



**MINUTES OF A COUNCIL MEETING, HELD IN THE COUNCIL CHAMBERS, ON TUESDAY, 17 AUGUST, 2010 COMMENCING AT 6.38PM.**

**207. DECLARATION OF OPENING OF MEETING**

The Mayor (Presiding Member) declared the meeting open.

**207.1 Present**

|                |                                 |
|----------------|---------------------------------|
| Mayor A Ferris | Presiding Member                |
| Cr B de Jong   | (To 8.43pm)                     |
| Cr C Collinson |                                 |
| Cr R Lilleyman |                                 |
| Cr S Martin    |                                 |
| Cr D Nardi     |                                 |
| Cr R Olson     |                                 |
| Cr A Wilson    |                                 |
| Mr S Wearne    | Chief Executive Officer         |
| Ms G Basley    | Acting Town Planner (To 9.17pm) |
| Ms J May       | Minute Secretary                |

**208. ACKNOWLEDGEMENT OF COUNTRY**

The Presiding Member made the following acknowledgement:

*"On behalf of the Council I would like to acknowledge the Nyoongar people as the traditional custodians of the land on which this meeting is taking place."*

**209. WELCOME TO GALLERY AND INTRODUCTION OF ELECTED MEMBERS AND STAFF**

There were 8 members of the public in the gallery at the commencement of the meeting.

**210. RECORD OF APPROVED LEAVE OF ABSENCE**

Cr Lilleyman.

**211. RECORD OF APOLOGIES**

Nil.

**212. PRESENTATIONS/DEPUTATIONS/PETITIONS/SUBMISSIONS**

Nil.

**213. PUBLIC QUESTION TIME**

Nil.

**214. APPLICATIONS FOR LEAVE OF ABSENCE**

**214.1 Cr Rico**

The Presiding Member advised that a request for leave of absence for Cr Rico had been received for the meeting as Cr Rico was still incapacitated following a recent accident.

**Cr Collinson – Cr Wilson**

**That leave of absence be granted to Cr Rico for tonight's Council Meeting.**

CARRIED

**214.2 Cr de Jong**

Cr de Jong sought leave of absence for the Council Meetings on 7 and 21 September and 5 October 2010.

**Cr Collinson – Cr Wilson**

**That leave of absence be granted to Cr de Jong for the Council Meetings to be held on 7 and 21 September and 5 October 2010.**

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- 214.3 Cr Nardi**  
Cr Nardi sought leave of absence for the Council Meeting on 5 October 2010.
- Cr Collinson – Cr Wilson**  
That leave of absence be granted to Cr Nardi for the Council Meeting to be held on 5 October 2010. CARRIED
- 214.3 Cr Olson**  
Cr Olson sought leave of absence for the Council Meeting on 7 September 2010.
- Cr Collinson – Cr Wilson**  
That leave of absence be granted to Cr Olson for the Council Meeting to be held on 7 September 2010. CARRIED
- 215. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**
- 215.1 Council Meeting – 3 August 2010**  
**Cr Martin – Cr Nardi**  
That the Minutes of the Council Meeting held on 3 August 2010 be confirmed with the following correction to Minute Book Ref 191.2 Proposed East Fremantle Community Garden:
- “That the following be inserted as points 3 and 4 in the first paragraph of page 2:*
- *feasibility of installing water tanks at the site.*
  - *feasibility of implementing water conservation measures at East Fremantle Oval in order to increase the volume of water available for a community garden at the Moss Street site.”*
- CARRIED
- 216. ANNOUNCEMENTS BY MAYOR WITHOUT DISCUSSION**  
Nil.
- 217. QUESTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN WITHOUT DISCUSSION BY COUNCIL MEMBERS**  
Nil.
- 218. MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN BY COUNCIL MEMBERS**  
Nil.
- 219. CORRESPONDENCE (LATE RELATING TO ITEM IN AGENDA)**
- 219.1 T178.4 Chauncy Street No 3 (Lot 5040)**  
**Summit Home Improvements:** Providing perspectives to demonstrate the extent of the potential building were the existing house to be demolished. Also providing further justification and explanation of the proposal.
- Cr Olson – Cr Wilson**  
That the correspondence from Summit Home Improvements be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.1). CARRIED
- 219.2 T178.7 Riverside Road No 9 (Lot 1)**  
**G Sprunt:** Advising that his builder has stated detailed streetscape plans, as requested by the Committee, will cost around \$2,000 which Mr Sprunt considers is an unreasonable request. Enclosing photographs he has taken from various angles on Riverside Road to illustrate the non impact of his proposed patio.



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Cr Olson – Cr Wilson

That the correspondence from Mr G Sprunt be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.3). CARRIED

**219.3** *T178.10 Irwin Street No 11 (Lot 188)*

**G Kerruish:** Providing justification for the proposed parapet wall on the south boundary of 11 Irwin Street.

Cr Olson – Cr Wilson

That the correspondence from Mr Kerruish be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.4). CARRIED

**219.4** *T178.11 Fortescue Street No 35A (Lot 2)*

**Residential Building WA:** Providing justification for the variations requested for the proposed dwelling at 35A Fortescue Street

Cr Olson – Cr Wilson

That the correspondence from Residential Building WA be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.5 & 224.1). CARRIED

**219.5** *T178.11 Fortescue Street No 35A (Lot 2)*

**M Shand:** Advising that he generally supports the officer's recommendation in relation to his application for a proposed dwelling at 35A Fortescue Street however providing reasons why Council should give consideration to the retention of the current setback of the upper floor to the southern boundary.

Cr Olson – Cr Wilson

That the correspondence from Mr Shand be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.5 & 224.1). CARRIED

**219.6** *T178.11 Fortescue Street No 35A (Lot 2)*

**L & J Zuideveld:** Advising they have no objection to the reduced setback proposed to the south side of their property at 37 Fortescue Street and also support the proposed floor size of the second storey.

Cr Olson – Cr Wilson

That the correspondence from Mr & Mrs Zuideveld be received and held over for consideration when the matter comes forward for discussion later in the meeting (MB Ref 221.5 & 224.1). CARRIED

**220. ORDER OF BUSINESS**

Cr Martin – Cr Olson

That the order of business be changed to allow members of the public to address planning applications. CARRIED

**221. TOWN PLANNING & BUILDING COMMITTEE (PRIVATE DOMAIN)**

*Mayor Ferris made the following impartiality declaration in the matter of 3 Chauncy Street: "As a consequence of having served on Council with the adjoining neighbour at 1 Chauncy Street, Mr David Martin, who has made comment on the proposal, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".*



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Cr Olson made the following impartiality declaration in the matter of 3 Chauncy Street: "As a consequence of having served on Council with the adjoining neighbour at 1 Chauncy Street, Mr David Martin, who has made comment on the proposal, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

Cr Wilson made the following impartiality declaration in the matter of 3 Chauncy Street: "As a consequence of having served on Council with the adjoining neighbour at 1 Chauncy Street, Mr David Martin, who has made comment on the proposal, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

Cr de Jong made the following impartiality declarations in the matter of 3 Chauncy Street:

- "As a consequence of having served on Council with the adjoining neighbour at 1 Chauncy Street, Mr David Martin, who has made comment on the proposal, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".
- "As a consequence of the applicant being known to me as a neighbour and who is also related to very close friends of mine, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

**221.1 T178.4 Chauncy Street No. 3 (Lot 5040)****Applicant: Tangent Nominees Pty Ltd****Owner: Lizabella Pty Ltd****Application No. P112/2010**

The information provided by the applicant, referred from Correspondence (MB Ref 219.1) was tabled.

Mr Svilicich (architect representing owners of 5 Chauncy Street) addressed the meeting seeking consideration of the following issues:

- Windows to first floor dining and family rooms when opened would provide no privacy for adjoining owners at 5 Chauncy Street and seeking fixed obscure glazing to a height of 1.65m to these windows.
- Privacy screening to the rear balcony to comply with R Codes.
- Modification of the existing front balcony will impact on owners of 5 Chauncy Street particularly in relation to their previous planning approval for a pool in their front setback area.
- Proposed extension of residence and balcony into front setback will impact on streetscape and not comply with Council's LPP142.

Mr Mitchell (owner) addressed the meeting in support of his proposal and circulated photos of existing view corridors and what the situation could be if the existing residence was proposed to be demolished.

**Cr de Jong – Cr Wilson****The adoption of the Committee's recommendation which is as follows:****That Council exercise its discretion in granting approval for the following:**

- variation to the building setback on the north-west elevation (side 2) being 4.1 metres in lieu of the required 4.2 metres, and the south-east elevation (Side 4) being 3.2 metres in lieu of the required 3.3 metres as per the building setback requirements of the Residential Design Codes 2008;
- variation to the proposed privacy setback on the north-west elevation (side 2) being 4.05 metres and the south east elevation being 3.1 in lieu of the required 7.5 metres as per the Residential Design Codes 2008;
- variation to the minor incursion into the street setback area being 1.26 metres in lieu of the permitted 1.0 metre maximum as per the Residential Design Codes 2008;



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for the construction of alterations and additions at No. 3 (Lot 5040) Chauncy Street, East Fremantle in accordance with the plans date stamp received on 15 July 2010 subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
3. the proposed alterations and additions are not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
4. all stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
5. where this development requires that any facility or service within a street verge (street trees, footpath, crossover, light pole, drainage point or similar) is to be removed, modified or relocated then such works must be approved by Council and if approved, the total cost to be borne by the applicant. If Council refuses to approve such works, then this condition cannot be satisfied and this planning approval is not valid.
6. only one crossover is approved for Lot 5040 as part of this planning approval. Refer to Conditions 7 & 8 which relate to new and existing crossovers.
7. any new crossovers which are constructed under this approval to be a maximum width of 3.0m, the footpath (where one exists) to continue uninterrupted across the width of the site and the crossover to be constructed in material and design to comply with Council's Policy on Footpaths & Crossovers.
8. in cases where there is an existing crossover this is to be removed and the kerb, verge and footpath are to be reinstated at the applicant's expense to the satisfaction of Council, unless on application, Council approval for the crossover to remain is obtained.
9. this planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

CARRIED

**221.2** **T178.5 Fletcher Street No. 14 (Lot 6)**  
**Applicant / Owner: Stephen & Julie Dark**  
**Application No. P90/2010**

Mr Dark (owner) addressed the meeting in support of his proposal.

**Cr de Jong – Cr Olson**

**The adoption of the Committee's recommendation which is as follows:**

**That Council exercise its discretion in granting approval for a variation to Local Planning Policy 143 for a less visually permeable front fence to be constructed at No.14 (Lot 6) Fletcher Street, East Fremantle as shown on plans received 20 July 2010 and subject to the following conditions:**

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1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. a schedule of materials and finishes for the visually permeable sections of fence is to be submitted prior to the issue of a Building Licence.
3. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
4. this planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

CARRIED

**221.3** ***T178.7 Riverside Road No. 9 (Lot 1)***  
***Applicant: Perth Home Improvements***  
***Owner: Gary Sprunt & Gwen Parry***  
***Application No. P111/2010***

The information from the owner, referred from Correspondence (MB Ref 219.2), was tabled.

The Acting Town Planner provided the following additional information:

*"In response to the Committees recommendation to defer the subject application, the owner Mr Sprunt has provided a letter in response to the Committee's recommendation and has provided a photographic streetscape elevation.*

*Mr Sprunt confirms that a solar span roof will be used as shown in the attachments. The colour scheme will be mission brown, steel posts and flushing and misty green roofing and white under cover (Solar Span) all to tie in with the existing colours of the units being mission brown balustrades, window and door frames, green roofing and white paint work. The posts will be 150mm x 150mm and will also be painted mission brown.*

*The Acting Town Planner is satisfied with the level of detail provided and requests that Council consider the additional information in a view to determining the application."*

Mr Sprunt (owner) addressed the meeting in support of his proposal and explained the photographic documentation he had provided.

**Cr Wilson – Cr Martin**

**That the application for a patio at 9 Riverside Road be deferred pending submission of a scaled streetscape elevation which takes into account the relationship of the adjoining property to the west.**

CARRIED

**221.4** ***T178.10 Irwin Street No 11 (Lot 188)***  
***Applicant: National Estate Builders (WA) Pty Ltd***  
***Owner: Tiffany Vinka Brown & Gavin Kerruish***  
***Application No. P109/2010***

The letter from Mr Kerruish, referred from Correspondence (MB Ref 219.3) was tabled.

Mr Kerruish (owner) addressed the meeting:

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- advising that following discussion with the Acting Town Planner, he had understood the condition relating to the screening of the activity room would be deleted from the approval.
- requesting Council give consideration to allowing the proposed storeroom to be located on the southern boundary of the lot

Member of the Town Planning & Building Committee (Private Domain) agreed that it had been their intention to recommend deletion of Condition 2 requiring screening to the activity room.

**Cr Wilson – Cr Olson**

**That Council exercise its discretion in granting approval for the following:**

- variation to the building setback on the southern elevation being nil in lieu of the required 1.0 metre as per the building setback requirements of the Residential Design Codes 2008;
- variation to the building height on the north, south and west elevations being 6.2 metres in lieu of the required 6.0 metres as per the building height requirements for a category B development of the Residential Design Codes 2008;
- variation the building on boundary requirement relating to properties zoned R12.5 as per the Residential Design Codes 2008;

for the construction of alterations and additions at No. 11 (Lot 188) Irwin Street, East Fremantle in accordance with the plans date stamp received on 22 June 2010 subject to the following conditions:

1. Any air conditioning plant is to be positioned so as to minimise impacts on the streetscape and neighbours' amenity, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
2. Materials and finishes are to be of a high standard, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
3. Exposed boundary walls are to be finished to the same standard as the rest of the development, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
4. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
5. The proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
6. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
7. The proposed dwelling is not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
8. All storm water is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
9. Any introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.

10. Where this development requires that any facility or service within a street verge (street trees, footpath, crossover, light pole, drainage point or similar) is to be removed, modified or relocated then such works must be approved by Council and if approved, the total cost to be borne by the applicant. Council must act reasonably and not refuse any reasonable proposal for the removal, modification or relocation of such facilities or services (including, without limitation any works associated with the proposal) which are required by another statutory or public authority.
11. Any new crossovers which are constructed under this approval are to be a maximum width of 3.0m, the footpath (where one exists) to continue uninterrupted across the width of the site and the crossover to be constructed in material and design to comply with Council's Policy on Footpaths & Crossovers.
12. In cases where there is an existing crossover this is to be removed and the kerb, verge and footpath are to be reinstated at the applicant's expense to the satisfaction of Council, unless on application, Council approval for the crossover to remain is obtained.
13. This planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *A copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (b) *It is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (c) *All noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*
- (d) *Matters relating to dividing fences are subject to the Dividing Fences Act 1961.*

CARRIED

**221.5 T178.11 Fortescue Street No. 35A (Lot 2)**

**Owner: Michael Shand**

**Applicant: Residential Building WA**

**Application No. P108/2010**

The letters from the owner, applicant and adjoining owner, referred from Correspondence (MB Ref 219.4, 219.5 & 219.6) were tabled.

The Acting Town Planner provided the following additional information:

*"This item was not considered by Committee. The applicant has however provided additional information and justification to support the retention of the upper floor setbacks. A letter has also been provided from the neighbour that adjoins the southern boundary indicating his support for the boundary wall.*

*The Acting Town Planner has read the applicant's submission and now supports a variation to LPP No. 142 to allow a variation to the southern boundary setback for the upper floor to be 3.0 metres in lieu of the 4.0 metres. In this regard, the Acting Town Planner would recommend that this additional variation be included in the recommendation and that Condition No. 1 be deleted and all Conditions thereafter be renumbered."*

Mr Shand (owner) addressed the meeting seeking deletion of Condition 1 of the Committee's recommendation which required the upper floor setback to be increased to 4m.





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Cr de Jong left the meeting at 8.43pm.

**222. ADJOURNMENT**

Cr Wilson – Mayor Ferris

That the meeting be adjourned at 8.45pm for a short break to further discuss this matter. CARRIED

**223. RESUMPTION**

Cr Wilson – Mayor Ferris

That the meeting be resumed at 9.00pm, with all those present prior to the resumption in attendance. CARRIED

**224. TOWN PLANNING & BUILDING COMMITTEE (PRIVATE DOMAIN)  
(CONTINUED)****224.1 T178.11 Fortescue Street No. 35A (Lot 2)**

*Owner: Michael Shand*

*Applicant: Residential Building WA*

*Application No. P108/2010*

Cr Wilson – Cr Nardi

Council exercise its discretion in granting approval for:

- variation to the setback requirements of carports and garages as per part two of the Town's Local Planning Policy 142 relating to residential development;
- variation to the upper floor area to allow it to exceed 30% of the ground floor area as required under Local Planning Policy 142;
- variation to the R-Codes to allow excavation and fill to 1.17 metres in lieu of the 0.5 metres permitted under the Codes;

for a two-storey residence at No. 35A (Lot 2) Fortescue Street, East Fremantle as shown on plans received 22 June & 9 July 2010 and subject to the following conditions:

1. Any air conditioning plant is to be positioned so as to minimise impacts on the streetscape and neighbours' amenity, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
2. Materials and finishes are to be of a high standard, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
3. Exposed boundary walls are to be finished to the same standard as the rest of the development, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
4. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
5. The proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
6. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
7. The proposed dwelling is not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
8. All storm water is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.



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9. Any introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.
10. Where this development requires that any facility or service within a street verge (street trees, footpath, crossover, light pole, drainage point or similar) is to be removed, modified or relocated then such works must be approved by Council and if approved, the total cost to be borne by the applicant. Council must act reasonably and not refuse any reasonable proposal for the removal, modification or relocation of such facilities or services (including, without limitation any works associated with the proposal) which are required by another statutory or public authority.
11. Any new crossovers which are constructed under this approval are to be a maximum width of 3.0m, the footpath (where one exists) to continue uninterrupted across the width of the site and the crossover to be constructed in material and design to comply with Council's Policy on Footpaths & Crossovers.
12. This planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *A copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (b) *It is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (c) *All noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*
- (d) *Matters relating to dividing fences are subject to the Dividing Fences Act 1961.*

CARRIED

Cr Martin made the following impartiality declaration in the matter of 17 Preston Point Road: "As a consequence of the applicant being my hairdresser, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".

**224.2**      **T178.8 Preston Point Road No. 17 (Lot 2)**  
**Applicant / Owner: Penelope Ann Johnson**  
**Application No. P110/2010**

**Cr Wilson – Cr Collinson**

The adoption of the Committee's recommendation which is as follows:

That approval be granted for the existing studio to be used for the proposed home occupation (Hair Salon) at the property No. 17 (Lot 2) Preston Point Road, East Fremantle, in accordance with documentation date stamped received on 22 June 2010 and subject to the following conditions:

1. The proposed hair salon is not to occupy an area greater than 20 square metres.
2. The proposed hair salon is not to display a sign exceeding 0.2 square metres, unless a separate planning application is submitted and approved by the Town;
3. The proposed hair salon will not involve the retail, sale, display or hire of goods of any nature.

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4. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
5. The proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
6. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
7. Clients visiting No. 17 (Lot 2) Preston Point Road, East Fremantle for the use of home occupation (hair dressing) must park on-site.
8. The hours of operation for the home occupation (hair salon) are to be Tuesday – Saturday 9:00am – 5:00pm.
9. The Home Occupation approval to remain valid for a period of 12 months from the date this approval and will be subject to review prior to any extension.
10. The hair salon to comply with the requirements of the Health Act 1911 relating to Hairdressing Establishment Regulations 1972 and Health (Skin Penetration Procedure) Regulations 1998.
11. This planning approval for the building works will remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

CARRIED

**224.3 En-Bloc Recommendation – Town Planning & Building Committee Meeting of 10 August 2010**

Cr Wilson – Cr Nardi

That Council adopts en bloc the following recommendations of the Town Planning & Building Committee Meeting of 10 August 2010 {See MB Ref 224.3(A) to 224.3(D)}.

CARRIED**(A) T178.3 Moss Street No. 38 (Lot 12)****Applicant: Rodney O'Byrne Design****Owner: Farrington Nominees****Application No. P122/2010**

That Council exercise its discretion in granting approval for the following:

- variation to LPP 143 to allow a maximum fence height of 2.2 metres as shown on the approved plans;
- variation to LPP 142 to allow the garage to be setback 1.0 metre from the Fletcher Street boundary; and
- variation to the R-Codes to allow retaining in portions of the site to exceed 0.5 metres;

for the construction of a new boundary fence to front Moss and Fletcher Street, a garage on Fletcher Street and a landscaped garden area at No. 38 Moss Street, East Fremantle in accordance with the plans date stamp received on 26 July 2010 subject to the following conditions:

1. A schedule of materials and finishes to be submitted to the satisfaction of the Chief Executive Officer prior to the issue of a Building Licence.
2. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.

3. The proposed works are not to be commenced until Council has received an application for a demolition licence and a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
4. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
5. Any new crossovers which are constructed under this approval are to be a maximum width of 3.0m, the footpath (where one exists) to continue uninterrupted across the width of the site and the crossover to be constructed in material and design to comply with Council's Policy on Footpaths & Crossovers.
6. In cases where there is an existing crossover this is to be removed and the kerb, verge and footpath are to be reinstated at the applicant's expense to the satisfaction of Council, unless on application, Council approval for the crossover to remain is obtained.
7. All stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
8. This planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

**(B) T178.6 Speedy Cheval No. 34 (Lot 18)**

*Applicant / Owner: Michael Diblasi*

*Application No. P107/2010*

That Council grant retrospective planning approval for a covered patio at the rear of No. 34 (Lot 18) Speedy Cheval Street, East Fremantle as shown on plans received 21 June 2010 and subject to the following conditions:

1. With regard to the plans submitted with respect to the application for Building Approval Certificate, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
2. This planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *This approval does not include acknowledgement or approval of any additional unauthorised development which may be on the site.*
- (b) *A copy of the approved plans as stamped by Council are attached and the application for Building Approval Certificate is to conform to the approved plans unless otherwise approved by Council.*

**(C) T178.9 Dalgety Street No. 12 (Lot 12)**

*Applicant / Owner: Malcolm & Diana Edinger*

*Application No. P113/2010*

That Council exercise its discretion in granting approval for the following:

- variation to the external wall height on the southern elevation being 3.1 metres – 3.35 metres, the northern elevation being 3.4 metres – 3.7 metres and the

western elevation being 3.1 – 3.3 metres high, in lieu of the required 3.0 metre requirement of the R-Codes 2008;

- an increase in the retaining and fill up to a height of 1.2m in lieu of the 0.5 metres required under the R-Codes;
- variation to the building setback on the northern elevation being 3.61 metres to 3.72 metres in lieu of the required 4.5 metres; and
- variation to the proposed boundary wall height being 3m in lieu of the 2.7m average required under the R-Codes;

for the construction of alterations and additions at No. 12 (Lot 12) Dalgety Street, East Fremantle in accordance with the plans received on 24 June 2010 subject to the following conditions:

1. Prior to the issue of a building licence revised plans are to be submitted and approved demonstrating the windows to Bedroom 3 and the sitting room on the northern elevation be screened with an obscure non-removable material to the height of 1.65 metres above the finished floor level.
2. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
3. The proposed works are not to be commenced until Council has received an application for a demolition licence and a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
4. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
5. The proposed alterations and additions are not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
6. All stormwater is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
7. This planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

**(D) T178.12 Dalgety Street No. 70 (Lot 97)**

**Applicant: Richard Selwood**

**Owner: Christine Driver**

**Application No. P116/2010**

That Council grant approval for the construction of additions to the rear of the existing dwelling and the replacement of the garage roof at No. 70 (Lot 97) Dalgety Street, East Fremantle in accordance with the plans date stamp received on 29 June & 14 July 2010 subject to the following conditions:

1. Any air conditioning plant is to be positioned so as to minimise impacts on the streetscape and neighbours' amenity, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.



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2. Materials and finishes are to be of a high standard, details of which are to be provided to and endorsed by the Chief Executive Officer prior to the issue of a building licence.
3. The works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
4. The proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
5. With regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
6. The proposed additions are not to be occupied until all conditions attached to this planning approval have been finalised to the satisfaction of the Chief Executive Officer in consultation with relevant officers.
7. All storm water is to be disposed of on site, an interceptor channel installed if required and a drainage plan be submitted to the satisfaction of the Chief Executive Officer in consultation with the Building Surveyor prior to the issue of a building licence.
8. Any introduced filling of earth to the lot or excavated cutting into the existing ground level of the lot, either temporary or permanent, shall be adequately controlled to prevent damage to structures on adjoining lots or in the case of fill, not be allowed to encroach beyond the lot boundaries. This shall be in the form of structurally adequate retaining walls and/or sloping of fill at the natural angle of repose and/or another method as approved by the Town of East Fremantle.

**Footnote:**

*The following are not conditions but notes of advice to the applicant/owner:*

- (a) *A copy of the approved plans as stamped by Council are attached and the application for a building licence is to conform with the approved plans unless otherwise approved by Council.*
- (b) *It is recommended that the applicant provides a Structural Engineer's dilapidation report, at the applicant's expense, specifying which structures on adjoining sites may be adversely affected by the works and providing a record of the existing condition of the structures. Two copies of each dilapidation report should be lodged with Council and one copy should be given to the owner of any affected owner.*
- (c) *All noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

224.4

**8 Fortescue Street (Lot 180) East Fremantle****Proposed Privacy Panels****Applicant/Owner: A Paino****Application No P138/10***By Gemma Basley, Acting Town Planner, on 13 August 2010***BACKGROUND****Description of Proposal**

An application for planning approval for the erection of steel columns and diamond lattice privacy screens affixed to the northern boundary fencing of 8 Fortescue Street is the subject of this report.

On 9 December 2008 Council granted approval for the construction of the "Stepping Stones" kindergarten adjacent to this property.



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With the completion of this project, Mr & Mrs Paino are seeking to regain some of the lost privacy of their property by installing modest screening on their side of the boundary fence.

**REPORT**

The proposed screening is to be erected inside the existing fence (nevertheless arguably still constituting a dividing fence) and comprises:

- 11 steel columns extending 38mm above the existing fence capping to accommodate a lattice frame.
- 10 diamond lattice screens 2350mm x 350mm x 3.18mm

The proposal requires Council to vary the Fencing Local Laws to allow a fence higher than the permitted 1.8m.

It is the assessment of the Acting Town Planner that the proposed privacy screening/fencing is required to provide privacy from adjoining kindergarten and as such a variation to the Fencing Local Laws and approval to this application is supported.

**RECOMMENDATION**

Council exercise its discretion in granting approval for:

- a variation to the Fencing Local Laws to allow fencing columns to a height of 2.18m (an increase of 38mm above the existing fence capping and the prevailing standard in the Town's Local Laws Relating to Fencing)

to accommodate privacy lattice screening attached to the northern boundary fencing of 8 Fortescue Street (Lot 180) East Fremantle as shown on plans received and subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance with the conditions of this planning approval unless otherwise amended by Council.
3. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
4. this planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote**

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as*

**Cr Olson – Cr Wilson**

Council exercise its discretion in granting approval for:

- a variation to the Fencing Local Laws to allow fencing columns to a height of 2.18m (an increase of 38mm above the existing fence capping and the prevailing standard in the Town's Local Laws Relating to Fencing)

to accommodate privacy lattice screening attached to the northern boundary fencing of 8 Fortescue Street (Lot 180) East Fremantle as shown on plans received and subject to the following conditions:

1. the works are to be constructed in conformity with the drawings and written information accompanying the application for planning approval other than where varied in compliance with the conditions of this planning approval or with Council's further approval.
2. the proposed works are not to be commenced until Council has received an application for a building licence and the building licence issued in compliance

with the conditions of this planning approval unless otherwise amended by Council.

3. with regard to the plans submitted with respect to the building licence application, changes are not to be made in respect of the plans which have received planning approval, without those changes being specifically marked for Council's attention.
4. this planning approval to remain valid for a period of 24 months from date of this approval.

**Footnote**

- (a) *this decision does not include acknowledgement or approval of any unauthorised development which may be on the site.*
- (b) *a copy of the approved plans as stamped by Council are attached.*
- (c) *all noise levels produced by the construction of the development are to comply with the provisions of the Environmental Protection (Noise) Regulations 1997 (as amended).*

**CARRIED**

## 225. REPORTS OF CHIEF EXECUTIVE OFFICER

*Mayor Ferris made the following impartiality declaration in the matter of the funding application by East Fremantle Tricolore Soccer Club: "As a consequence of being a coach for the East Fremantle Tricolore Soccer Club, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".*

*Cr Wilson made the following impartiality declaration in the matter of the funding application by East Fremantle Tricolore Soccer Club: "As a consequence of being a team manager for the East Fremantle Tricolore Soccer Club, there may be a perception that my impartiality on the matter may be affected. I declare that I will consider this matter on its merits in terms of the benefit to the Town and vote accordingly".*

### 225.1 **East Fremantle Tricolore Soccer Club Community Sport and Recreation Facilities Fund (CSRFF) Small Grants Funding Round** *By Stuart Wearne, Chief Executive Officer, on 12 August 2010*

#### **PURPOSE**

To facilitate Council consideration of an application for funding from the East Fremantle Tricolore Soccer Club under the Community Sport and Recreation Facilities Fund Small Grants Funding Round.

#### **BACKGROUND**

Through the Department of Sport & Recreation's CSRFF funding program, the State Government provides financial assistance to community groups and local governments to develop essential infrastructure for sport and recreation. The program aims to increase physical activity and participation in sport and recreation and is an incentive for the planned and carefully assessed development of good quality, well designed and hopefully well utilised facilities.

The Small Grants Funding Round (for projects under \$150,000) is a relatively new initiative of the Department and can be distinguished in two other ways from the Standards Grants round (for projects over \$150,000).

Firstly, the timeline for the Small Grants applications is different to that of the Standard Grants round which closes on 29 October 2010. Under the Small Grants round, applications must be submitted to the Department of Sport & Recreation by local governments by 31 August 2010. This requires each local government to assess the applications and gain Council endorsement by this date. The second difference is that approved Small Grants will be required to be acquitted prior to the 15 June 2011. This means that any Council support must be predicated on funding in the current financial year. Under the Standards Grants program, acquittal occurs in the following financial year.



Applications for funding were advertised in the West Australian newspaper on Wednesday, 30 June 2010. Council wrote to all sporting clubs and organisations in the Town on 7 July 2010, advising of the funding round and requesting that applications be received by 31 July 2010.

It is a little disappointing that this application was received after that date, particularly as it had been under consideration at a Club level for some time and it has not allowed time for a full assessment of some of the issues arising, as discussed further under "Discussion" below.

## REPORT

### Introduction/Comments

The East Fremantle Tricolore Soccer Club is proposing:

- to upgrade existing lighting at Upper Wauhop Park to meet current training standards, via the installation of new lighting poles and fittings
- to upgrade existing lighting at Lower Wauhop Park to competition match standards, via new light fittings which will produce increased illumination, to be mounted on existing poles.

The Club advises that:

- the lighting at Upper Wauhop Park no longer meets relevant Australian Lighting Standards and many areas on the pitch are unusable
- this proposal will enable them to expand training and increase membership which includes particularly young and female participants.
- the higher level of lighting at Lower Wauhop Park will allow for junior soccer competition games to be played at night during the week. This is not currently possible yet is a confirmed initiative of Football West commencing in 2010.

The Club has received estimates of the construction costs totalling \$112,465 (exclusive of GST). (See however Discussion below.) On this basis financial contributions from the three organisations would be as follows-

|  |               |
|--|---------------|
| • Town of East Fremantle               | \$37,488      |
| • CSRFF                                | 37,488        |
| • East Fremantle Tricolore Soccer Club | <u>37,489</u> |
| TOTAL                                  | 112,465       |

### Relevant Council Policies

#### *Council Policy No 3 – Recreation*

1. *The basic purpose of recreation is to enrich the lives of people and to improve the quality of life of a community:*
2. *Recreation endeavours to cater for every age group, meeting the needs of young children, adolescent young people, adults, the elderly and disabled:*
3. *Recreation covers the whole spectrum of human interest including play, sport, drama, music, dance, art, crafts, literature, social gatherings, community service and many others:*
4. *Recreation should provide for individual choice and allow freedom for a wide range of recreation opportunities to develop:*
5. *Any recreation program should encourage community involvement in its planning, organisation and implementation.*

### Strategic Plan Implications

This item is in accordance with the Strategic Plan by way of compliance with:

- Strategic Direction "Fostering a range of recreation and physical activities".
- Social Initiative 1.11 "Continue to support community organisations and sporting and recreational organisations operating in the Town".

- Environmental Initiative 2.7 *“Continue to develop innovative children’s playgrounds and upgrading of sporting and recreational facilities”*.

**Financial/Resource/Budget Implications**

In order for the East Fremantle Tricolore Soccer Club to progress their application, they are seeking Council’s financial support. In the context of the budget, Council on 21 July 2010 approved an allocation of \$33,425 in support of the Club’s application.

It is proposed the additional \$4,063, if required (See Discussion below), be provided from the Strategic Plan Reserve as the expenditure supports Strategic Direction “Fostering a range of recreation and physical activities”.

**Discussion**

The Club advises in its application that it has almost 800 playing members and uses additional facilities at several parks in Fremantle for both training and competitions. Wauhop Park is the only venue used by the Club that offers clubroom facilities.

The Club advises that the current lighting was installed approximately 10 years ago.

On the basis of the above, the application is supported, however if this application is approved there are some technical issues (which have some cost implications) which will require further consideration. The above is based on advice received by the author only today, which unfortunately means that the issues cannot be clarified in time for this report.

It is hoped to obtain further clarification prior to the Council meeting, in which event a slightly revised report may be submitted to the meeting.

Meanwhile the author has conditioned the recommendation in a way which allows the matter to be addressed prior to any works being implemented, should the application be approved.

Essentially the late advice is that with respect to the Upper Wauhop Park, instead of using 4 x 20m (new) poles it should be possible to use the existing 4 x 12m poles and install 2 new 12m poles, with this option producing the required standard of a 50w lux level.

This option would produce an estimated saving of \$35,000. Further, the shorter poles are less expensive to maintain in terms of the size of cherry picker needed to reach the lights. Further, the shorter poles would arguably be potentially less compromising of the amenity of nearby residents.

The CSRFF application guidelines state that Council must provide a project ranking of this project from the following criteria:

- A Well planned and needed by municipality
- B Well planned and needed by applicant
- C Needed by municipality, more planning required
- D Needed by applicant, more planning required
- E Idea has merit, more planning work needed
- F Not recommended

Council must also rank the priority of this application with respect to any other grant application received. At this time, Council has received only one other grant application, being from the East Fremantle Bowling Club and no other applications are expected.



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**RECOMMENDATION(S)**

That the Town of East Fremantle support the CSRFF grant application by the East Fremantle Tricolore Soccer Club for a maximum of \$112,465 for the lighting upgrade project (Council's requested contribution being a maximum of \$37,488), with a project rating of B and a priority rating of 1, subject to:

1. \$4,063 being allocated from the Strategic Plan reserve to Account E11670 if required (\$33,425 being provided from Municipal Funds as previously adopted by Council Account E11670)
2. Council's contribution not exceeding  $\frac{1}{3}$  of the total financial cost of the project
3. any lighting installation to be optimally energy efficient
4. Council reserving the right to review the lighting infrastructure proposed for Upper Wauhop Park prior to final agreement, consistent with comments in the report
5. the playing of any night games (as opposed to training) requiring Council approval.

*The Acting Town Planner left the meeting at 9.17pm.*

The CEO advised that on the basis of a review of the proposal (see report) it was recommended that instead of four new 20m poles, elected members approve two new 12m poles for Upper Wauhop Park, to be used in conjunction with the 4 existing 12m poles. On this basis costs should reduce to \$77,465 (Lower Wauhop Park \$17,465 and Upper Wauhop Park \$60,000). However with a contingency of \$6,535 allowed for, the maximum grant recommended was \$84,000 (ie Council's maximum contribution being \$28,000).

**Cr Olson – Cr Martin**

**That the Town of East Fremantle support the CSRFF grant application by the East Fremantle Tricolore Soccer Club for a maximum of \$84,000 for the lighting upgrade project (Council's requested contribution being a maximum of \$28,000), with a project rating of B and a priority rating of 1, subject to:**

1. **lighting for Upper Wauhop Park comprising of the existing four x 12m poles and two new 12m poles.**
2. **Council's contribution not exceeding  $\frac{1}{3}$  of the total financial cost of the project**
3. **any lighting installation to be optimally energy efficient and with minimal light spill**
4. **Any night games by East Fremantle Tricolore Soccer Club are to be finished by 9.30pm, unless otherwise approved by Council.**
5. **Any night games by Fremantle Spirit will require Council approval. CARRIED**

**225.2 East Fremantle Bowling Club Community Sport and Recreation Facilities Fund (CSRFF) Small Grants Funding Round**

*By Stuart Wearne, Chief Executive Officer, on 13 August 2010*

**PURPOSE**

To facilitate Council consideration of an application for funding from the East Fremantle Bowling Club under the Community Sport and Recreation Facilities Fund (CSRFF) Small Grants Funding Round.

**BACKGROUND**

Through the CSRFF funding program, the State Government provides financial assistance to community groups and local governments to develop essential infrastructure for sport and recreation. The program aims to increase physical activity and participation in sport and recreation and is an incentive for the planned and carefully assessed development of good quality, well designed and hopefully well utilised facilities.

The Small Grants Funding Round (for projects under \$150,000) is a relatively new initiative of the Department and can be distinguished in two other ways from the Standards Grants round (for projects over \$150,000).

Firstly, the timeline for the Small Grants applications is different to that of the Standard Grants round which closes on 29 October 2010. Under the Small Grants round,

applications must be submitted to the Department of Sport & Recreation by local governments by 31 August 2010. This requires each local government to assess the applications and gain Council endorsement by this date. The second difference is that approved Small Grants will be required to be acquitted prior to the 15 June 2011. This means that any Council support must be predicated on funding in the current financial year. (Under the Standards Grants program, acquittal occurs in the following financial year.)

Applications for funding were advertised in the West Australian newspaper on Wednesday, 30 June 2010. Council wrote to all sporting clubs and organisations in the Town on 7 July 2010, advising of the funding round and requesting that applications be received by 31 July 2010.

## REPORT

### Introduction/Comments

The Club seeks funding to replace a worn out bowling green.

The Club has received an estimate of the construction costs totalling \$7,500 (exclusive of GST). Projected contributions from the three organisations are as follows-

|                               |              |
|-------------------------------|--------------|
| • Town of East Fremantle      | \$2,500      |
| • CSRFF                       | 2,500        |
| • East Fremantle Bowling Club | <u>2,500</u> |
| TOTAL                         | \$ 7,500     |

### Relevant Council Policies

#### *Council Policy No 3 – Recreation*

1. *The basic purpose of recreation is to enrich the lives of people and to improve the quality of life of a community:*
2. *Recreation endeavours to cater for every age group, meeting the needs of young children, adolescent young people, adults, the elderly and disabled:*
3. *Recreation covers the whole spectrum of human interest including play, sport, drama, music, dance, art, crafts, literature, social gatherings, community service and many others:*
4. *Recreation should provide for individual choice and allow freedom for a wide range of recreation opportunities to develop:*
5. *Any recreation program should encourage community involvement in its planning, organisation and implementation.*

### Strategic Plan Implications

This item is in accordance with the Strategic Plan by way of compliance with:

- Strategic Direction “*Fostering a range of recreation and physical activities*”.
- Social Initiative 1.11 “*Continue to support community organisations and sporting and recreational organisations operating in the Town*”.
- Environmental Initiative 2.7 “*Continue to develop innovative children’s playgrounds and upgrading of sporting and recreational facilities*”.

### Financial/Resource/Budget Implications

In order for the East Fremantle Bowling Club to progress their application, they are seeking Council’s financial support. There is no specific allocation in Council’s 2010/2011 budget for this item, although in the current budget, Council has, as it has done for a number of years, included an operating subsidy to the Club, in this year of \$13,335.

It is proposed that the \$2,500 required to satisfy the 1/3 Council contribution could be provided from the Strategic Plan Reserve as the expenditure supports Strategic Direction “*Fostering a range of recreation and physical activities*”.

**Discussion**

The CSRFF application guidelines state that Council must provide a project ranking of this project from the following criteria:

- A Well planned and needed by municipality
- B Well planned and needed by applicant
- C Needed by municipality, more planning required
- D Needed by applicant, more planning required
- E Idea has merit, more planning work needed
- F Not recommended

Council must also rank the priority of this application with any other grant application received from other clubs. At this time, Council has received one other grant application, this being from the East Fremantle Tricolore Soccer Club. It is not anticipated any further applications will be received.

**RECOMMENDATION(S)**

The Town of East Fremantle support the CSRFF grant application by the East Fremantle Bowling Club for a maximum of \$7,500 for the replacement of one bowling green (Council's contribution being a maximum of \$2,500), with a project rating of B and a priority rating of 2, subject to:

1. Council's contribution being allocated from the Strategic Plan reserve to Account E11670
2. Council's contribution not exceeding  $\frac{1}{3}$  of the total financial cost of the project.

**Cr Olson – Cr Nardi**

**The Town of East Fremantle support the CSRFF grant application by the East Fremantle Bowling Club for a maximum of \$7,500 for the replacement of one bowling green (Council's contribution being a maximum of \$2,500), with a project rating of B and a priority rating of 2, subject to:**

- 1. Council's contribution being allocated from the Strategic Plan reserve to Account E11670**
  - 2. Council's contribution not exceeding  $\frac{1}{3}$  of the total financial cost of the project.**
- CARRIED

**225.3 East Fremantle Junior Football Club**

The CEO advised that he believed the East Fremantle Junior Football Club would be submitting a funding application for the standard CSRFF round which must be lodged with the Department of Sport & Recreation by 31 October 2010. In response to a query from an elected member, the CEO advised he was unsure, apart from lighting fixtures, what items the Club would be making application for, however was aware Council officers were meeting with Mr Dundon, whom the CEO noted was in the gallery, on Thursday.

Mr Dundon (President EFJFC) responded briefly outlining the following works the Club was considering applying for:

- ground lighting
- realignment of the oval
- modification to the limestone retaining wall

Mr Dundon stated that there may be a joint application with the East Fremantle Lacrosse/East Fremantle Cricket Clubs.

**225.4 East Fremantle Croquet Club**

The CEO read correspondence from the East Fremantle Croquet Club seeking financial assistance for:

- the purchase of a line marker valued at \$770
- the possible installation of a second toilet in the clubhouse



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The CEO advised that:

- there were funds in the Strategic Planning Reserve which, consistent with the purpose of that Reserve, pursuant to the relative sections of the Strategic Plan, could appropriately be used to purchase a line marker for the Club.
- with respect to the second issue, the CEO advised this was investigated about 5 years ago and found to be cost prohibitive, however revised costings were currently being obtained in relation to the installation of a second toilet.

**Cr Olson – Cr Collinson**

**That the Town approves expenditure of \$770 from the Strategic Planning Reserve for the purchase of a line marker for the East Fremantle Croquet Club. CARRIED**

*The Chief Executive Officer made the following impartiality declaration in the following matter: "By virtue of my participation in the 2009 Corporate Challenge Regatta and subsequent ongoing participation with respect to the Club as a member undertaking occasional novice social rowing, there may be a perception that my impartiality on the matter may be affected. I declare that all advice given has been given impartially and on the merits of the issues concerned.*

**225.5 Fremantle Rowing Club**

The Chief Executive Officer advised that Council had received a request from the Fremantle Rowing Club, with respect to seeking Corporate sponsors for the forthcoming 2010 Corporate Challenge Regatta which would be held on 28 November 2010.

The Regatta and associated sponsorship arrangements constitute the Club's major fundraising activity.

Two levels of sponsorship were available: "Gold Sponsor" (\$2,000) and "Silver Sponsor" (\$700).

The CEO noted the first such request had been made in 2009 following which Council had resolved to be a Silver Sponsor. In addition, following an expressed wish by elected members for Council staff to participate as a crew in the Regatta, three Council staff (the CEO, John Roberts and Paul Busby) and one member of Council's Town Planning Advisory Panel (Michael Connor) had subsequently formed a crew and participated in the Regatta.

The CEO noted the Club had been in existence since 1886, i.e. predating the foundation of the Town of East Fremantle, and possibly making it the oldest Club in the Town.

The CEO advised that after almost becoming moribund in the 1970's, when membership dropped to only 22 members, the Club now had the largest membership in the State and in terms of competitive rowers, was second only to the UWA Rowing Club.

The Club had developed a very strong reputation for encouraging youth participation in rowing, with a focus on recruitment from the Fremantle region. This was particularly significant given no schools in this catchment area have rowing as a sporting option, consistent with rowing traditionally being the province of elite private schools.

Such is the strength of the Club's youth program, the Club has won the WA Novice Pennant for the past three years.

Two of the Club's young rowers have been awarded WA Institute of Sport placements this year and the Club has been selected as one of the clubs to implement the National Talent identification and Development Program in WA.

Local resident Damien Flynn, Club Vice President and Head Coach of the juniors, has worked tirelessly at developing junior rowing at the Club and been highly instrumental in the abovementioned successes.

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The Club was also promoting increased female membership. Females currently comprise one third of members, with the aim being to increase female membership to at least half.

The Club also has good numbers of veteran rowers and social rowers.

In part due to the growth of Club membership, the Club was considering replacing or at least enhancing its current premises.

A CSRFF based application is, accordingly, eventually expected.

In the course of discussion, elected members indicated they supported sponsorship again this year and further, some elected members signified that they would also like to participate in the Regatta, if possible.

The CEO noted that normal crew registration for the Corporate Cup was \$700 per crew of 4, although gold sponsors received one free entry and silver sponsors received a \$200 discount for the first crew.

**Cr Olson – Cr Nardi**

**That Council provides a donation of \$1,900 for the purpose of Silver Sponsorship and sponsoring up to two teams in the Corporate Challenge Regatta Challenge Regatta.**

CARRIED

**225.6 1<sup>st</sup> Fremantle Scout Group, Camp Waller**

Cr Collinson sought information on a private fitness company which appeared to be operating from the scout premises at Camp Waller.

The CEO advised that the Senior Ranger had alerted him to this fact and the matter was currently under investigation.

**225.7 Shadow Minister for Local Government**

The CEO tabled a recent media release from Paul Papalia MLA, the Shadow Minister for Local Government, regarding council amalgamations. Mr Papalia had advised it would be appreciated if the statement “could be tabled at the next Council meeting for the information of Councillors”.

**ATTACHMENT**

**226. CONFIDENTIAL BUSINESS**

Nil.

**227. NOTICES OF MOTION BY ELECTED MEMBERS FOR CONSIDERATION AT THE FOLLOWING MEETING****227.1 Cr Martin – Glyde-In Recognition**

*“That the Town of East Fremantle congratulates the volunteer Management Committee of the Glyde-In Community Learning Centre for winning the Learning Centre Link “Team of the Year” award 2010 and East Fremantle resident Paddy Glasgow for winning the Tutor of the Year award. The awards recognise the outstanding contribution Glyde-In and its volunteers make in fostering valuable community-based learning initiatives in the Town and are a testament to the high standards Glyde-In continues to achieve in its work.”*

*“That the Town hosts a function to formally congratulate the Management Committee and tutor Paddy Glasgow on their achievements and to recognise the positive impact of their volunteering for Town residents.”*

**227.2 Cr Collinson – Uranium Mining & Transportation**

*“That WALGA compile a report on the risks and hazards involved in the mining and transportation of uranium.”*



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MINUTES

227.3 **Cr Collinson – Acknowledgement of Country**

*“That an acknowledgement of country be made at all Committee meetings.”*

228. **MOTIONS WITHOUT NOTICE OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING**

Nil.

229. **CLOSURE OF MEETING**

There being no further business, the meeting closed at 10.15pm.

*I hereby certify that the Minutes of the meeting of the **Council** of the Town of East Fremantle, held on **17 August 2010**, Minute Book reference **207. to 229.** were confirmed at the meeting of the Council on*

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*Presiding Member*