instrument of Appointment (see item SGS1011-11). At its 23 March 2011 meeting (see item SGS1103-11) Council appointed members of the Working Group, and also resolved to amend the Instrument of Appointment for the WEWG to include consideration of:

- 1. Preparation of a West End Conservation Area Management Plan to facilitate the listing of the West End on the State Heritage List, and:
- 2. Integration of the Local Identity Codes within the statutory planning instruments for the West End Conservation Area.

On 23 November 2011 Council considered an item dealing with re-appointment of members of Working Groups following the October 2011 local government elections (C1111-3). In the case of the WEWG, in addition to the re-appointment of previous members, Council resolved that a vacancy which had arisen due to the resignation of one of the three previous community representative members shortly before the October elections should be filled by advertising the vacancy.



COMMENT

Since its first meeting in July 2011 the WEWG has been meeting on a regular basis. In order to ensure that the WEWG is able to fulfil its role, City officers have discussed with Heritage Council of WA the scope of the tasks that need to be accomplished in order for the HCWA to consider registration of the area on the State Heritage List, and the process for completing these tasks.

The scope involves the following sequential tasks leading to consideration of the area for registration:

- Preparation of a revised statement of significance and revised boundaries of the current West End Conservation Area in order to meet the State registration criteria for listing.
- 2. Preparation of a Conservation Management Plan for the revised heritage area, which should also include guidelines for compatible development.
- 3. Community consultation on the revised area and the guidelines.
- 4. Nomination of the revised heritage area including the new boundary, statement of significance and compatible development guidelines, following the consultation process under 3 above.

To date the WEWG with the assistance of heritage consultants, Heritage and Conservation Professionals and Annabel Wills Architect, have completed task no.1. The draft revised boundaries of the area proposed to be State registered have been agreed to by the WEWG, and have also been presented to the Heritage Council's Registration Committee.

With regard to membership of the WEWG, the vacant community representative position which Council resolved in November 2011 to fill was advertised in January/February 2012. One nomination was received but, before this nomination could be reported to Council for consideration for appointment to the WEWG, the City had commenced the recruitment process to appoint a Coordinator of Heritage following the decision of the former City Heritage Architect to retire in April 2012. The outcome of this recruitment process has been the appointment of Alan Kelsall, who was one of the community representative members of the WEWG, as Coordinator of Heritage. As a City employee Mr Kelsall can no longer serve as a community representative member of the WEWG and has therefore resigned from the Group. Consequently there are currently two vacant community representative positions on the Group.

It would be desirable to fill both vacant positions simultaneously, and therefore it is recommended that a further advertising process for nominations for community representatives on the WEWG be carried out as soon as possible, and at the end of this process any new nominations received plus the nomination previously received in February 2012 be reported to Council to determine appointments to fill both of the vacant positions.



CONCLUSION

WEWG has achieved its first milestone - the preparation of a revised statement of significance and boundary of the existing West End Conservation Area into a proposed heritage area to be nominated for the State Heritage Register.

To reinstate full membership of the WEWG and ensure appropriate community representation, the two currently vacant positions need to be filled and it is recommended that this be achieved through the process outlined above.

OFFICER'S RECOMMENDATION

MOVED: Cr A Sullivan

That nominations for community representative members of the West End Working Group be invited by means of public advertising, and at the end of the advertising period one nomination previously received in February 2012 and any further nominations received in response to advertising be reported to Council to determine the appointment of two community representative members.

Mayor, Brad Pettitt MOVED an amendment to the Officer's Recommendation to include part 2:

 That the terms of reference be revised to include consideration of options for the revised boundaries of the current West End Conservation area for further consideration by Council at the time of reporting of nomination for Committee membership.

CARRIED: 7/0

For	Against
Mayor, Brad Pettitt	
Cr Rachel Pemberton	
Cr Robert Fittock	
Cr Josh Wilson	
Cr Ingrid Waltham	
Cr Bill Massie	
Cr Andrew Sullivan	



COMMITTEE RECOMMENDATION MOVED: Cr A Sullivan

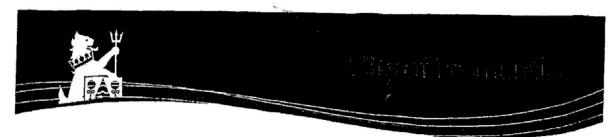
- 1. That nominations for community representative members of the West End Working Group be invited by means of public advertising, and at the end of the advertising period one nomination previously received in February 2012 and any further nominations received in response to advertising be reported to Council to determine the appointment of two community representative members.
- 2. That the terms of reference be revised to include consideration of options for the revised boundaries of the current West End Conservation area for further consideration by Council at the time of reporting of nomination for Committee membership.

CARRIED: 7/0

For	Against	
Mayor, Brad Pettitt		
Cr Rachel Pemberton		
Cr Robert Fittock		
Cr Josh Wilson		
Cr Ingrid Waltham		
Cr Bill Massie		
Cr Andrew Sullivan		



ATTACHMENT 2 - NOMINATIONS



WEST END - WORKING GROUP NOMINATION FORM

Nominations close: 6 July 2012 at 5.00 pm (PLEASE NOTE: Nominations submitted after this time will not be accepted)

Nomination for the: West End - Working Group
Name: ANNE BRAKE
Address:
Telephone: (H)(W)(Mob)
Email:
 Please outline your expertise, knowledge and interest relevant to the objectives of the Working Group (Please refer to the Project Delegation)
I have worked in the hentage industry for
over 17 years. I have served 3 years on the
HOWA register committee and have been the
for Austalia 100mos for the past 4 years. I
have been involved in the framantle Kistory
Society since its inception and am currently
its President. I am a member of the Fremantle
Society and on the city of temantle Public
ATM LAMMANCO.
codes.
COCCI,
www.franante.vx.gov.an





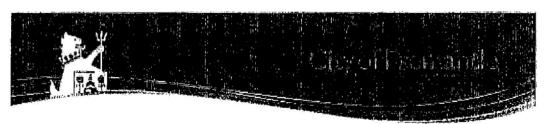
2. Please list any past or current community experience relevant to being a Working
Group member (eg. committee membership, youth leadership, volunteer experience etc.)
I have been a committee member of the
Femantle History Society for 17 years and
am curently its President. Phane served
on the State branch of Museums Australia
committee including as Vice President and
President
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
3. Please give a brief description of the contribution you can make to the Working
Group. (Attach any additional information you regard as relevant to support your nomination to the Advisory Committee)
I have a good understanding of the requiements
for a enshahin of hentage places at both state
and national levels and some understanding
of the World Hentage romination process.
I have worked on the development of a
rance of conservation management plans and
interpretation plans for hintage places.
I have a strong committment to the conservation,
interpretation and recognition of Fremantle's hentage
Please forward your nomination form and supporting documents to Alan Kelsall, Heritage Coordinator
on either one of the below following contacts: Address: PO Box 807, Fremantle WA 6959

Email:

planning@fremantle.wa.gov.au

www.fremantle.wa.gov.au





WEST END - WORKING GROUP NOMINATION FORM

Nominations close: 14th February 2012 at 5pm PLEASE NOTE: Montantions submitted after this three will not be accepted)

No	mination for the: West End				
Na	mo:	JOHN	DOWSE	77/	
Ade	drass:	madr el ia panios	o sembor wit	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	men . v
	ephone: (H)		(Mob)		
Em	alk			v	.1
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V	A CONTRACTOR OF THE STATE OF TH
2.	Please list any past or current community experience relevant to being a Working Group member (ep. committee membership, youth tenderchip, volunteer experience e(c.)
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	Courcecon 1996-1998, 2005-2012
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3,	Please give a brief description of the contribution you can make to the Working Group. (Attrice may additional information you regard as relevant to support your nomination to the Advisory Committee)
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v	THE A LOUIS OF THE CONTRACT OF THE STATE OF
	17 2 JOHN DOWSON
Acabele.	forward your nomination form and supporting documents to Applicables Klera, City Haritage set on of the buley following contacts: Address: PO Box 867, Fremantic WA 8050
	Email: pkuning紹fremuniki.wa gov au
	vorvate alants transcent





WEST END - WORKING GROUP NOMINATION FORM

Nominations close: 6 July 2012 at 5.00 pm (PLEASE NOTE: Nominations submitted after this time will not be accepted)

Nomination for the:	West End - Working Group		
Name: Kate			
Address: 4	Pearse Street		
	r Fremonte a	NA 6067.	
		(Mob) 0407717720	
	elle Lause @ gmail	·	
Please outlin the Working	e your expertise, knowledge and Group (<i>Please refer to the Proje</i>	d interest relevant to the objectives of oct Delegation)	
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fo st	e Muister fer	- Planning and tryposti	uchr
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